

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND NINETEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 2, 1998 to June 19, 1999**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 18, 1999**

**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**  
**1999**

8) evidence of consultation with the local planning board and with the State Planning Office for projects with potential site impact

The department shall also amend the provisionally adopted rule in the part designated Section 4, subsection D, paragraph 3, subparagraph e (p. 9 of the rules) to read as follows:

e) State Planning Office analyses for ~~new construction~~ projects with potential site impact; and

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

Effective April 16, 1999.

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## CHAPTER 15

H.P. 298 - L.D. 406

### Resolve, Regarding Legislative Review of Chapter 125: Health Care Information that Directly Identifies an Individual, Major Substantive Rules of the Maine Health Data Organization

**Emergency preamble.** Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter II-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

**Whereas,** the above named major substantive rules have been submitted to the Legislature for review; and

**Whereas,** immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rules; and

**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

**Sec. 1. Adoption. Resolved:** That final adoption of Chapter 125: Health Care Information that Directly Identifies an Individual, provisionally adopted major substantive rules of the Maine Health

Data Organization and submitted to the Legislature for review pursuant to the Maine Administrative Procedure Act, is authorized provided that the rule is amended to become effective on October 1, 1999.

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

Effective April 30, 1999.

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## CHAPTER 16

S.P. 130 - L.D. 327

### Resolve, to Study Limited Effort in the Scallop Fishery

**Sec. 1. Report; legislation. Resolved:** That the Commissioner of Marine Resources shall study limited effort in the scallop fishery and submit a report with the commissioner's findings and recommendations to the Joint Standing Committee on Marine Resources by December 31, 1999. In developing the findings and recommendations, the commissioner shall consult with representatives of the scallop fishing industry and other interested parties. The Joint Standing Committee on Marine Resources may report out legislation during the Second Regular Session of the 119th Legislature regarding limited effort in the scallop fishery.

See title page for effective date.

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## CHAPTER 17

H.P. 65 - L.D. 78

### Resolve, Establishing the Replacement Simultaneously of State Correctional Facilities in Cumberland and Washington Counties as the First Priority If Additional General Obligation Bond Issues or Lease Appropriation Bonds are Authorized by the Legislature

**Sec. 1. Replacement of state correctional facilities in Cumberland and Washington counties. Resolved:** That the first priority of the State, in authorizing new state correctional facilities to be financed in part or in whole with general obligation bonds or lease appropriation bonds issued by the Maine Governmental Facilities Authority, is the replacement simultaneously of state correctional