

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 7, 2022 to March 30, 2023

FIRST SPECIAL SESSION
April 5, 2023 to July 26, 2023

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NONEMERGENCY LAWS IS
JUNE 29, 2023

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NONEMERGENCY LAWS IS
OCTOBER 25, 2023

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

Augusta, Maine
2023

CHAPTER 5
S.P. 88 - L.D. 184

**An Act to Provide for the 2023
and 2024 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 2021, chapter 14 make a partial allocation of the state ceiling on private activity bonds to some issuers for calendar year 2023 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 it is 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 2023 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 2023. Five million dollars of the state ceiling for calendar year 2024 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 \$100,000,000 of the state ceiling on private activity bonds for calendar year 2023 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 2023. An additional \$50,000,000 of the state ceiling on private activity bonds for calendar year 2023, previously unallocated, is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 6. One hundred

million dollars of the state ceiling for calendar year 2024 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 2023 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 2023. Ten million dollars of the state ceiling for calendar year 2024 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 2023 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 2023. An additional \$15,000,000 of the state ceiling on private activity bonds for calendar year 2023, previously unallocated, is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 8. Twenty million dollars of the state ceiling for calendar year 2024 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 2023 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 2023. Fifty million dollars of the state ceiling for calendar year 2024 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. Ninety million one hundred fifteen thousand dollars of the state ceiling on private activity bonds for calendar year 2023 is unallocated and must be reserved for future allocation in accordance with applicable laws. One hundred fifty million one hundred fifteen thousand dollars of the state ceiling for calendar year 2024 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 May 30, 2023.

CHAPTER 6

S.P. 396 - L.D. 925

An Act to Allow the Baileyville Utilities District to Disconnect Water Service for a Customer's Failure to Pay for Sewer Service Provided by the Town of Baileyville

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

Sec. 1. P&SL 1975, c. 79, §13-A is enacted to read:

Sec. 13-A. Authorized to disconnect water service. The district may disconnect water service to a customer that fails to pay for sewer service provided to that customer by the Town of Baileyville, as long as the disconnection of water service:

1. Is limited to the customer and location to which the unpaid sewer service is provided;
2. Is in accordance with procedures established in applicable law or Public Utilities Commission rules governing disconnection of utility services; and
3. Is in accordance with terms and conditions approved by the Public Utilities Commission that are consistent with the requirements of the Maine Revised Statutes, Title 35-A, section 6111-C.

See title page for effective date.

CHAPTER 7

S.P. 680 - L.D. 1693

An Act to Amend the Kennebunk Sewer District Charter

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

Sec. 1. P&SL 2015, c. 9, §1, first ¶ is repealed and the following enacted in its place:

Sec. 1. Territorial limits; corporate name; purposes. The inhabitants and territorial limits within that part of the Town of Kennebunk situated between the Atlantic Ocean, to a point where the Little River meets the Atlantic Ocean, 43°20'07.3"N 70°32'21.0"W, along the eastern edge of the Little River to a point where the Little River meets Branch Brook,

43°20'59.8"N 70°32'54.7"W, along the eastern edge of Branch Brook to the western side of the Maine Turnpike where the Maine Turnpike crosses Branch Brook, 43°22'36.4"N 70°34'42.8"W, along the western edge of the Maine Turnpike to a point where the Maine Turnpike crosses the eastern edge of the Mousam River, 43°24'01.0"N 70°33'55.7"W, along the northeastern edge of the Mousam River to a point along the northeastern edge, 43°24'21.1"N 70°36'02.2"W, along a straight line on a northeastern bearing to a point, 43°24'45.0"N 70°35'37.5"W, along the centerline of Alfred Road, along a straight line on an eastern bearing to a point, 43°24'43.7"N 70°35'25.5"W, along a straight line on a northeastern bearing along Coyne-McKay Road to a point, 43°25'18.1"N 70°34'53.4"W, then northwestern along a straight line to a point, 43°25'29.0"N 70°35'15.9"W, then northeastern along a straight line to a point, 43°25'34.9"N 70°35'12.1"W, along the CMP powerline corridor, then in a northeastern bearing along a straight line to a point, 43°25'45.9"N 70°34'39.8"W, where the CMP powerline corridor crosses Ward Brook, then along the western edge of Ward Brook to a point where Ward Brook intersects the eastern side of the Maine Turnpike, 43°25'07.8"N 70°33'16.7"W, then along the eastern side of the Maine Turnpike to a point where the eastern side of the Maine Turnpike crosses the western side of the Kennebunk River, 43°25'47.0"N 70°32'50.6"W, then along the western edge of the Kennebunk River to a point where the Kennebunk River meets the Atlantic Ocean, 43°20'46.5"N 70°28'35.7"W, are made and declared to be a public sewerage district and a quasi-municipal corporation under the name "Kennebunk Sewer District," referred to in this Act as "the district," and is a system of public sewerage constructed, maintained and operated for the public health and welfare and for the benefits of the inhabitants and property in the district served by the sewerage facilities, in the manner and with the rights, duties and immunities as described in this Act and all applicable statutes.

See title page for effective date.

CHAPTER 8

S.P. 793 - L.D. 1950

An Act to Raise the Debt Limit of the Stonington Water Company

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

Whereas, this legislation must take effect before the expiration of the 90-day period in order to allow for the timely financing of Stonington Water Company projects; and