

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

1. A certain lot or parcel of land in Eagle Lake to be conveyed by the Bureau of Parks and Lands to the Inhabitants of the Town of Eagle Lake bounded and described as follows: Commencing at the southeast corner of those premises conveyed by Quitclaim Deed dated April 16, 1993 from Peoples Heritage Savings Bank to the State of Maine and recorded in the Northern District of the Aroostook County Registry of Deeds in Book 902, Page 238, said point being in the centerline of the Camp Road, so-called, at an iron pin, said point being also designated as "October 13, 1992 5/8"X 34" rebar & cap set"; thence in a generally easterly and northeasterly direction along the centerline of said Camp Road to a point in the centerline of said road which is thirty (30) feet, more or less, on a course south forty degrees thirty one minutes west of an iron pin in the southwesterly corner of the property formerly of Oran and Cecile P. Gagnon; thence on a course north forty degrees thirty one minutes east thirty (30) feet, more or less to the iron pin in the southwesterly corner of the property formerly of Oran and Cecile P. Gagnon; thence in a westerly and southwesterly direction maintaining a course parallel and always thirty feet distant from the center line of the above named Camp Road to a point in the westerly line of the subject property; thence south two degrees 25 minutes 30 seconds west 30 feet to the point of beginning, together with any and all rights to a strip of land 3 rods in width presently known as "camp road" extending southeasterly from the public road known as Sly Brook Road to the dwelling line between the town of Eagle Lake and Township 16 to Range 6.

Said conveyance to be contingent upon the voters of the Town of Eagle Lake accepting said "camp road" as a public way, and provided further that in the event the said "camp road" is ever discontinued or abandoned by the Town of Eagle Lake, then an easement to be at all times and for all purposes be conveyed to the State and any and all rights conveyed by the State pursuant to this resolve shall revert to the State.

Meaning and intending to convey a portion of those premises as described in the deed dated April 16, 1993 from Peoples Heritage Savings Bank to the State of Maine, recorded in the Aroostook County Registry of Deeds in Book 902, Page 238. See also, "Survey Plan for Roland and Emelda Toussaint and Bryan J. and Linda C. Harper as revised October 21, 1992 for Peoples Heritage Savings Bank" by Michael P. Cyr, P.L.S. 1255, File No. ELTOUSST (One E.L.).

2. A certain lot or parcel of land in Eagle Lake to be conveyed in fee by the Bureau of Parks and Lands to Gordon and Juliette Bragdon, husband and wife, of RR 1, Box 1093-A, Eagle Lake, Maine 04739, said lot to be encumbered by an easement to be conveyed by the Bureau of Parks and Lands to Bertrand and Rita Collin, husband and wife, of 160

Stonedge Drive, Newington, Connecticut 06111; said lot to enclose the existing septic system shared jointly by Gordon and Juliette Bragdon and Bertrand and Rita Collin; said lot or parcel of land being on the northerly side of the Sly Brook Road Extension, so-called, and being opposite and across from the lands of said Bragdon and Collin and containing 1 acre, more or less. See deed from Roland and Emelda Toussaint to Gordon and Juliette Bragdon, dated June 12, 1968 and recorded in the Aroostook County Registry of Deeds, Northern Division, Book 362, Page 272. This conveyance is subject to the restriction that the parcel is to be used primarily for a septic system for the benefit of those residences of said Bragdons and Collins and their respective heirs and assigns and that all commercial or industrial uses as well as structures used for occupancy are prohibited.

Said easement is to be conveyed to Bertrand and Rita Collin for their use and maintenance of the septic system that serves their property as described in a deed from Donald and Dorothy Gagnon to Bertrand and Rita Collin, dated December 7, 1987 and recorded in the Aroostook County Registry of Deeds in Book 731, Page 320, and the said property of Gordon and Juliette Bragdon.

The above conveyances to Gordon and Juliette Bragdon in fee and to Bertrand and Rita Collin of an easement are to be conveyed at appraised fair market value.

3. A certain lot or parcel of land, being a portion of the Codyville Public Lot, in Codyville, to be conveyed for \$1.00 and other valuable consideration by the Bureau of Parks and Lands to Raymond E. and Lois J. Harvie, husband and wife, of 93 Norma Avenue, Weymouth, Massachusetts 02188, said lot or parcel being 5.4 acres, more or less, and located on the northerly side of Route 6 in the Town of Codyville, Washington County. Said conveyance to be in exchange for a release of any and all claims against the State of Maine by Raymond E. and Lois J. Harvie concerning title to the Codyville Public Lot.

See title page for effective date.

CHAPTER 109

H.P. 1684 - L.D. 2183

Resolve, Regarding Legislative Review of Chapter 3: Maine Clean Elections Act and Related Provision Amendments, Major Substantive Rules of the Commission on Governmental Ethics and Election Practices

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 5, chapter 375, subchapter II-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, the above-named major substantive rules have been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rules; 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

Sec. 1. Adoption. Resolved: That final adoption of Chapter 3, Maine Clean Elections Act and Related Provision Amendments, provisionally adopted major substantive rules of the Commission on Governmental Ethics and Election Practices, that have been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A is authorized.

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

Effective April 8, 2002.

CHAPTER 110

H.P. 1488 - L.D. 1991

Resolve, to Develop a Living Memorial in Capitol Park in Honor of the Victims and Heroes of the September 11, 2001 Tragedy

Sec. 1. Design. Resolved: That the State House and Capitol Park Commission shall study issues involved in the design of a living memorial in Capitol Park dedicated to the victims and heroes of the September 11, 2001 tragedy. Notice of commission meetings relating to a living memorial must be given to the Legislative Council. The memorial must be designed to enhance the natural beauty of the park and to provide a place for quiet reflection on the events of September 11th. The memorial may introduce new or restore existing natural elements in Capitol Park such

as vegetation planting and walkways consistent with the plan developed for the park by the Olmsted Brothers firm in 1920 and revised by the Pressley firm in 1990. The memorial may be identified in an unobtrusive and dignified manner. The commission shall hold a public hearing to receive public comment on the establishment of a living memorial in Capitol Park. The commission shall develop recommendations on a funding mechanism for building the memorial, including, but not limited to, a public and private partnership; and be it further

Sec. 2. Report. Resolved: That the State House and Capitol Park Commission shall submit its report, together with any necessary implementing legislation, for introduction in the First Regular Session of the 121st Legislature no later than November 6, 2002.

See title page for effective date.

CHAPTER 111

H.P. 1543 - L.D. 2044

Resolve, to Require Agencies to Provide a List of Certain Paperwork Required of Maine Businesses

Sec. 1. List of paperwork required of businesses in State. Resolved: That each agency as defined in the Maine Revised Statutes, Title 5, section 8002, subsection 2 shall submit to the Secretary of State by December 1, 2002 a list of licenses, registrations, forms and reports required by the agency to operate a business or occupation in Maine. The Secretary of State may require agencies to submit the information required by this section electronically in a manner and form prescribed by the Secretary of State. The Secretary of State may request a sample of each license application, registration, form or report listed by an agency. The Secretary of State shall compile a master list of licenses, registrations, forms and reports and submit the master list to the First Regular Session of the 121st Legislature by January 15, 2003.

See title page for effective date.

CHAPTER 112

H.P. 1726 - L.D. 2213

Resolve, Dealing With One-time License Transfers of Sea Urchin Dragging Licenses