

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 6, 2016 to April 29, 2016**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 29, 2016**

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

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**Augusta, Maine**  
**2016**

1. The annual appropriation for the purposes of the capital reserve fund may not exceed \$500,000.

2. The maximum amount that may be kept in the capital reserve fund is \$2,000,000.

3. When the trustees determine that a project relates to maintaining, rehabilitating, upgrading or replacing aging infrastructure, they may order the withdrawal and expenditure of the necessary amount from the capital reserve fund to cover the expenditure of the project. If funds are committed to cover an expenditure that will run beyond a given fiscal year, those funds will not be included in the \$2,000,000 cap established under subsection 2.

4. The trustees are responsible for oversight of the capital reserve fund and shall deposit or invest the fund according to the Maine Revised Statutes, Title 30-A, chapter 223, subchapter 3-A. Any interest earned or capital gains realized accrue to and become part of the capital reserve fund.

See title page for effective date.

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## CHAPTER 13

### S.P. 572 - L.D. 1474

#### An Act To Provide for the 2016 and 2017 Allocations of the State Ceiling on Private Activity Bonds

**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 Maine Revised Statutes, Title 10, section 363 and Private and Special Law 2015, chapter 6 make a partial allocation of the state ceiling on private activity bonds to some issuers for calendar year 2016 but leave a portion of the state ceiling unallocated and do not provide sufficient allocations for certain types of private activity bonds that may require an allocation prior to the effective date of this Act if not enacted on an emergency basis; and

**Whereas,** if these bond issues must be delayed due to the lack of available state ceiling, the rates and terms under which these bonds may be issued may be adversely affected, resulting in increased costs to beneficiaries or even unavailability of financing for certain projects; 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 enacted by the People of the State of Maine as follows:**

**Sec. 1. Allocation to the Treasurer of State.** The \$5,000,000 of the state ceiling on private activity bonds for calendar year 2016 previously allocated to the Treasurer of State remains allocated to the Treasurer of State to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 5 for calendar year 2016. Five million dollars of the state ceiling for calendar year 2017 is allocated to the Treasurer of State to be used or reallocated in accordance with Title 10, section 363, subsection 5.

**Sec. 2. Allocation to the Finance Authority of Maine.** The \$40,000,000 of the state ceiling on private activity bonds for calendar year 2016 previously allocated to the Finance Authority of Maine remains allocated to the Finance Authority of Maine to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 6 for calendar year 2016. Forty million dollars of the state ceiling for calendar year 2017 is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 6.

**Sec. 3. Allocation to the Maine Municipal Bond Bank.** The \$10,000,000 of the state ceiling on private activity bonds for calendar year 2016 previously allocated to the Maine Municipal Bond Bank remains allocated to the Maine Municipal Bond Bank to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 7 for calendar year 2016. Ten million dollars of the state ceiling for calendar year 2017 is allocated to the Maine Municipal Bond Bank to be used or reallocated in accordance with Title 10, section 363, subsection 7.

**Sec. 4. Allocation to the Finance Authority of Maine as successor to the Maine Educational Loan Authority.** The \$15,000,000 of the state ceiling on private activity bonds for calendar year 2016 previously allocated to the Maine Educational Loan Authority is now allocated to the Finance Authority of Maine to be used or reallocated in accordance with Public Law 2015, chapter 170 and with the Maine Revised Statutes, Title 10, section 363, subsection 8 for calendar year 2016. Fifteen million dollars of the state ceiling for calendar year 2017 is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 8.

**Sec. 5. Allocation to the Maine State Housing Authority.** The \$50,000,000 of the state ceiling on private activity bonds for calendar year 2016 previously allocated to the Maine State Housing Authority remains allocated to the Maine State Housing Authority to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 4 for calendar year 2016. Fifty million dol-

lars of the state ceiling for calendar year 2017 is allocated to the Maine State Housing Authority to be used or reallocated in accordance with Title 10, section 363, subsection 4.

**Sec. 6. Unallocated state ceiling.** One hundred eighty-one million five hundred fifteen thousand dollars of the state ceiling on private activity bonds for calendar year 2016 is unallocated and must be reserved for future allocation in accordance with applicable laws. One hundred eighty-one million five hundred fifteen thousand dollars of the state ceiling for calendar year 2017 is unallocated and must be reserved for future allocation in accordance with applicable laws.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective February 17, 2016.

**CHAPTER 14  
S.P. 580 - L.D. 1482**

**An Act To Revise the Charter  
of the Rumford Water District**

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

**Sec. 1. Territorial limits and corporate name.** The territory and the people within the Town of Rumford constitute a public municipal corporation under the name of the Rumford Water District, referred to in this Act as "the district."

**Sec. 2. Powers of the Rumford Water District.** The district is authorized to take, hold, divert, use and distribute water for the purpose of supplying potable water for domestic, sanitary, commercial and municipal purposes. The district may take or draw from any surface water or groundwater source within the territory of the district. The district has all the powers of a standard district under the Maine Revised Statutes, Title 35-A, section 6404 to the extent not inconsistent with this Act.

**Sec. 3. Board of trustees.** All the affairs of the district must be managed by a board of trustees composed of 3 members who are residents of the district, to be chosen by a majority of the municipal officers of the Town of Rumford. Notwithstanding the Maine Revised Statutes, Title 35-A, section 6410, subsection 5, the trustees shall when necessary elect a president, clerk, treasurer and all other officers and agents for the proper conduct and management of the affairs of the district. Trustees may adopt a corporate seal. The trustees shall serve staggered 3-year terms, such that one trustee term ends each year. Notwithstanding Title 35-A, section 6410, subsection 4, the

term of each trustee ends on the first Monday in August immediately following the end of the term for which that trustee was appointed; except that a trustee shall serve until a successor is appointed. Whenever the term of office of a trustee expires, the municipal officers of the Town of Rumford shall appoint a successor to serve the full term of 3 years, and in case any other vacancy arises it must be filled in like manner for the unexpired term. The trustees may also adopt and establish such bylaws as are necessary for their own convenience and the proper management of the affairs of the district. The trustees may procure an office and incur such expenses as may be necessary. Each trustee is entitled to compensation, as recommended by the trustees and approved by a majority of municipal officers of the Town of Rumford, in accordance with Title 35-A, section 6410, subsection 7. At the close of each fiscal year, the trustees shall make a detailed report of their doings, of the receipts and expenditures of the water district, of the water district's financial and physical condition and of such other matters and things pertaining to the district as demonstrate how the trustees are fulfilling the duties and obligations of their trust, such reports to be made and filed with the municipal officers of the Town of Rumford.

**Sec. 4. Authority to lay mains, pipes, conduits and other water conveyances through public ways and across private lands.** The district is authorized to lay, maintain, repair and replace pipes, mains and other fixtures and appurtenances in, along and through the streets, roads, ways, highways, bridges, lakes, ponds, rivers and watercourses within the district and in, along and through private lands of any person or corporation within the district. When the district lays, maintains, repairs or replaces pipes, mains or any fixtures or appurtenances in any street, road, way or highway, it shall do so with as little obstruction as practicable to public travel and shall at its own expense and without unnecessary delay replace in proper condition the earth and pavement removed by it.

**Sec. 5. Authority to erect and maintain dams, reservoirs and structures.** The district is hereby authorized, for the purposes of its incorporation, to erect and maintain all dams, reservoirs and structures necessary and convenient for its corporate purposes.

**Sec. 6. Take land in the Town of Peru.** The Rumford Water District, in addition to the rights and powers conferred upon it by law and under the franchises of the water companies by it acquired, shall have the right and is hereby authorized to take and hold as for public use, by purchase or otherwise, the following certain land or interest therein in the Town of Peru, County of Oxford and State of Maine: