

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 2016 to August 2, 2017

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
NOVEMBER 1, 2017

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

Augusta, Maine
2017

128th Legislature. The name change in section 1 of this Act takes effect immediately upon its acceptance by a majority of the legal voters voting at the election held pursuant to section 2.

Effective April 9, 2017, unless otherwise indicated.

CHAPTER 3
S.P. 157 - L.D. 460
An Act To Make Allocations
from Maine Turnpike
Authority Funds for the Maine
Turnpike Authority for the
Calendar Year Ending
December 31, 2018

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, 2018 must be segregated, apportioned and disbursed as designated in the following schedule.

MAINE TURNPIKE AUTHORITY	2018
Administration	
Personal Services	\$1,194,182
All Other	1,598,090
TOTAL	\$2,792,272
Accounts and Controls	
Personal Services	\$2,947,818
All Other	1,296,638
TOTAL	\$4,244,456
Highway Maintenance	
Personal Services	\$4,352,561
All Other	3,162,109
TOTAL	\$7,514,670
Equipment Maintenance	
Personal Services	\$1,181,552

All Other	2,343,716
TOTAL	\$3,525,268

Fare Collection

Personal Services	\$9,876,542
All Other	4,269,412
TOTAL	\$14,145,954

Public Safety and Special Services

Personal Services	\$509,584
All Other	6,990,847
TOTAL	\$7,500,431

Building Maintenance

Personal Services	\$572,153
All Other	608,862
TOTAL	\$1,181,015

Subtotal of Line Items Budgeted	\$40,904,066
General Contingency - 10% of line items budgeted for 2018 (10% allowed)	\$4,090,405

MAINE TURNPIKE AUTHORITY	TOTAL REVENUE FUNDS	\$44,994,471
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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 subdivision 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 jurisdic-

tion 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 2018 that are necessary for capital expenditures and reserves and to meet the requirements of any resolution authorizing bonds of the Maine Turnpike Authority during 2018, 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	2018
Debt Service Fund	\$33,520,903
Reserve Maintenance Fund	37,000,000
General Reserve Fund, to be applied as follows:	
Capital Improvements	23,068,314
Debt Service Fund under the General Special Obligation Bond Resolution Adopted May 15, 1996; Issuance of Bonds Authorized Pursuant to the Maine Revised Statutes, Title 23, section 1968, subsection 2-A	3,702,300
TOTAL	\$97,291,517

See title page for effective date.

CHAPTER 4

H.P. 191 - L.D. 258

An Act To Amend the Charter of the Southwest Harbor Water and Sewer District

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

Sec. 1. P&SL 2015, c. 11, §14, first ¶ is amended to read:

All the affairs of the district must be managed by a board of ~~3~~ 5 trustees. One of the trustees must be the town manager for the Town of Southwest Harbor. If the town manager position is vacated and in the absence of an acting town manager, the board of selectmen shall appoint a resident of the Town of Southwest Harbor to serve as a trustee until the town manager position is filled. The remaining ~~2~~ 4 trustees must be residents of the Town of Southwest Harbor who are appointed by the board of selectmen. No member of the board of selectmen may, during the term for which the member is elected, be appointed as a trustee of the district. The appointed trustees shall hold office for terms of 3 years and until their respective successors are appointed and qualified. Upon appointment of the first board, the board of selectmen shall determine the terms of the ~~2~~ appointed trustees.

Sec. 2. First terms. Notwithstanding Private and Special Law 2015, chapter 11, section 14, the board of selectmen of the Town of Southwest Harbor shall establish the first terms of each of the 2 additional trustees appointed to the board of trustees of the Southwest Harbor Water and Sewer District pursuant to this Act as follows: one trustee for a term of one year and one for a term of 2 years.

See title page for effective date.

CHAPTER 5

S.P. 343 - L.D. 1037

An Act To Provide for the 2017 and 2018 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 13 make a partial allocation of the state ceiling on private activity bonds to some issuers for calendar year 2017 but leave a portion of the state ceiling unallo-