

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE

SECOND SPECIAL SESSION

July 29, 2005

SECOND REGULAR SESSION

January 4, 2006 to May 24, 2006

THE GENERAL EFFECTIVE DATE FOR

SECOND SPECIAL SESSION

NON-EMERGENCY LAWS IS

OCTOBER 28, 2005

THE GENERAL EFFECTIVE DATE FOR

SECOND REGULAR SESSION

NON-EMERGENCY LAWS IS

AUGUST 23, 2006

**PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.**

Penmor Lithographers

Lewiston, Maine

2006

GENERAL FUND TOTAL	\$0	\$25,000
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See title page for effective date.

CHAPTER 58

H.P. 405 - L.D. 550

An Act To Appropriate Matching Funds for the Construction of a Community Center in Oxford Hills

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriations and allocations.

The following appropriations and allocations are made.

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Office of the Commissioner 0401

Initiative: Provides one-time funds to match private funds of at least an equal amount to provide a grant to the Oxford County Agricultural Society to support the construction of a community center for agricultural and cultural purposes on land owned by the association.

GENERAL FUND	2005-06	2006-07
All Other	\$0	\$50,000

GENERAL FUND TOTAL	\$0	\$50,000
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See title page for effective date.

CHAPTER 59

H.P. 131 - L.D. 180

An Act To Appropriate State Funds To Protect Potato Farmland in Aroostook County from Blight and Other Diseases That Could Occur with the 2004 Crop Unless Cull Potatoes Are Dumped Properly

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriations and allocations.

The following appropriations and allocations are made.

MAINE POTATO BOARD

Potato Board 0429

Initiative: Appropriates funds to assist farmers who are in need of assistance with disposal of table stock potatoes that are rotting due to poor weather during the harvest in 2004.

GENERAL FUND	2005-06	2006-07
All Other	\$0	\$5,000

GENERAL FUND TOTAL	\$0	\$5,000
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See title page for effective date.

CHAPTER 60

S.P. 679 - L.D. 1762

An Act Authorizing the Deorganization of Drew Plantation

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Deorganization of Drew Plantation. Drew Plantation in Penobscot County is deorganized, except that the corporate existence, powers, duties and liabilities of the plantation survive for the purposes of prosecuting and defending all pending suits to which the plantation is, or may be, a party and all needful process arising out of any suits, including provisions for the payment of all or any judgments or debts that may be rendered against the plantation or exist in favor of any creditor.

Sec. 2. Deorganization Plan. The deorganization of Drew Plantation must be in accordance with the Deorganization Plan as amended February 1, 2006.

Sec. 3. Unexpended school funds. The treasurer of Drew Plantation or any other person who has custody of the funds of the plantation shall pay to the Treasurer of State all unexpended school funds that, together with the credits due the plantation for school purposes, are to be used by the State Tax Assessor to settle any school obligations contracted by the plantation before deorganization. Any unexpended school funds remaining with the Treasurer of State after all the obligations have been met must be added to the Unorganized Territory Education and Services Fund, as established in the Maine Revised Statutes, Title 36, chapter 115.

Sec. 4. Provision of education services. Notwithstanding any other law, this section entitles all prekindergarten to grade 5 pupils in Drew Plantation to attend school in Kingman Township, all grade 6 to grade 8 pupils to attend school within Maine School Administrative District No. 30 and all grade 9 to grade 12 pupils to attend school at Lee Academy. Pupils must be provided transportation at state expense to those schools.

Sec. 5. Assessment of taxes. The State Tax Assessor shall assess the real and personal property taxes in Drew Plantation as of April 1, 2007, as

provided in the Maine Revised Statutes, Title 36, chapter 115.

Sec. 6. Referendum; certificate to Secretary of State. This Act takes effect 90 days after its approval only for the purpose of permitting its submission by the municipal officers to the legal voters of Drew Plantation by ballot at the next general election to be held in November. This election must be called, advertised and conducted according to the Maine Revised Statutes, Title 30-A, sections 2528 and 2532. The plantation clerk shall prepare the required ballots, on which the clerk shall reduce the subject matter of this Act to the following question:

"Do you favor the deorganization of Drew Plantation?"

The voters shall indicate their opinion on this question by a cross or check mark placed against the word "Yes" or "No." Before becoming effective, this Act must be approved by at least 2/3 of the legal voters voting at the election, and the total number of votes cast for and against the acceptance of this Act at the election must equal or exceed 50% of the total number of votes cast in the plantation for Governor at the last gubernatorial election.

The municipal officers of Drew Plantation shall declare the result of the vote. The plantation clerk shall file a certificate of the election result with the Secretary of State within 10 days from the date of the election.

Sec. 7. Effective date. Sections 1 to 4 of this Act take effect on July 1, 2007 if deorganization is approved by the voters of Drew Plantation pursuant to section 5 of this Act.

Effective pending referendum, unless otherwise indicated.

CHAPTER 61

H.P. 1370 - L.D. 1956

An Act To Recapitalize the Maine Downtown Center

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriations and allocations. The following appropriations and allocations are made.

EXECUTIVE DEPARTMENT
State Planning Office 0082

Initiative: Provides one-time funds to recapitalize the Maine Downtown Center.

GENERAL FUND	2005-06	2006-07
All Other	\$0	\$75,000
GENERAL FUND TOTAL	\$0	\$75,000

State Planning Office 0082

Initiative: Provides one-time funds for the Maine Regulatory Fairness Board.

GENERAL FUND	2005-06	2006-07
All Other	\$0	\$5,000
GENERAL FUND TOTAL	\$0	\$5,000

EXECUTIVE DEPARTMENT	2005-06	2006-07
DEPARTMENT TOTALS		
GENERAL FUND	\$0	\$80,000
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$80,000

See title page for effective date.

CHAPTER 62

H.P. 1221 - L.D. 1714

An Act To Increase Funding for the Intergovernmental Advisory Commission

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriations and allocations. The following appropriations and allocations are made.

EXECUTIVE DEPARTMENT

State Planning Office

Initiative: Provides funds for planning and holding a conference for the Intergovernmental Advisory Commission.

GENERAL FUND	2005-06	2006-07
All Other	\$0	\$10,000
GENERAL FUND TOTAL	\$0	\$10,000

See title page for effective date.

CHAPTER 63

S.P. 862 - L.D. 2117

An Act To Amend the Charter of the Starboard Water District