

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND NINETEENTH LEGISLATURE
SECOND REGULAR SESSION
January 5, 2000 to May 12, 2000

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 11, 2000

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
2000

that, in the commissioner's discretion, contribute to the value of the state property; and be it further

Sec. 3. Authority to release interest. Resolved: That the commissioner may release any interests in state property or rights or easements held by the State in adjacent or nearby land if, in the commissioner's discretion, they do not contribute to the value of the remaining state property; and be it further

Sec. 4. Transfer interests. Resolved: That the commissioner may transfer nonfee interests, such as easements or rights-of-way, in property held in fee by the State or any of its agencies if, in the commissioner's discretion, the interests in property no longer contribute to or the transfer does not detract from the value of the property held in fee by the State or any of its agencies; and be it further

Sec. 5. Acquire interests in property. Resolved: That the commissioner may acquire nonfee interests, such as easements or rights-of-way, in property that will benefit property held in fee by the State or any of its agencies if, in the commissioner's discretion, the interests in property contribute to the value of the property held in fee by the State or any of its agencies; and be it further

Sec. 6. Repeal. Resolved: That this resolve is repealed 3 years after its effective date.

See title page for effective date.

CHAPTER 98

H.P. 1833 - L.D. 2569

Resolve, to Authorize the Waldo County Commissioners to Borrow not more than \$600,000 to Build a Waldo County Communications and 9-1-1 Center

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.

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

Whereas, Waldo County has limited space to provide for a necessary communications and 9-1-1 system; and

Whereas, the need exists for an expanded, updated communications system in Waldo County; and

Whereas, the county commissioners must begin the necessary preparation for the borrowing of money; and

Whereas, the county commissioners must begin the necessary preparation of the ballot to be presented to voters of Waldo County; 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. Authorize borrowing of money. Resolved: That the Waldo County commissioners are authorized to borrow and expend a sum not to exceed \$600,000 for construction of a communications and 9-1-1 center located in Waldo County; and be it further

Sec. 2. Referendum for ratification. Resolved: That this resolve must be submitted to the legal voters of Waldo County. The dates of submission must be determined by the Waldo County commissioners but may not be later than 18 months after adjournment of the Second Regular Session of the 119th Legislature. The Waldo County commissioners are authorized to expend the funds necessary to implement the referendum.

The county commissioners shall cause the preparation of the required ballots on which the county commissioners shall state the subject matter of this resolve in the following question:

"Do you favor authorizing the Waldo County commissioners to borrow an amount not to exceed \$600,000 for construction of a communications and 9-1-1 center in Waldo County?"

The voters shall indicate by a cross or a check mark placed against the word "Yes" or "No" their opinion of the question.

This resolve takes effect immediately upon its acceptance by a majority of the legal voters voting at the election if the total number of votes cast for and against the acceptance of this resolve equals or exceeds 30% of the total votes for all candidates for Governor cast in the county in the most recent gubernatorial election. If at the first election the total number of votes for and against acceptance of this

resolve is less than 30% of the total votes for all candidates for Governor cast in the county in the most recent gubernatorial election, the county commissioners may submit the question to voters not more than one other time within the time prescribed in this section.

The results of the election must be declared by the Waldo County commissioners and due certificate filed with the Secretary of State.

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

Effective pending referendum.

CHAPTER 99

S.P. 585 - L.D. 1665

Resolve, to Promote Natural Resource-based Industries

Preamble. Whereas, natural resource-based industries are the foundation of the State's economy; and

Whereas, the number of individuals entering farming, fishing and forestry is declining steadily; and

Whereas, natural resource-based industries are nonmobile industries rooted in the culture and ecology of the State, placing the State in a unique position; now, therefore, be it further

Sec. 1. Business development; education programs. Resolved: That the State Planning Office shall submit a report to the joint standing committee of the Legislature having jurisdiction over business and economic development matters by January 1, 2001 that:

1. Examines the resources available to business development and specifically how funds are dedicated to development in the natural resource-based industries. The report must specifically review the proportions of dollars spent on economic development and the percentage of those dollars that are aimed at natural resource-based industries;

2. Analyzes existing education programs and the status of workforce wages and benefits and the average age and availability of workers to fill the current needs of natural resource-based industries;

3. Develops a proposal based on the analysis pursuant to subsection 2 to establish education programs for secondary and postsecondary schools, including vocational and technical college systems,

with the aim of increasing the number of trained entrants into the natural resource-based industries; and

4. Identifies barriers to and opportunities for enhancing the growth and sustainability of the State's natural resource-based industries.

Following receipt of the report, the joint standing committee of the Legislature having jurisdiction over business and economic development matters may report out a bill during the First Regular Session of the 120th Legislature.

See title page for effective date.

CHAPTER 100

H.P. 1879 - L.D. 2615

Resolve, Regarding Legislative Review of Chapter 119: Motor Vehicle Fuel Volatility Limit, a Major Substantive Rule of the Department of Environmental Protection

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 Revised Statutes, 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 rule has 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 rule; 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 119: Motor Vehicle Fuel Volatility Limit, a provisionally adopted major substantive rule of the Department of Environmental Protection, that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A is authorized.