

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 1486

6
7 S.P. 554

In Senate, May 9, 1985

8 Reference to the Committee on Aging, Retirement & Veterans suggested
9 and ordered printed.

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Andrews of Cumberland.

11 Cosponsored by Representative Richard of Madison and Senator Kany of
Kennebec.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FIVE
16

17 AN ACT to Provide for Public Participation
18 in the Development of Emergency Plans.
19

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

22 Sec. 1. 37-B MRSA §702, as enacted by PL 1983,
23 c. 460, §3, is repealed and the following enacted in
24 its place:

25 §702. Policy

26 It is the policy of the State:

27 1. Coordination. That all emergency preparedness
28 functions be coordinated to the maximum extent with
29 the comparable functions of the Federal Government,
30 including its various departments and agencies, of
31 other states and localities and of private agencies
32 so that the most effective preparation and use may be
33 made of the nation's manpower, resources and facili-
34 ties for dealing with any disaster which may occur;
35 and

1 2. Public participation. That adequate notice
2 and opportunity to comment be given to the public
3 prior to adoption of civil emergency plans at the
4 state, county and local level. Compliance with sec-
5 tion 741, subsection 3, paragraph B, and section 783
6 shall constitute adequate notice and opportunity to
7 comment.

8 Sec. 2. 37-B MRSA §704, as amended by PL 1983,
9 c. 816, Pt. B, §17, is further amended by adding af-
10 ter the 3rd paragraph a new paragraph to read:

11 The director is responsible for implementing the
12 policies expressed in section 702 during the develop-
13 ment of civil emergency plans at the state level and
14 for advising county, municipal, regional and inter-
15 jurisdictional officials on the implementation of
16 those policies during the development of local plans.

17 Sec. 3. 37-B MRSA §741, sub-§3, ¶B, as enacted
18 by PL 1983, c. 460, §3, is amended to read:

19 B. Prepare a comprehensive plan and program for
20 the civil emergency preparedness of this State.
21 That plan and program shall be integrated into
22 and coordinated with the civil emergency
23 preparedness plans of federal agencies and with
24 the plans of other states and foreign countries,
25 and their political subdivisions, to the fullest
26 possible extent. A public hearing shall be held
27 prior to adoption or amendment of that plan or
28 program. The purpose of the public hearing shall
29 be to explain the contents of the plan or program
30 proposed for adoption or amendment and to elicit
31 public comments on the proposal. All comments re-
32 ceived shall be considered. The public hearing
33 shall be held in the evening at a convenient time
34 and place. At least 20 days prior to the public
35 hearing, notice shall be published in newspapers
36 of general circulation in this State. A 2nd no-
37 tice shall be published in the same papers no
38 more than 10 days before the hearing;

39 Sec. 4. 37-B MRSA §783, as enacted by PL 1983,
40 c. 460, §3, is amended by adding at the end 2 new
41 paragraphs to read:

