

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTIETH LEGISLATURE
FIRST REGULAR SESSION
December 6, 2000 to June 22, 2001

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 21, 2001

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
2001

CHAPTER 22

S.P. 271 - L.D. 936

Resolve, Directing a Study of the Creation of a Fire and Emergency Services Academy

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

Whereas, funds necessary to accomplish the study created by this resolve will lapse unless this resolve is effective immediately; 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. Maine Fire Protection Services Commission directed to study creation of central fire fighting training academy. Resolved: That the Maine Fire Protection Services Commission, within existing resources, shall conduct a study of the following:

1. The need for a central fire fighting training academy in the State; and
2. If it finds there is need for a central fire fighting training academy in the State, where the academy would most appropriately be located and the feasibility of establishing it, including the feasibility of creating a unified state fire and emergency medical services academy housed and administered as part of the Maine Criminal Justice Academy; and be it further

Sec. 2. Conduct of study. Resolved: That the Maine Fire Protection Services Commission, in conducting the study described in section 1, shall consult with any agency, organization or person in order to adequately undertake the study; and be it further

Sec. 3. Report. Resolved: That the Maine Fire Protection Services Commission shall submit a report to the Joint Standing Committee on Criminal Justice before January 1, 2002 of the commission's findings, conclusions and recommendations resulting from the study required under section 1. The commission may include in the report suggested legislation to implement its recommendations; and be it further

Sec. 4. Authority to report out legislation. Resolved: That the Joint Standing Committee on Criminal Justice may report out to the Second Regular

Session of the 120th Legislature legislation relating to the creation of a central fire fighting training academy in the State; and be it further

Sec. 5. Certain funds not to lapse. Resolved: That, notwithstanding Public Law 1999, chapter 731, Part AAAA, section 4, any unexpended appropriations to the Maine Fire Protection Services Commission pursuant to Public Law 1999, chapter 731, Part AAAA, section 4 do not lapse but must be carried forward to fiscal year 2001-02 and may be used to carry out the purposes of this resolve.

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

Effective May 16, 2001.

CHAPTER 23

H.P. 457 - L.D. 578

Resolve, to Assist Municipalities in Developing and Using Geographic Information Systems to Track Development and Promote Smart Growth

Sec. 1. Steering committee established. Resolved: That the State Planning Office within the Executive Department, in cooperation with the GIS Executive Council of the Information Services Policy Board within the Department of Administrative and Financial Services and in accordance with the recommendations of the State's GIS Strategic Plan, shall convene a steering committee to study and design a cost-effective statewide geographic information system, referred to in this resolve as the "system," that can be utilized for a variety of planning purposes by all levels of government; and be it further

Sec. 2. Steering committee membership. Resolved: That the steering committee consists of the following 13 members:

1. Two members representing municipal interests, appointed by the Director of the State Planning Office within the Executive Department;
2. One member representing regional councils, appointed by the Director of the State Planning Office;
3. One member representing county interests, appointed by the Director of the State Planning Office;
4. Two members representing private sector geographic information systems interests, appointed by the Director of the State Planning Office;

5. One member representing real estate or development interests, appointed by the Director of the State Planning Office;

6. The Director of the Office of Geographic Information Systems within the Department of Administrative and Financial Services or the director's designee;

7. The Director of the State Planning Office or the director's designee;

8. The Chancellor of the University of Maine System or the chancellor's designee;

9. A member of the public who has a working knowledge of geographic information systems, appointed by the Director of the State Planning Office; and

10. Two members representing the GIS Executive Council, appointed by the Director of Administrative and Financial Services; and be it further

Sec. 3. Duties. Resolved: That in studying and designing the system, the steering committee shall address, at a minimum, the following issues:

1. The necessary standards and protocols of developing and maintaining the data, classifying the data and coordinating the management of the data;

2. The levels of accuracy that are needed to fulfill the purpose of the system;

3. How the information will be delivered for access to all levels of government, different user groups and the public;

4. The proper roles for the public and private sector in establishing, maintaining and funding the system;

5. Privacy and how it will be protected; and

6. Resource needs and long-term funding options; and be it further

Sec. 4. Staffing. Resolved: That the State Planning Office within the Executive Department shall provide staff assistance to the steering committee, either directly or through contracted services. The technical portion of the design of the system may be prepared with the assistance of a contracted consultant; and be it further

Sec. 5. Report. Resolved: That the steering committee shall submit a report with any accompanying legislation to the Joint Standing Committee on Natural Resources by January 15, 2002. Following receipt of the report, the Joint Standing Committee on Natural Resources may introduce legislation to the

Second Regular Session of the 120th Legislature; and be it further

Sec. 6. Funding for study and design. Resolved: That the GIS Executive Council of the Information Services Policy Board within the Department of Administrative and Financial Services shall, as possible, fund the study and design of the system from existing resources. The State Planning Office within the Executive Department may enter into such agreements with and accept funds from public and private agencies and organizations to accomplish the objectives of this resolve. Smart Growth Initiative funds may be used to accomplish the objectives of this resolve.

See title page for effective date.

CHAPTER 24

S.P. 408 - L.D. 1352

Resolve, Authorizing the Adjutant General to File a Finalized Declaration of Covenants and Restrictions with the Kennebec County Registry of Deeds in the Veterans' Memorial Cemetery Located on the Mount Vernon Road in Augusta Preamble.

Whereas, the Department of Defense, Veterans and Emergency Management acquired a parcel of land on the Mount Vernon Road in Augusta for a new veterans' memorial cemetery on August 17, 1998; and

Whereas, the Department of Environmental Protection reviewed the proposal to develop a veterans' memorial cemetery under the site location of development natural resources protection laws and issued a Water Quality Certification Findings of Fact and Order dated January 18, 2000 that ordered the Department of Defense, Veterans and Emergency Management, Bureau of Maine Veterans' Services to file a finalized Declaration of Covenants and Restrictions for the compensation area, referencing the final construction plans, with the Kennebec County Registry of Deeds prior to June 30, 2000. Evidence of filing must be submitted to the Department of Environmental Protection, Bureau of Land and Water Quality, Division of Land Resources Regulation within 30 days of the filing date. Evidence consists of copies of the restrictions stamped with the book and page numbers or accompanied by a letter from the register of deeds; and

Whereas, the Department of Defense, Veterans and Emergency Management, Bureau of Maine Veterans' Services is without authority to record a