

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

**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.**

---

---

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

district, which is declared to be a quasi-municipal corporation within the Maine Revised Statutes, Title 30-A, section 5701. All bonds, notes and other evidences of indebtedness issued by the district are legal investments for savings banks and are exempt from state income tax. The district, through its trustees, in order to pay necessary expenses and liabilities incurred in accordance with its purposes and powers, may receive state and federal aid and grants.

**Sec. 12. Property tax exempt.** The property of the district is exempt from all taxation in accordance with the Maine Revised Statutes, Title 35-A, section 6415, as amended.

**Sec. 13. Water rates; application of revenue; sinking fund.** An individual, firm or corporation, whether public, private or municipal, shall pay to the treasurer of the district the rates and other lawful charges established by the trustees for the water used or made available to it. All water rates and other lawful charges of the district are governed by the Maine Revised Statutes, Title 35-A, chapter 61.

The water rates and other lawful charges are established to provide revenues for all purposes authorized by law, and the following specific purposes:

**1. Current operating expenses.** To pay the current expenses for operating and maintaining the water system including depreciation;

**2. Payment of interest.** To provide for the payment of interest on the indebtedness created by the district for the benefit of its water system; and

**3. Sinking fund.** To provide each year a sum equal to not less than 1% nor more than 5% of the entire indebtedness created by the district for the benefit of its water system, which sum must be turned into a sinking fund to provide for the extinguishment of the indebtedness. The money set aside for the sinking fund must be devoted to the retirement of the obligations of the district or invested in such securities as savings banks are allowed to hold. The trustees may, in their discretion and in lieu of the establishment of a sinking fund, issue bonds of the district so that not less than 1% of the amount of the bonds so issued mature and are retired each year.

There is a lien issued on real estate served by the district to secure the payment of unpaid water rates and other lawful charges. The water lien takes precedence over all other claims on the real estate, except claims for taxes and sewer rates. The procedures of obtaining, enforcing and receiving payment on the water lien are governed by Title 35-A, section 6111-A.

**Sec. 14. Incidental powers granted.** All incidental powers, rights and privileges necessary to the accomplishment of the objectives set forth in this Act, and in the Standard Water District Enabling Act, are granted to the district.

**Sec. 15. Retains rights, powers and authorities.** Nothing in this Act may be construed to affect the district's property rights, powers or authorities acquired through the district's acquisition of Union Construction Company, Virginia Spring Water Company, Rumford Falls Light and Water Company and the Mexico Water Company unless those rights, powers or authorities are inconsistent with this Act.

**Sec. 16. P&SL 1911, c. 290,** as amended, is repealed.

**Sec. 17. P&SL 1915, c. 50,** as amended, is repealed.

See title page for effective date.

## CHAPTER 15

### H.P. 1053 - L.D. 1546

#### An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2017

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

**Sec. 1. Allocation.** Gross revenues of the Maine Turnpike Authority for the calendar year ending December 31, 2017 must be segregated, apportioned and disbursed as designated in the following schedule.

MAINE TURNPIKE AUTHORITY	2017
<b>Administration</b>	
Personal Services	\$1,192,301
All Other	1,577,041
<b>TOTAL</b>	<b>\$2,769,342</b>
<b>Accounts and Controls</b>	
Personal Services	\$2,937,083
All Other	1,308,454
<b>TOTAL</b>	<b>\$4,245,537</b>
<b>Highway Maintenance</b>	
Personal Services	\$4,438,021

All Other	3,073,874
<b>TOTAL</b>	<b>\$7,511,895</b>
<b>Equipment Maintenance</b>	
Personal Services	\$1,180,371
All Other	2,198,603
<b>TOTAL</b>	<b>\$3,378,974</b>
<b>Fare Collection</b>	
Personal Services	\$9,962,825
All Other	3,897,096
<b>TOTAL</b>	<b>\$13,859,921</b>
<b>Public Safety and Special Services</b>	
Personal Services	\$502,612
All Other	6,331,155
<b>TOTAL</b>	<b>\$6,833,767</b>
<b>Building Maintenance</b>	
Personal Services	\$561,819
All Other	567,685
<b>TOTAL</b>	<b>\$1,129,504</b>
Subtotal of Line Items Budgeted	\$39,728,940
General Contingency - 10% of line items budgeted for 2017 (10% allowed)	\$3,972,894
<b>MAINE TURNPIKE AUTHORITY</b>	
<b>TOTAL REVENUE FUNDS</b>	<b>\$43,701,834</b>

**Sec. 2. Transfer of allocations.** Any balance of the allocation for "General Contingency" made by the Legislature for the Maine Turnpike Authority may be transferred at any time prior to the closing of the books to any other allocation or subdivision of any other allocation made by the Legislature for the use of the Maine Turnpike Authority for the same calendar year. Any balance of any other allocation or subdivi-

sion of any other allocation made by the Legislature for the Maine Turnpike Authority that at any time is not required for the purpose named in the allocation or subdivision may be transferred at any time prior to the closing of the books to any other allocation or subdivision of any other allocation made by the Legislature for the use of the Maine Turnpike Authority for the same calendar year subject to review by the joint standing committee of the Legislature having jurisdiction over transportation matters. Financial statements describing the transfer, other than a transfer from "General Contingency," must be submitted by the Maine Turnpike Authority to the Office of Fiscal and Program Review 30 days before the transfer is to be implemented. In the case of extraordinary emergency transfers, the 30-day prior submission requirement may be waived by vote of the committee. These financial statements must include information specifying the accounts that are affected, amounts to be transferred, a description of the transfer and a detailed explanation as to why the transfer is needed.

**Sec. 3. Encumbered balance at year-end.**

At the end of each calendar year, encumbered balances may be carried to the next calendar year.

**Sec. 4. Supplemental information.** As required by the Maine Revised Statutes, Title 23, section 1961, subsection 6, the following statement of the revenues in 2017 that are necessary for capital expenditures and reserves and to meet the requirements of any resolution authorizing bonds of the Maine Turnpike Authority during 2017, including debt service and the maintenance of reserves for debt service and reserve maintenance, is submitted.

**Turnpike Revenue Bond Resolution Adopted April 18, 1991; Issuance of Bonds Authorized Pursuant to the Maine Revised Statutes, Title 23, section 1968, subsection 1 and former subsection 2**

Debt Service Fund	\$33,643,865
Reserve Maintenance Fund	36,500,000
General Reserve Fund, to be applied as follows:	
Capital Improvements	20,859,681

Debt Service Fund under the General Special Obligation Bond Resolution Adopted May 15, 1996; Issuance of Bonds Authorized Pursuant to the Maine Revised Stat- utes, Title 23, section 1968, subsection 2-A	3,698,300
---	-----------

TOTAL	\$94,701,846
-------	--------------

See title page for effective date.

## CHAPTER 16

### H.P. 1008 - L.D. 1485

#### An Act To Allow the Director of the Bureau of Parks and Lands To Transfer Ownership of Snowmobile Trail Maintenance Equipment to Incorporated Nonprofit Snowmobile Clubs

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

**Sec. 1. Transfer of state-owned snowmobile trail maintenance equipment.** Notwithstanding the provisions of the Maine Revised Statutes, Title 5, Part 4 and any rules or policies of the State related to the transfer of surplus property, the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry, with the consent of the Commissioner of Agriculture, Conservation and Forestry, may enter into agreements with incorporated nonprofit snowmobile clubs to transfer ownership of state-owned snowmobile trail maintenance equipment, including trail-grooming equipment as defined in Title 12, section 13113, snowmobiles, trail drags and tools, for the purpose of maintaining snowmobile trail systems that were maintained by the State prior to the effective date of this Act.

**Sec. 2. Terms of the agreement.** The Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry shall ensure that any agreement entered into pursuant to section 1 includes provisions that address consequences if an incorporated nonprofit snowmobile club fails to, or is otherwise unable to, abide by the terms of the agreement.

See title page for effective date.

## CHAPTER 17

### H.P. 1112 - L.D. 1635

#### An Act Authorizing the Deorganization of Oxbow Plantation

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

### PART A

**Sec. A-1. Deorganization of Oxbow Plantation.** Notwithstanding any contrary requirement of the Maine Revised Statutes, Title 30-A, chapter 302, if in accordance with Title 30-A, section 7207 a majority of the voters in Oxbow Plantation approve the deorganization procedure developed in accordance with Title 30-A, section 7205 and if the question of Oxbow Plantation's deorganization is approved by the registered voters of Oxbow Plantation pursuant to section 8 of this Part and if Oxbow Plantation has executed a withdrawal agreement with School Administrative District No. 32 or Regional School Unit No. 32, Oxbow Plantation in Aroostook 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. A-2. Financial obligations and other liabilities.** Any financial obligations or other liabilities that were incurred by Oxbow Plantation as a municipality or that were incurred by Oxbow Plantation as a member of School Administrative District No. 32 or Regional School Unit No. 32 are hereby excepted and reserved in accordance with the Maine Revised Statutes, Title 30-A, section 7303 and remain liabilities for the inhabitants of lawful age residing in the territory included in the deorganized Oxbow North Township for the duration of the liabilities. The State Tax Assessor shall assess taxes against the property owners in the deorganized Oxbow North Township to provide funds to satisfy any municipal or educational obligations or other liabilities. These financial obligations or other liabilities are not the responsibility of either the Department of Education or the taxpayers in the Unorganized Territory Tax District as described in Title 36, chapter 115.

**Sec. A-3. Deorganization procedure.** The deorganization of Oxbow Plantation must be conducted in accordance with the approved deorganization procedure developed in accordance with the Maine Revised Statutes, Title 30-A, section 7205.

**Sec. A-4. Unexpended school funds.** The treasurer of Oxbow Plantation or any other person who