

# MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2315

S. P. 819

In Senate, January 8, 1974

Referred to Committee on State Government. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Schulten of Sagadahoc.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FOUR

AN ACT to Establish the Maine Archaeological Survey Program.

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

Sec. 1. R. S., T. 27, c. 2, sub-c. II, additional. Chapter 2 of Title 27 of the Revised Statutes, as enacted by section 1 of chapter 502 of the public laws of 1965 and as amended, is further amended by adding a new subchapter II to read as follows:

SUBCHAPTER II

MAINE ARCHAEOLOGICAL SURVEY PROGRAM

§ 91. Statement of policy

It is in the public interest to encourage the scientific investigation of archaeological sites and materials and the dissemination of data thus obtained concerning the early historic and prehistoric inhabitants of Maine.

§ 92. Legislative intent

It is the intent of the Legislature to establish a program of archaeological investigation, to be known as the Maine Archaeological Survey Program, involving coordinated and cooperative action of existing state agencies and institutions and to be included under the existing operational framework of the Maine State Museum.

§ 93. Legislative provisions

The Maine Archaeological Survey Program shall involve a coordinated and cooperative effort of the Maine State Museum and the University of

Maine at Orono, being the only state agencies and institutions actively involved in archaeological investigations, having professionally qualified archaeologists as permanent staff members and having appropriate supportive facilities.

The Director of the Maine State Museum shall appoint a professionally qualified archaeologist, already employed by one of the cooperating state agencies or institutions as cited above, to serve as program manager.

Representatives selected by other appropriate departments, agencies and organizations, including the Department of Transportation, the Department of Conservation, the Department of Indian Affairs and the Maine Archaeological Society, together with other representatives which may, from time to time, be named by the program manager, shall constitute an advisory body to the Maine Archaeological Survey Program. This advisory body shall meet at least twice annually at a time and place to be determined by the program manager.

#### § 94. Services to the public

The Maine Archaeological Survey Program shall serve as the official state liaison agency with the various private or other governmental agencies, organizations, institutions or individuals involved in archaeological investigations in Maine and shall provide its professional services as a means of guiding and coordinating these activities.

#### § 95. Services to other state agencies

The Maine Archaeological Survey Program shall serve as the official archaeological advisory agency to the several departments of the State involved in the taking and the development of land, or the evaluation of cultural or environmental impact of either private or governmental projects.

Sec. 2. Recommendations to the Legislature. The Maine State Archaeological Survey Program shall prepare, for presentation to the 107th Legislature, a report detailing recommended procedures and guidelines relating to its overall Archaeological Survey Program and implementation of specific services and responsibilities.

### STATEMENT OF FACT

Prehistoric and historic archaeological activities in Maine have generally been carried on without benefit of adequate professional guidance, and without any significant coordination, with the result that efforts have often been fruitlessly duplicated while important artifacts and related information have been lost. State agencies, which have the responsibility of assessing the cultural and environmental impact of both private and governmental projects, have been without an established and coordinated source of professional archaeological evaluation and guidance. Both of these needs would be met by the establishment and adequate staffing of the Maine Archaeological Survey Program.