

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

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

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.

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

Effective April 5, 2000.

CHAPTER 101

H.P. 868 - L.D. 1225

Resolve, to Direct the Department of Inland Fisheries and Wildlife to Review Rules for Compliance with the Americans With Disabilities Act

Sec. 1. Report. Resolved: That no later than January 1, 2001, the Commissioner of Inland Fisheries and Wildlife shall submit a report to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters on the following items:

1. The type and number of unconventional or special privilege licenses currently authorized for issuance by the Department of Inland Fisheries and Wildlife for any type of disability, including a temporary disability;
2. Criteria and standards used by the department to determine eligibility for such licenses;
3. Guidelines for establishing reciprocity with other states on such licenses;
4. Recommendations for improving the promotion of hunting and fishing opportunities in the State to the disabled community;
5. Recommendations on the use of special or group hunts or special seasons for the disabled and on allowing another person to assist a disabled person to hunt or fish; and
6. A discussion of any safety issues that may be associated with hunting or fishing by disabled persons, and recommendations to address any issues identified.

In preparing this report, the commissioner shall consult with the Fisheries and Wildlife Advisory Council, interested parties, the medical community, persons with disabilities and groups representing disabled persons; and be it further

Sec. 2. Legislation authorized. Resolved: That the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters may report out a bill on the issue of expanding hunting and fishing opportunities for persons with a

disability to the First Regular Session of the 120th Legislature.

See title page for effective date.

CHAPTER 102

S.P. 1040 - L.D. 2622

Resolve, Authorizing the Commissioner of Inland Fisheries and Wildlife to Allow a Well and Waterline Easement

Preamble. The Constitution of Maine, Article IX, Section 23 requires that real estate held by the State for conservation purposes may not be reduced or its uses substantially altered except on the vote of 2/3 of all members elected to each House.

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 Department of Inland Fisheries and Wildlife holds a conservation easement on a parcel of land adjacent to the Rangeley River in Rangeley; and

Whereas, the conservation easement was acquired from the Rangeley Lakes Heritage Trust with funds from the Land for Maine's Future Fund; and

Whereas, the Department of Environmental Protection desires to install a well on the parcel, said well to serve as a replacement water supply for several area residents whose existing water supplies have been contaminated by oil; 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. Authority to convey easement. Resolved: That, in accordance with the Maine Revised Statutes, Title 5, section 6209, the Commissioner of Inland Fisheries and Wildlife is authorized to enter into an amendment of the conservation easement that the Department of Inland Fisheries and Wildlife holds in the Rangeley River conservation corridor and that was acquired with funds from the Land for Maine's Future Fund. The purpose of the amendment must be to allow a well and waterline easement to be granted by the Rangeley Lakes Heritage Trust in order to provide potable water to residences and businesses served by wells that either are contaminated or in