

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 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

of monitoring and managing conservation easements held by each of those state agencies; and be it further

Sec. 2. Coordination by State Planning Office. Resolved: That the Executive Department, State Planning Office shall to the extent practicable within existing resources coordinate the state monitoring and management of conservation easements by:

1. Coordinating the pooling of agency resources; and
2. Encouraging state agencies pursuant to section 1 to compile and maintain monitoring information on all conservation easements they hold and to report annually to the State Planning Office regarding that information.

See title page for effective date.

CHAPTER 32

H.P. 286 - L.D. 364

Resolve, Recognizing the Phi Eta Kappa Building Association as a Nonprofit Corporation

Sec. 1. Phi Eta Kappa Building Association recognized as a nonprofit corporation. Resolved: That the Phi Eta Kappa Building Association, on file with the Secretary of State as a business corporation under the Maine Revised Statutes, Title 13-A, as of the effective date of this resolve must be recognized as a nonprofit corporation for all purposes under Title 13-B. This nonprofit corporation replaces the business corporation, but retains the original filing date of June 24, 1907; and be it further

Sec. 2. Officers and directors. Resolved: That, until the next meeting of the board of directors of the corporation following enactment of this resolve, those individuals that are serving as the directors and officers of the corporation as of the date of enactment of this resolve may continue to serve in those positions at their discretion. Any vacancies on the board or of officer positions must be filled by a vote of the majority of those directors remaining on the board; and be further

Sec. 3. Bylaws. Resolved: That the directors of the corporation may amend the bylaws of the corporation to conform those bylaws with the Maine Nonprofit Corporation Act, the Maine Revised Statutes, Title 13-B; and be it further

Sec. 4. Filing with Secretary of State. Resolved: That the Phi Eta Kappa Building Association file its restated Articles of Incorporation with the

Secretary of State by December 31, 2001. The restatement filing must contain a change in purposes as applicable for a corporation formed under the Maine Revised Statutes, Title 13-B, must designate the registered agent and office address and must include any additional information required by this resolve or Title 13-B; and be it further

Sec. 5. Retroactivity. Resolved: That this resolve applies retroactively to January 1, 2001.

See title page for effective date.

CHAPTER 33

S.P. 401 - L.D. 1317

Resolve, Directing the Department of Inland Fisheries and Wildlife to Conduct a Programmatic Review of the State's Inland Fisheries Management Program

Sec. 1. Contract for assessment of the fisheries program. Resolved: That the Commissioner of Inland Fisheries and Wildlife, referred to in this resolve as the "commissioner," shall contract with outside experts to assess, evaluate and recommend improvements in all aspects of the inland fisheries management program; and be it further

Sec. 2. Procedures to be used. Resolved: That a contract awarded pursuant to this resolve must be awarded in accordance with applicable state laws, rules and procedures relating to the purchase of services and awarding of contracts. The Department of Inland Fisheries and Wildlife, referred to in this resolve as the "department," shall establish a panel to assist in developing a scope of work and evaluating and selecting a proposal. The panel must include appropriate department staff and up to 5 people representing statewide organizations with an interest in the management of fisheries resources and aquatic habitats; and be it further

Sec. 3. Scope of work. Resolved: That the programmatic review must include, but not be limited to: planning and budgeting; staffing levels; personnel leadership and technical skills; applicable laws, rules and policies governing the program; decision-making processes; and resource management and public involvement practices. In addition to a contract specifying that the contractor must assess the department's professional ability to design and carry out an effective fisheries management program, a contract awarded pursuant to this resolve must include a requirement that the contractor identify members of the public who consider themselves as stakeholders