

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.

Augusta, Maine
2019

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect July 1, 2019.

Effective July 1, 2019.

**CHAPTER 212
H.P. 1178 - L.D. 1643**

An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2019-20

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

Whereas, prompt determination and certification of the municipal cost components in the Unorganized Territory Tax District are necessary to the establishment of a mill rate and the levy of the Unorganized Territory Educational and Services Tax; 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. Municipal cost components for services rendered. In accordance with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that the net municipal cost component for services and reimbursements to be rendered in fiscal year 2019-20 is as follows:

Fiscal Administration - Office of the State Auditor	\$243,730
Education	12,851,922
Forest Fire Protection	150,000
Human Services - General Assistance	65,000

Property Tax Assessment - Operations	1,470,866
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Maine Land Use Planning Commission - Operations	588,000
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TOTAL STATE AGENCIES	\$15,369,518
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County Reimbursements for Services:

Aroostook	\$1,511,803
Franklin	976,795
Hancock	239,050
Kennebec	10,870
Oxford	1,459,650
Penobscot	1,125,982
Piscataquis	1,156,857
Somerset	1,618,913
Washington	1,032,529

TOTAL COUNTY SERVICES	\$9,132,449
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COUNTY TAX INCREMENT FINANCING DISTRIBUTIONS FROM FUND

Tax Increment Financing Payments	\$3,867,519
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TOTAL REQUIREMENTS	\$28,369,486
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COMPUTATION OF ASSESSMENT

Requirements	\$28,369,486
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Less Revenue Deductions:

General Revenue	
Municipal Revenue Sharing	\$100,000

Homestead Reimbursement	100,000
Miscellaneous Revenues	10,000
Transfer from Fund Balance	350,000
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TOTAL GENERAL REVENUE DEDUCTIONS	\$560,000
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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
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TOTAL REVENUE DEDUCTIONS	\$945,000
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TAX ASSESSMENT BEFORE COUNTY TAXES and OVERLAY (Title 36 §1602)	\$27,424,486

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

Effective June 6, 2019.

**CHAPTER 213
H.P. 321 - L.D. 412**

An Act To Restore System Administration Allocations in Maine School Administrative Units to the Level Prescribed for Fiscal Year 2017-18

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

Sec. 1. 20-A MRSA §15680-A, sub-§§1 and 2, as enacted by PL 2017, c. 284, Pt. C, §35, are repealed.

Sec. 2. 20-A MRSA §15680-A, sub-§4, as enacted by PL 2017, c. 284, Pt. C, §35, is repealed and the following enacted in its place:

4. Beginning in fiscal year 2020-21. Beginning in fiscal year 2020-21, the system administration allocation is \$135 per pupil.

See title page for effective date.

**CHAPTER 214
S.P. 157 - L.D. 492**

An Act To Extend from 6 Months to One Year the Notice Period Required under the Maine Tort Claims Act

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

Sec. 1. 14 MRSA §8107, sub-§1, as amended by PL 1989, c. 327, is further amended to read:

1. Notice requirements for filing. Within ~~180~~ 365 days after any claim or cause of action permitted by this chapter accrues, or at a later time within the limits of section 8110, when a claimant shows good cause why notice could not have reasonably been filed within the ~~180-day~~ 365-day limit, a claimant or a claimant's personal representative or attorney shall file a written notice containing:

- A. The name and address of the claimant, and the name and address of the claimant's attorney or other representative, if any;
- B. A concise statement of the basis of the claim, including the date, time, place and circumstances of the act, omission or occurrence complained of;
- C. The name and address of any governmental employee involved, if known;
- D. A concise statement of the nature and extent of the injury claimed to have been suffered; and
- E. A statement of the amount of monetary damages claimed.

Sec. 2. 14 MRSA §8107, sub-§2, as amended by PL 2001, c. 249, §1, is further amended to read:

2. Incapacity. If the claimant is incapacitated and thereby prevented from presenting and filing the claim within the time prescribed or if the claimant is a minor, the claim may be presented and filed on behalf of the claimant by any relative, attorney or agent representing the claimant. If the claimant is a minor when the cause of action accrues, the notice may be present-