

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**SECOND SPECIAL SESSION**  
**September 5, 1996 to September 7, 1996**

**ONE HUNDRED AND EIGHTEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 4, 1996 to March 27, 1997**

**FIRST SPECIAL SESSION**  
**March 27, 1997 to June 20, 1997**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 26, 1997**

**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 19, 1997**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1997**

shall adopt staffing rules. The rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.

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

Effective May 22, 1997.

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## CHAPTER 35

S.P. 396 - L.D. 1293

### Resolve, to Evaluate Permit by Rule and Compliance with the Natural Resources Protection Laws

**Sec. 1. Land and Water Resources Council evaluation of permit by rule. Resolved:** That the Land and Water Resources Council, in consultation with the Department of Environmental Protection, shall evaluate the Board of Environmental Protection's rules relating to permit-by-rule requirements for activities regulated pursuant to the Maine Revised Statutes, Title 38, chapter 3, subchapter I, Article 5-A. In its evaluation, the Land and Water Resources Council shall consider the following issues:

1. Whether all of the activities that have been designated eligible for permit by rule are appropriate for the permit-by-rule process in light of the requirement to protect the natural resources in, on or adjacent to which the activities are located;
2. Whether there are adequate checks to ensure compliance with the permit standards;
3. Whether permit by rule provides the Department of Environmental Protection with sufficient information to evaluate projects;
4. Whether there is a satisfactory process for appeal when a permit by rule is approved; and
5. Whether the standards are adequate to ensure no significant impact upon the environment when projects are in compliance with the standards; and be it further

**Sec. 2. Report. Resolved:** That the Land and Water Resources Council shall report its findings and recommended changes to the permit-by-rule program to the joint standing committee of the Legislature having jurisdiction over natural resources matters by February 1, 1998.

See title page for effective date.

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## CHAPTER 36

H.P. 270 - L.D. 334

### Resolve, to Implement the Recommendations of the Commission to Study Poverty Among Working Parents with Regard to an Annual Report Card on Poverty

**Sec. 1. Report on poverty. Resolved:** That the State Planning Office shall report annually to the Legislature, beginning on January 1, 1998, on the subject of poverty in this State. The report must include information on poverty among children and adults, regional differences in poverty rates and indicators, conditions responsible for changes from the prior year, expectations for the coming year and the economic condition of the State's communities.

See title page for effective date.

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## CHAPTER 37

H.P. 1232 - L.D. 1749

### Resolve, Designating a World War II Monument in Bangor an Official State Memorial and Authorizing the Department of Transportation to Erect Signs Identifying That Memorial

**Sec. 1. Designating an official state memorial in honor of World War II veterans. Resolved:** That the monument to be erected in Bangor on the grounds of the Cole Land Transportation Museum be designated an official state memorial to honor the veterans of Maine who gave their lives in defense of freedom during World War II; and be it further

**Sec. 2. Signs for World War II memorial. Resolved:** That the Department of Transportation may erect signs in appropriate locations identifying the location of the World War II memorial designated under section 1.

See title page for effective date.

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## CHAPTER 38

H.P. 1275 - L.D. 1805

### Resolve, Directing the Commissioner of Education to Establish Plans for an Alternative School Calendar