

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 2010 to June 29, 2011

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 28, 2011

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

Augusta, Maine
2011

**CHAPTER 89
S.P. 215 - L.D. 726**

**Resolve, To Reduce Funding to
Maine Clean Election Act
Candidates**

Sec. 1. Funding reduced for Maine Clean Election Act candidates. Resolved: That, notwithstanding the Maine Revised Statutes, Title 21-A, chapter 14, the amount distributed to certified candidates by the Commission on Governmental Ethics and Election Practices pursuant to the Maine Clean Election Act during the 2012 election cycle must be 5% less than the amount distributed to certified candidates by the commission during the 2010 election cycle; and be it further

Sec. 2. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

**ETHICS AND ELECTION PRACTICES,
COMMISSION ON GOVERNMENTAL**

**Governmental Ethics and Election Practices -
Commission on 0414**

Initiative: Deallocates payments to candidates to reduce the amount distributed during the 2012 election cycle to 5% less than the amount distributed during the 2010 election cycle.

OTHER SPECIAL REVENUE FUNDS	2011-12	2012-13
All Other	(\$245,835)	\$0
	_____	_____
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$245,835)	\$0

See title page for effective date.

**CHAPTER 90
S.P. 500 - L.D. 1567**

**Resolve, To Authorize the State
To Acquire a Landfill in the
Town of East Millinocket**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the owner of pulp and paper mills in the Town of Millinocket and the Town of East Millinocket has announced the closure of the mills after failing to find buyers for them; and

Whereas, this closure would have an immediate negative effect on the economy in the Town of Millinocket, the Town of East Millinocket and the surrounding area, including the loss of approximately 400 jobs; and

Whereas, the ability of the State to enter into negotiations for acquiring the existing solid waste disposal facility on the East Millinocket mill property will help the effort to sell and reopen the mills, retain the jobs and reverse the potential negative economic effect of the mills' closure; and

Whereas, the acquisition of real estate associated with the solid waste disposal facility by donation will not involve the purchase or sale of real estate within the meaning of the Constitution of Maine; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Acquisition of landfill authorized. Resolved: That, notwithstanding the Maine Revised Statutes, Title 5, section 1825-B, subsection 1; Title 38, section 1310-X; and Title 38, chapter 24, the following provisions apply.

1. The Executive Department, State Planning Office, referred to in this section as "the office," may acquire, own and cause to be operated an existing Department of Environmental Protection-licensed and generator-owned solid waste disposal facility in the Town of East Millinocket, known as the Dolby Landfill and consisting of 3 separate areas known as "Dolby Landfill Site 1," "Dolby Landfill Site 2" and "Dolby Landfill Site 3," including unused solid waste capacity, expansion potential and the rights and obligations of all related solid waste licenses, together with such related property, if any, and appurtenant rights as may be necessary or desirable for the operation of such property as a commercial landfill, referred to in this resolve collectively as "the disposal facility."

The office may only acquire real estate associated with the disposal facility by donation and may establish the terms and conditions of acquisition by donation and execute and deliver, in the name of and on behalf of the State, all contracts the office determines are necessary or appropriate to effect the acquisition and operation of the disposal facility. Such a donation is conditioned upon the execution of an agreement by a buyer for the acquisition of the pulp and paper mills in the Town of Millinocket and the Town of East Millinocket; the office's endeavoring to identify and implement measures to mitigate the State's closure costs, including the consideration of cost caps on the closure costs, including the consideration of cost caps on the closure of the Dolby Landfill; and the office's having