

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-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

**CHAPTER 4
S.P. 207 - L.D. 694**

**An Act To Amend the Charter
of the Town of Madison's
Department of Electric Works**

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

Sec. 1. P&SL 1975, c. 53, §8, as amended by P&SL 1999, c. 7, §2, is repealed and the following enacted in its place:

Sec. 8. Borrowing. The Department of Electric Works constitutes a utility district for the purpose of borrowing amounts of money by the issuance of its revenue obligation securities for its electric works for any purpose allowed by law. Borrowing pursuant to this section must be approved by the board of directors of the electric works and, unless the vote authorizing such securities otherwise provides, bonds and notes must be signed by the board of directors and by a treasurer appointed by the board of directors for the purpose of assisting in the issuance and post-issuance requirements associated with the securities, who may also be the superintendent.

Sec. 2. P&SL 1975, c. 53, §9, as amended by P&SL 1995, c. 15, §1 and affected by §2, is repealed.

Sec. 3. P&SL 1975, c. 53, §14, first ¶, as amended by P&SL 1999, c. 7, §7, is further amended to read:

Sec. 14. Duties of superintendent. Subject to any specific limitations imposed by the board of directors pursuant to section 9 7, the superintendent is responsible for the daily administration and operation of the electric works department.

See title page for effective date.

**CHAPTER 5
S.P. 488 - L.D. 1553**

**An Act Directing That the
Towns Constituting Hospital
Administrative District No. 4
Hold a Vote on the Proposed
Merger with Northern Light
Health**

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of

all of the members elected to each House have determined it necessary to enact this measure.

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

Whereas, Hospital Administrative District No. 4, established pursuant to Private and Special Law 1973, chapter 76, is composed of the member communities of Abbot, Atkinson, Bradford, Cambridge, Dexter, Dover-Foxcroft, Guilford, Milo, Monson, Parkman, Sangerville, Sebec and Willimantic; and

Whereas, the board of directors of the district has determined that Mayo Regional Hospital, which is the hospital serving the communities in the district, is unable to continue operation in a financially sustainable manner as an independent hospital and that the best way to ensure access to necessary, high-quality, affordable health care for the people served by Mayo Regional Hospital is for the district to merge with Northern Light Health, a larger nonprofit health care system; and

Whereas, in order for such a merger to take place, the Legislature must amend the charter for the district; and

Whereas, before the legislative delegations representing the affected communities pursue legislation to amend the charter to facilitate such a merger, it is important to solicit input from the affected communities; and

Whereas, this legislation directs the towns of Abbot, Atkinson, Bradford, Cambridge, Dexter, Dover-Foxcroft, Guilford, Milo, Monson, Parkman, Sangerville, Sebec and Willimantic to each hold a vote on the proposed merger by May 7, 2019 and transmit the results of the vote to the board of directors of the district; 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. Special advisory vote on merger of Hospital Administrative District No. 4. Notwithstanding any applicable notice requirements, each of the towns of Abbot, Atkinson, Bradford, Cambridge, Dexter, Dover-Foxcroft, Guilford, Milo, Monson, Parkman, Sangerville, Sebec and Willimantic shall hold an advisory vote no later than May 7, 2019 on the proposed merger of Hospital Administrative District No. 4 with Northern Light Health, in accordance with the agreement and plan of merger dated

March 19, 2019 between Hospital Administrative District No. 4 and Northern Light Health. Unless a town's charter otherwise provides, the vote must be taken at a town meeting. The municipal officers of each town shall invite the inhabitants of the town to give their opinion on this question by voting on the following:

"Do you favor the merger of Hospital Administrative District No. 4, which is served by Mayo Regional Hospital, with Northern Light Health, a Maine nonprofit corporation, in accordance with the agreement and plan of merger between Hospital Administrative District No. 4 and Northern Light Health dated March 19, 2019, and amending the Hospital Administrative District No. 4 charter in order to facilitate the completion of the merger?"

The results of the vote in each town must be declared by the municipal officers of the town and transmitted to the board of directors of Hospital Administrative District No. 4.

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

Effective April 25, 2019.

CHAPTER 6

H.P. 451 - L.D. 623

An Act To Amend the Charter of the City of Brewer High School District

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 annual compensation for City of Brewer High School District trustees begins in fiscal year 2019-20, which begins July 1, 2019; and

Whereas, to conduct its official business in a financially responsible manner for the benefit of its residents, the City of Brewer must include all upcoming financial obligations in the budget prepared for fiscal year 2019-20; 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 1925, c. 4, §4, 2nd ¶, 5th sentence is repealed and the following enacted in its place:

Beginning in fiscal year 2019-20, each trustee of the City of Brewer High School District receives equal compensation annually as determined by the council of the City of Brewer to be paid from the funds of the City of Brewer High School District.

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

Effective April 30, 2019.

CHAPTER 7

S.P. 504 - L.D. 1585

An Act To Allow the City of Augusta To Adjust the Definition of "Original Assessed Value" for the City of Augusta's Performance Food Group Municipal Tax Increment Financing District and To Validate the Assessment, Commitment and Collection of Property Taxes Dedicated for the District for the Fiscal Years 2018-19 and 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, the Legislature has established a municipal tax increment financing program, pursuant to the Maine Revised Statutes, Title 30-A, chapter 206, as a local economic development tool to permit municipalities to finance new development projects; and

Whereas, the City of Augusta may suffer financial liability because it did not timely complete the steps statutorily required for designation of a municipal tax increment financing district; 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: