

# 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 electronic originals  
(may include minor formatting differences from printed original)

**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.**

---

---

**J.S. McCarthy Company**  
**Augusta, Maine**  
**1999**

**Task Force to Study the Operation of and Support for the Board of Environmental Protection**

Personal Services	\$1,650
All Other	3,000

Provides funds for the per diem and expenses of legislative members of the Task Force to Study the Operation of and Support for the Board of Environmental Protection, one public hearing and printing costs for the required report.

<b>LEGISLATURE TOTAL</b>	\$4,650
--------------------------	---------

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

Effective June 17, 1999.

**CHAPTER 86**

**S.P. 725 - L.D. 2045**

**Resolve, to Establish the Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish**

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

**Whereas,** a study of the future of Maine's wildlife and fish is essential to maintaining healthy populations of wildlife and fish in the State; 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. Committee established. Resolved:** That the Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish, referred to in this resolve as the "committee," is established; and be it further

**Sec. 2. Membership. Resolved:** That the committee consists of the following 24 members:

- A. The Commissioner of Inland Fisheries and Wildlife or the commissioner's designee;
- B. The Director of the State Planning Office or the director's designee;
- C. The Commissioner of Environmental Protection or the commissioner's designee;
- D. The Commissioner of Conservation or the commissioner's designee;
- E. Two Legislators appointed by the President of the Senate;
- F. Three Legislators appointed by the Speaker of the House of Representatives;
- G. One member who represents a statewide organization of licensed Maine Guides, appointed by the Governor;
- H. One member who represents a statewide organization of hunters, anglers and trappers, appointed by the Governor;
- I. One member who represents the interests of sporting camp owners, appointed by the Governor;
- J. One member who represents a statewide non-profit organization that specializes in wildlife conservation and natural resource education, appointed by the Governor;
- K. One member who represents a statewide nonprofit organization that specializes in land acquisition to protect the diversity of Maine's native plant and wildlife habitat, appointed by the Governor;
- L. One member who is an economist and who specializes in natural resource economics, appointed by the Governor;
- M. One member who is a professor of wildlife ecology or fisheries, appointed by the Governor;
- N. One member who represents a business that offers ecological tours, appointed by the Governor;
- O. One member with professional wildlife or fisheries experience who represents the interest of a large corporate landowner, appointed by the Governor;
- P. One member who is a writer, publisher or editor who has experience with environmental,

outdoor recreation or wildlife issues, appointed by the Governor;

Q. One member who is a Maine citizen who represents nonconsumptive uses of wildlife, appointed by the Governor;

R. One member representing trappers, appointed by the Governor;

S. One member with experience in fish and wildlife law enforcement, appointed by the Governor;

T. One member representing a Maine paper mill, appointed by the Governor; and

U. One member employed as a professional logger, appointed by the Governor; and be it further

**Sec. 3. Appointments; meetings. Resolved:** That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. The chairs of the committee shall commence the first meeting of the committee no later than August 1, 1999. The committee may hold up to 6 meetings; and be it further

**Sec. 4. Chairs; officers. Resolved:** That the first named Senate member is the Senate chair, and the first named House of Representatives member is the House chair. The committee may select other officers and designate their duties; and be it further

**Sec. 5. Duties. Resolved:** That the committee shall study the following aspects of Maine's fish and wildlife resources:

A. The needs of Maine's fish and wildlife and the needs of Maine's citizens in relation to Maine's fish and wildlife, whether the needs are being met and the risks associated with unmet needs;

B. The studies, programs, organizational structures and budgets utilized by other states to manage and conserve fish and wildlife resources;

C. The financial contribution to the State's economy of the recreational fish and wildlife industries;

D. Whether the structure, tasks, resources, programs and funding of wildlife conservation are adequate to secure fish and wildlife as an economic resource and as a valued Maine heritage; and

E. Strategies, actions and solutions that are necessary to secure Maine's wildlife heritage; and be it further

**Sec. 6. Funding. Resolved:** That the Commissioner of Inland Fisheries and Wildlife may accept funds on behalf of the committee from any public or private source. The commissioner shall establish a separate account for these funds and administer the account. The commissioner may use the funds to hire a staff person and contract for services related to the committee's duties; and be it further

**Sec. 7. Staff. Resolved:** That upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the committee. The Department of Inland Fisheries and Wildlife shall provide assistance to the committee as required by the chairs of the committee; and be it further

**Sec. 8. Compensation. Resolved:** That members of the committee who are Legislators are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at meetings of the committee. Public members who are not otherwise compensated by their employer or other entities whom they represent are entitled to receive reimbursement of necessary expenses for their attendance at meetings of the committee. The Executive Director of the Legislative Council shall administer the committee's budget; and be it further

**Sec. 9. Report. Resolved:** That the committee shall submit its report, together with any recommended implementing legislation, to the Joint Standing Committee on Inland Fisheries and Wildlife no later than December 15, 2000. If the committee requires an extension of time to complete its report, it may apply to the Legislative Council, which may grant an extension; and be it further

**Sec. 10. Appropriation. Resolved:** That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

**LEGISLATURE**

**Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish**

Personal Services	\$1,650
All Other	6,500

Provides funds for the per diem and expenses of legislative members and the expenses of other eligible members of the Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish and to print the required report.

**LEGISLATURE**

**TOTAL** \$8,150  
; and be it further

**Sec. 11. Allocation. Resolved:** That the following funds are allocated from Other Special Revenue funds to carry out the purposes of this resolve.

	1999-00	2000-01
<b>INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF</b>		
<b>Office of the Commissioner - Inland Fisheries and Wildlife</b>		
All Other	\$500	\$500
Allocates funds to allow the department to provide necessary services to the Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish.		

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

Effective June 17, 1999.

---



---

**CHAPTER 87**

**S.P. 643 - L.D. 1825**

**Resolve, to Establish the Commission to Study Children in Need of Services**

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

Whereas, children in need of services are difficult to identify and are sometimes resistant to accepting services and are sometimes endangered by their own behavior; 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. Commission established. Resolved:** That the Commission to Study Children in Need of Services, referred to in this resolve as "the commission," is established; and be it further

**Sec. 2. Membership. Resolved:** That the commission consists of 15 members appointed as follows.

1. The President of the Senate shall appoint 5 members: one Senator from the joint standing committee of the Legislature having jurisdiction over criminal justice matters, one Senator from the joint standing committee of the Legislature having jurisdiction over education matters, one Senator from the joint standing committee of the Legislature having jurisdiction over health and human services matters, one representative of community-based organizations working with children and their families and one representative of children.

2. The Speaker of the House shall appoint the following 5 members: one Representative from the joint standing committee of the Legislature having jurisdiction over criminal justice matters, one Representative from the joint standing committee of the Legislature having jurisdiction over education matters, one Representative from the joint standing committee of the Legislature having jurisdiction over health and human services matters, one representative of community-based organizations working with children and their families and one representative of parents.

3. The following commissioners or their designees are members: the Commissioner of Human Services; the Commissioner of Education; the Commissioner of Corrections; the Commissioner of Mental Health, Mental Retardation and Substance Abuse Services; and the Commissioner of Public Safety.

4. The first named Senate member is the Senate chair and the first named Representative member is the House chair; and be it further

**Sec. 3. Appointments. Resolved:** That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the Chairs shall call and convene the first