

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

PRIVATE AND SPECIAL LAWS OF THE STATE OF MAINE
AS PASSED AT
THE FIRST REGULAR SESSION OF THE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
2019

CHAPTER 1

H.P. 272 - L.D. 346

**An Act To Amend the
Brunswick Sewer District
Charter**

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

Sec. 1. P&SL 1981, c. 103, §32, sub-§4 is enacted to read:

4. Rates and fees; readiness to serve. The district's rates may include readiness to serve rates charged against owners of real estate abutting or accessible but not connected to sewers or drains of the district, whether or not the real estate is improved.

Sec. 2. P&SL 1981, c. 103, §35, sub-§3-A is enacted to read:

3-A. Waiver of sewer district lien foreclosure. The treasurer of the district, when authorized by the trustees of the district, may waive the foreclosure of a district lien mortgage created pursuant to this charter by recording in the registry of deeds a waiver of foreclosure before the right of redemption from the mortgage has expired. The lien mortgage remains in full effect after the recording of the waiver. Other methods established by law for the collection of any unpaid rate are not affected by the filing of a waiver under this subsection.

The waiver of foreclosure under this subsection must be in substantially the following form:

The foreclosure of the sewer lien mortgage on real estate for charges against (NAME) to the Brunswick Sewer District dated and recorded in the Cumberland County Registry of Deeds in Book, Page is hereby waived.

The form must be dated, signed by the treasurer of the district and notarized. A copy of the form must be provided to the party named on the lien mortgage and each record holder of a mortgage on the real estate.

See title page for effective date.

CHAPTER 2

S.P. 113 - L.D. 435

**An Act To Provide for the 2019
and 2020 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 2017, chapter 12 make a partial allocation of the state ceiling on private activity bonds to some issuers for calendar year 2019 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 2019 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 2019. Five million dollars of the state ceiling for calendar year 2020 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 2019 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 2019. Forty million dollars of the state ceiling for calendar year 2020 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 2019 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 2019. Ten million dollars of the state ceiling for calendar year 2020 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 2019 previously allocated to the Finance Authority of Maine as successor to the Maine Educational Loan Authority 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 8 for calendar year 2019. An additional \$30,000,000 of the state ceiling on private activity bonds for calendar year 2019, previously unallocated, is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 8. Fifteen million dollars of the state ceiling for calendar year 2020 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 2019 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 2019. Fifty million dollars of the state ceiling for calendar year 2020 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 seventy-one million two hundred forty-five thousand dollars of the state ceiling on private activity bonds for calendar year 2019 is unallocated and must be reserved for future allocation in accordance with applicable laws. Two hundred one million seven hundred forty-five thousand dollars of the state ceiling for

calendar year 2020 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 April 5, 2019.

CHAPTER 3

H.P. 76 - L.D. 90

An Act To Amend the Law Governing the Membership of the Town of York Planning Board and the Town of York Appeals Board

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

Whereas, current law, enacted in 1977, requires the Town of York Appeals Board and Town of York Planning Board each to have at least one member who is a resident of the York Beach geographical area; and

Whereas, the Town of York has had difficulty finding residents from the York Beach geographical area to serve on the appeals board and the planning board; and

Whereas, this continued vacancy is a barrier to the ability of the appeals board and the planning board to conduct the business of the Town of York; and

Whereas, other residents in the Town of York are interested in serving on these boards; 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. P&SL 1977, c. 62, §10 is repealed.

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

Effective April 11, 2019.
