

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

---

THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1975

---

---

PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Seventh Legislature

1975

---

---

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.** 23 MRSA § 1051, 3rd sentence, as enacted by PL 1973, c. 277, § 1, is amended to read:

Additional roads and streets at Indian Island, Pleasant Point and Indian Township proposed by the Penobscot Tribal Reservation Housing Authority, the Pleasant Point and Indian Township Passamaquoddy Reservation Housing Authorities shall be a part of the state highway system if there is a dedication of sufficient land by appropriate authority.

**Sec. 2. Appropriation.** There is allocated from the General Highway Fund to the Department of Transportation, Bureau of Highways, the sum of \$60,000 for the construction of state highways in the Indian Reservation of Indian Island. Any balance on June 30, 1976, shall carry forward until the purpose for which the appropriation is made shall be accomplished.

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

Effective July 1, 1975

## CHAPTER 614

### AN ACT to Change Provisions of the Law Relating to the Board of Environmental Protection.

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

**Sec. 1.** 38 MRSA § 361, 1st 2 ¶¶, as last amended by PL 1971, c. 618, § 9, are further amended to read:

The Board of Environmental Protection, as heretofore established and hereinafter in this subchapter called the "board," shall consist of 10 members appointed by the Governor with the advice and consent of the Council, ~~2 of whom shall represent manufacturing interests of the State, 2 of whom shall be representatives of municipalities, 2 of whom shall represent the public generally, 2 of whom shall represent the conservation interests in the State and 2 other members knowledgeable in matters relating to air pollution~~ and the Commissioner of Environmental Protection ex officio. Members of the board shall be chosen to represent the broadest possible interest and experience which can be brought to bear in the implementation of this Title and all other laws which the board is charged with the duty of administering. The members shall be appointed for a term of 3 years and until their successors are appointed and duly qualified.

The members appointed by the Governor shall receive ~~\$25~~ \$40 per day for their services at meetings or hearings and all members shall receive necessary traveling expenses for attending any meetings of the board or for any other

travel in connection with the official business of the board and under the specific authority of the board, which traveling expenses shall be paid out of the General Fund.

**Sec. 2. Appropriation.** There is appropriated from the General Fund to the Department of Environmental Protection the sum of \$15,750 for the biennium for the purposes of carrying out this Act. The breakdown shall be as follows:

	1975-76	1976-77
ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
All Other	\$6,750	\$9,000
Effective October 1, 1975		

## CHAPTER 615

**AN ACT** to Establish the Construction of Bikeways as a Responsibility of the Department of Transportation and to Provide Funding Therefor.

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

23 MRSA c. 10 is enacted to read:

### CHAPTER 10

### BIKEWAYS

#### § 611. Definition

For the purposes of this chapter, a bikeway is defined as a vehicle way, paved or unpaved, upon which bicycles, unicycles or other man-powered vehicles may be pedaled. It may be part of a road or highway, or it may be adjacent to a road or highway.

#### § 612. Authority of Department of Transportation

The Department of Transportation is authorized to construct bikeways within the existing rights-of-way of any state or state-aid highway. The department may also acquire additional rights-of-way adjacent to existing highway rights-of-way for the construction of bikeways. Such construction and acquisition of rights-of-way shall be accomplished in the same manner provided in this Title for highways.

The Department of Transportation shall consider development of bikeways when developing capital improvement programs.