

# MAINE STATE LEGISLATURE

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# 130th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2021

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Legislative Document

No. 1075

S.P. 343

In Senate, March 11, 2021

### An Act To Protect Public Lands

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Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

A handwritten signature in black ink, appearing to read "D M Grant".

DAREK M. GRANT  
Secretary of the Senate

Presented by Senator BENNETT of Oxford.  
Cosponsored by Representative O'NEIL of Saco and  
Senators: BLACK of Franklin, BRENNER of Cumberland, MAXMIN of Lincoln,  
Representatives: GROHOSKI of Ellsworth, LANDRY of Farmington, SKOLFIELD of Weld.

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

2 **Sec. 1. 12 MRSA §598-C** is enacted to read:

3 **§598-C. Process for determination of substantially altered; use of designated land**

4 The Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands  
5 shall adopt rules to establish an objective evaluation process for determining if a proposed  
6 activity on land designated under this chapter would cause the land to be reduced or  
7 substantially altered. These rules must also include provisions for public notice and  
8 comment before authorizing any such activity and for determining the appropriate  
9 instrument to be used to authorize that activity, including but not limited to whether an  
10 easement, lease, license or other instrument should be used. Rules adopted pursuant to this  
11 section are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

12 **SUMMARY**

13 This bill requires the Department of Agriculture, Conservation and Forestry, Bureau of  
14 Parks and Lands to adopt rules that establish an objective evaluation process for  
15 determining if a proposed activity on designated land would cause the land to be reduced  
16 or substantially altered and designates those rules as major substantive rules.