

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE**

**SECOND SPECIAL SESSION**  
**June 19, 2018 to September 13, 2018**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**DECEMBER 13, 2018**

**ONE HUNDRED AND TWENTY-NINTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 5, 2018 to June 20, 2019**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 19, 2019**

**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**  
**2019**

Transfer from Fund Balance	300,000
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TOTAL GENERAL REVENUE DEDUCTIONS	\$490,000
Educational Revenue	
Land Reserved Trust	\$70,000
Tuition/School Transportation	80,000
United States Forestry Payment in Lieu of Taxes	5,000
Special - Teacher Retirement	230,000
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TOTAL EDUCATION REVENUE DEDUCTIONS	\$385,000
TOTAL REVENUE DEDUCTIONS	\$875,000
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TAX ASSESSMENT BEFORE COUNTY TAXES and OVERLAY (Title 36 §1602)	\$25,906,194

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

Effective June 27, 2018.

**CHAPTER 425  
H.P. 1034 - L.D. 1510**

**An Act To Authorize a General Fund Bond Issue To Fund Wastewater Infrastructure Projects**

**Preamble.** Two thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14 to authorize the issuance of bonds on behalf of the State of Maine to provide funds as described in this Act,

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

**Sec. 1. Authorization of bonds.** The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and on behalf of the State in an amount not exceeding \$30,000,000 for the purposes described in section 5 of this Act. The bonds are a pledge of the full faith and credit of the State. The bonds may not run for a period longer than 10 years from the date of the original issue of the bonds. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature.

**Sec. 2. Records of bonds issued; Treasurer of State.** The Treasurer of State shall ensure that an account of each bond is kept showing the number of the bond, the name of the successful bidder to whom sold, the amount received for the bond, the date of sale and the date when payable.

**Sec. 3. Sale; how negotiated; proceeds appropriated.** The Treasurer of State may negotiate the sale of the bonds by direction of the Governor, but no bond may be loaned, pledged or hypothecated on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the project in this Act lapse to the Office of the Treasurer of State to be used for the retirement of general obligation bonds.

**Sec. 4. Interest and debt retirement.** The Treasurer of State shall pay interest due or accruing on any bonds issued under this Act and all sums coming due for payment of bonds at maturity.

**Sec. 2. Aroostook County; reimbursement.** The municipal cost component submitted by Aroostook County is reduced by \$45,000 in order to remove funding for a vehicle to support a half-time deputy sheriff position.

The Aroostook County administrator shall reimburse the fiscal administrator of the unorganized territory any funding for a half-time Aroostook County deputy sheriff position provided in the municipal cost component in Section 1 for the time that deputy sheriff is directly providing service to the organized municipalities in Aroostook County, as determined by the Aroostook County administrator.

**Sec. 3. Oxford County.** The municipal cost component submitted by Oxford County is reduced by \$100,000 in order to remove funding for the construction of a bridge on the Lincoln Pond Road, also known as the ALCA Road, a private road in Parkertown Township.

**Sec. 5. Disbursement of bond proceeds from General Fund bond issue.** The proceeds of the sale of the bonds authorized under this Act must be expended as designated in the following schedule under the direction and supervision of the Department of Environmental Protection.

**ENVIRONMENTAL PROTECTION, DEPARTMENT OF**

**Small Community Grant Program**

Provides funds for grants to towns to help replace malfunctioning septic systems that are polluting coastal watersheds or causing a public nuisance.

Total \$2,000,000

**Wastewater Treatment Facility Planning and Construction Grants**

Provides funds for wastewater treatment facility planning, construction grants and hydrographic modeling in coastal watersheds, prioritizing areas with high-value shellfish resources.

Total \$27,650,000

**Overboard Discharge**

Provides funds to assist homeowners whose homes are served by substandard or malfunctioning wastewater treatment systems, including straight pipe discharges, individual overboard discharge systems, subsurface wastewater disposal systems, septic tanks, leach fields and cesspools, which result in direct discharges of domestic pollutants to coastal watersheds.

Total \$350,000

**Sec. 6. Contingent upon ratification of bond issue.** Sections 1 to 5 do not become effective unless the people of the State ratify the issuance of the bonds as set forth in this Act.

**Sec. 7. Appropriation balances at year-end.** At the end of each fiscal year, all unencumbered appropriation balances representing state money carry forward. Bond proceeds that have not been expended within 10 years after the date of the sale of the bonds lapse to the Office of the Treasurer of State to be used for the retirement of general obligation bonds.

**Sec. 8. Bonds authorized but not issued.** Any bonds authorized but not issued, or for which bond anticipation notes are not issued, within 5 years of ratification of this Act are deauthorized and may not be issued, except that the Legislature may, within 2

years after the expiration of that 5-year period, extend the period for issuing any remaining unissued bonds or bond anticipation notes for an additional amount of time not to exceed 5 years.

**Sec. 9. Referendum for ratification; submission at election; form of question; effective date.** This Act must be submitted to the legal voters of the State at a statewide election held in the month of November following passage of this Act. The municipal officers of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following question:

"Do you favor a \$30,000,000 bond issue to improve water quality, support the planning and construction of wastewater treatment facilities and assist homeowners whose homes are served by substandard or malfunctioning wastewater treatment systems?"

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark placed within a corresponding square below the word "Yes" or "No." The ballots must be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns. If a majority of the legal votes are cast in favor of this Act, the Governor shall proclaim the result without delay and this Act becomes effective 30 days after the date of the proclamation.

The Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this Act necessary to carry out the purposes of this referendum.

Effective pending referendum.

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**CHAPTER 426  
S.P. 438 - L.D. 1286**

**An Act To Facilitate Compliance by School Employees with Criminal History Record Check and Fingerprinting Requirements**

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

**Sec. 1. 20-A MRSA §13026** is enacted to read: