

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTIETH LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 2, 2002 to April 25, 2002**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 25, 2002**

**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**  
**2002**

- ~~(10) Staff development;~~
- ~~(11) Cultural differences and discriminatory and nondiscriminatory hiring practices; and~~
- ~~(12) Other competency areas as determined by state board rule; and~~

**Sec. 8. 20-A MRSA §13019-B, sub-§3** is enacted to read:

**3. Rulemaking.** Rules adopted pursuant to this section are major substantive rules as defined in Title 5, chapter 375, subchapter II-A.

**Sec. 9. 20-A MRSA §13019-C, sub-§1, ¶C**, as repealed and replaced by PL 1989, c. 878, Pt. B, §18, is amended to read:

C. A basic level of knowledge in ~~the following areas:~~ competency areas determined by the state board; and

- ~~(1) Community relations;~~
- ~~(2) School finance and budget;~~
- ~~(3) Supervision and evaluation of personnel;~~
- ~~(4) Federal and state civil rights and education laws;~~
- ~~(5) Organizational theory and planning;~~
- ~~(6) Educational leadership;~~
- ~~(7) Educational philosophy and theory;~~
- ~~(8) Effective instruction;~~
- ~~(9) Curriculum development;~~
- ~~(10) Staff development; and~~
- ~~(11) Other competency areas as determined by state board rule; and~~

**Sec. 10. 20-A MRSA §13019-C, sub-§3** is enacted to read:

**3. Rulemaking.** Rules adopted pursuant to this section are major substantive rules as defined in Title 5, chapter 375, subchapter II-A.

See title page for effective date.

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**CHAPTER 535**

**S.P. 688 - L.D. 1890**

**An Act Concerning Confidentiality of Investigations by the Commission on Governmental Ethics and Election Practices**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 21-A MRSA §1003, sub-§2-A**, as enacted by PL 2001, c. 237, §1, is repealed.

See title page for effective date.

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**CHAPTER 536**

**H.P. 1467 - L.D. 1968**

**An Act to Require the Owner of a Submerged Snowmobile or Boat to Remove the Snowmobile or Boat**

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

**Whereas**, submerged snowmobiles and motorboats in inland waters are a public health and safety hazard; 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 enacted by the People of the State of Maine as follows:**

**Sec. 1. 12 MRSA §7827, sub-§22-A** is enacted to read:

**22-A. Operating snowmobile on open water.** A person is guilty of operating a snowmobile on open water if that person operates or attempts to operate a snowmobile on open water. For purposes of this subsection, "open water" means any area of an inland water body that is free of ice and snow. This subsection does not apply to private ponds.

Notwithstanding Title 17, section 2267-A, subsection 3, the owner or operator of a snowmobile that has been submerged or partially submerged as a result of a violation of this subsection shall remove the snowmobile within 24 hours of its submersion. The owner or operator of a snowmobile submerged or partially