

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

SECOND REGULAR SESSION
January 2, 2002 to April 25, 2002

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 25, 2002

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

J.S. McCarthy Company
Augusta, Maine
2002

improvements to the capital improvement district. At a minimum, the annual report must include:

A. The boundaries of the capital improvement district;

B. The public elements of the capital improvement district;

C. The improvements to the capital improvement district made by the municipality; and

D. The total cost of those improvements, the schedule of the assessed shares and contingency fees against the property located within the district to pay for the improvements and the degree to which those assessed shares and contingency fees have been collected.

§5225. Dissolution of capital improvement district

A capital improvement district created under this chapter may not be dissolved until the debt created by the improvements is finally discharged and the special assessments levied for the purpose of providing for those improvements have been paid or otherwise satisfied. The municipal officers shall dissolve a capital improvement district upon certification of the discharge of debt. The certification of the discharge of debt must be presented to the municipal officers by the municipal treasurer. At a minimum, the certification must include an attestation by the municipal treasurer that all assessed shares levied for the improvements in a capital improvement district have been paid in full or a property tax lien has been recorded in the registry of deeds.

See title page for effective date.

CHAPTER 522

H.P. 1102 - L.D. 1471

An Act to Create a Digital Library to Meet the Educational, Research, Business and Economic Needs of Maine

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

Whereas, creating a digital library will provide access to needed information for all of the State's organizations and individuals; and

Whereas, having one central agency responsible for establishing and implementing a digital library would allow for cost efficiencies; 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. 35-A MRSA §7104-B, sub-§2, as enacted by PL 1999, c. 409, §2, is amended to read:

2. Authority. Pursuant to the authority granted in section 7104 and in order to carry out the policy goals established by section 7101, subsections 1, 2 and 4, the commission shall establish a telecommunications education access fund, referred to in this section as the "fund," and require all telecommunications carriers offering telecommunications services in the State and any other entities identified by the commission pursuant to subsection 8 to contribute to the fund. The fund must be available, with any accumulated interest, to qualified libraries ~~and~~, qualified schools and the Raymond H. Fogler Library at the University of Maine to assist in paying the costs of acquiring and using advanced telecommunications technologies.

Sec. 2. 35-A MRSA §7104-B, sub-§§4, 5 and 7, as enacted by PL 1999, c. 409, §2, are amended to read:

4. Use of fund. The fund must be used to provide discounts to qualified libraries ~~and~~, qualified schools and the Raymond H. Fogler Library at the University of Maine for the following:

- A. Telecommunications services;
- B. Internet access;
- C. Internal connections;
- D. Computers; ~~and~~
- E. Training; and
- F. Content.

5. Guidelines for funding. The commission shall allocate money from the fund using the following guidelines:

- A. To ensure a basic level of connectivity for all of the qualified schools and qualified libraries in the State;
- B. To ensure that all qualified schools ~~and~~, qualified libraries and the Raymond H. Fogler Library at the University of Maine are capable of using the advanced technology equipment obtained through the fund;

C. To ensure that more technologically sophisticated equipment is available to students in grades 9 to 12 and in larger qualified libraries in the State;

D. To provide for necessary equipment to use the services obtained through the fund;

E. To provide for internal connections necessary to use the services obtained through the fund;

F. To provide training to teachers so that they may assist and educate their students in the use of the advanced technology equipment; ~~and~~

G. To provide for the establishment of computer technology training programs in schools to provide training to students in areas such as, but not limited to, electronic commerce, Internet proficiency and World Wide Web-enabled systems; ~~and~~

H. To provide for electronic database content to be used for the purposes of accessing information by schools and libraries.

A minimum of 25% of each annual program budget must be devoted to targeted projects that are innovative and technologically advanced.

7. Coordination with existing facilities. Any existing facilities developed to provide services to qualified schools ~~and~~ qualified libraries and the Raymond H. Fogler Library at the University of Maine, as directed by the commission under this section, must continue to provide services to qualified schools ~~and~~ qualified libraries and the Raymond H. Fogler Library at the University of Maine at rates that reflect the incremental costs to use those facilities.

Sec. 3. Cooperation. The Maine State Library and the Raymond H. Fogler Library at the University of Maine shall work cooperatively to provide access technology as well as licensing agreements to acquire publicly available databases.

Sec. 4. Transfer. Upon application from the Board of Trustees of the University of Maine System to the Public Utilities Commission, the commission shall order the National Exchange Carrier Association to transfer \$500,000 from the unexpended balance of the telecommunications education access fund no later than June 30, 2002 and \$500,000 no later than June 30, 2003 to the University of Maine System which must use the funds to provide for the infrastructure needs to create a digital library that is accessible statewide.

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE

Educational and General Activities - University of Maine System

New Initiative: Provides funds to create a digital library to meet the educational, research, business and economic needs of Maine. The funds will provide for information resources in digital form, such as books, scholarly journals, publicly accessible Internet sites, databases, electronic archives and other information sources. The Maine State Library and the Raymond H. Fogler Library at the University of Maine will cooperatively provide access technology as well as licensing agreements to acquire publicly available databases.

Other Special Revenue Funds	2001-02	2002-03
All Other	\$500,000	\$500,000

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

Effective March 12, 2002.

CHAPTER 523

H.P. 1534 - L.D. 2037

An Act to Repeal the Retroactive Effect of Changes Made to the Subdivision Laws

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

Whereas, changes were made to the law regarding land subdivisions during the First Regular Session of the 120th Legislature that were applied retroactively; and

Whereas, this legislation is necessary in order to ensure the fair application of these changes; 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. PL 2001, c. 359, §8 is repealed and the following enacted in its place:

Sec. 8. Retroactivity. That section of this Act that repeals and replaces the Maine Revised Statutes, Title 30-A, section 4401, subsection 4, paragraph H applies retroactively to June 1, 2001.