

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

FIRST SPECIAL SESSION
November 13, 2002 to November 14, 2002

ONE HUNDRED AND TWENTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 4, 2002 to June 14, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
FEBRUARY 13, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 13, 2003

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2003

Halifax in Winslow with the intent of eventually extending the waterway upriver to the headwaters of the Kennebec River. No later than January 31, 2004, the department shall report to the Joint Standing Committee on Agriculture, Conservation and Forestry on progress made to:

1. Coordinate the management and promotion of state recreational, scenic and historic lands and easements with municipal and private recreational, scenic and historic lands along the Kennebec River;
2. Integrate launching and landing sites, existing trails, historic and educational sites, scenic viewing opportunities and other sites of interest in a unified approach to protect, interpret, promote and develop the river's outstanding natural, educational, scientific and historic resource values; and
3. Offer primitive camping at intervals along the waterway to encourage canoeing, kayaking and other forms of recreation; and be it further

Sec. 2. Funding; assistance. Resolved: That the Department of Conservation shall seek to identify funding sources and technical assistance that could help implement joint projects and strategies in connection with creating the waterway; and be it further

Sec. 3. Local involvement. Resolved: That the Department of Conservation, in coordination with the Executive Department, State Planning Office; the Department of Inland Fisheries and Wildlife; the Department of Transportation; the Department of Marine Resources; the Department of Economic and Community Development, Office of Tourism; the Maine Historic Preservation Commission; and the Kennebec-Chaudiere Heritage Corridor Corporation, shall seek the input and cooperation of representatives of municipalities, land trusts, community groups, conservation organizations and businesses that benefit from a clean and healthy Kennebec River.

See title page for effective date.

CHAPTER 14

H.P. 197 - L.D. 242

Resolve, Relating to the Consideration of the Cumulative Effect on Protected Natural Resources

Sec. 1. Department to convene working group of interested parties. Resolved: That, within existing resources, the Department of Environmental Protection shall convene a working group of interested parties to design a method for considering

the cumulative effects of activities on protected natural resources when the activities are permitted; and be it further

Sec. 2. Proposal. Resolved: That the Department of Environmental Protection shall submit a proposal for considering the cumulative effects of activities on protected natural resources, including any draft legislation necessary to implement the proposal, to the Joint Standing Committee on Natural Resources by January 5, 2004; and be it further

Sec. 3. Authority to report out legislation. Resolved: That the Joint Standing Committee on Natural Resources may report out legislation during the Second Regular Session of the 121st Legislature relating to the Department of Environmental Protection's proposal for the consideration of cumulative effects on protected natural resources.

See title page for effective date.

CHAPTER 15

H.P. 554 - L.D. 748

Resolve, Directing the Department of Labor To Publish Annually Economic and Workforce Information Concerning the Canadian Maritime Provinces

Sec. 1. Economic and workforce information. Resolved: That the Department of Labor shall annually publish a report comparing the economy and workforce of the Canadian Maritime Provinces to the economy and workforce of the State.

See title page for effective date.

CHAPTER 16

H.P. 794 - L.D. 1076

Resolve, Authorizing the Commissioner of Administrative and Financial Services To Convey Land to Baron and Janet Wormser

Sec. 1. Sale of land. Resolved: That the State, by and through the Commissioner of Administrative and Financial Services, is authorized to convey by sale the interest of the State in real estate as indicated in section 3 of this resolve to Baron C. Wormser and Janet G. Wormser; and be it further

Sec. 2. Property to be sold as is. Resolved: That the Commissioner of Administrative and Financial Services may negotiate and execute the

purchase and sales agreement upon terms the commissioner considers appropriate; however, the state property must be sold as is, without any presentations or warranties. Title must be transferred by quitclaim deed without covenant and executed by the commissioner; and be it further

Sec. 3. Property description. Resolved:

That the land subject to transfer is described as follows:

A certain lot or parcel of land situate northerly of Pleasant Street Place, so called, in the City of Hallowell, Kennebec County, State of Maine, and being bounded and described as follows:

Beginning at a 3/4-inch iron rod set capped "Thayer Engineering Company" at the westerly corner of land of Baron C. Wormser and Janet G. Wormser, reference deed recorded in Kennebec County Registry of Deeds in Book 5568, Page 327, formerly of Viti, reference deed recorded in said Registry of Deeds in Book 3242, Page 350, as shown on a plan entitled "Plan of Standard Boundary Survey of a Portion of Property of State of Maine, Winthrop Street & Pleasant Street, Hallowell, Maine," dated March 1988 by Thayer Engineering Company, Inc., Farmingdale, Maine;

Thence N 31° 00' 14" E along the northwesterly line of said land of Wormser a distance of 172.13 feet to a 3/4-inch iron rod set capped "Thayer Engineering Company" and the northerly corner of said land of Wormser;

Thence S 56° 55' 55" E along the northeasterly line of said land of Wormser a distance of 68.00 feet to a 3/4-inch iron rod set capped "Thayer Engineering Company" and the easterly corner of said land of Wormser and a northerly corner of land now or formerly of Slack, reference deeds recorded in said Registry of Deeds in Book 2016, Page 84, Book 1246, Page 336 and Book 283, Page 449;

Thence continuing S 56° 55' 55" E along a northeasterly line of said land of Slack a distance of 6.80 feet to a 3/4-inch iron rod set capped "Thayer Engineering Company";

Thence N 31° 00' 00" E along a northwesterly line of said land of Slack a distance of 20.00 feet to a 3/4-inch iron rod set capped "Thayer Engineering Company" and a northerly corner of said land of Slack;

Thence N 56° 55' 55" W along a southwesterly line of land being retained by State of Maine, reference deed recorded in said Registry of Deeds in Book 288, Page 308, a distance of 88.80 feet;

Thence S 31° 00' 14" W along a southeasterly line of said land being retained by State of Maine a distance of 192.19 feet;

Thence S 57° 09' 43" E along a northeasterly line of said land being retained by State of Maine a distance of 14.00 feet to the point of beginning, containing 4,184 square feet, more or less.

Bearings are based upon a 1985 magnetic north observation.

Being a portion of premises described in a deed of Almira C. Dummer to the Maine Industrial School for Girls, dated March 25, 1874, recorded in Kennebec County Registry of Deeds in Book 288, Page 308.

The above description is based on said plan entitled "Plan of Standard Boundary Survey of a Portion of Property of State of Maine, Winthrop Street & Pleasant Street, Hallowell, Maine," dated March 1988 by Thayer Engineering Company, Inc., Farmingdale, Maine, and is without the benefit of a current Boundary Survey; and be it further

Sec. 4. Exemptions. Resolved: That any conveyance pursuant to this resolve is exempt from any statutory or regulatory requirement that the property first be offered to the Maine State Housing Authority or another state or local agency; and be it further

Sec. 5. Appraisal. Resolved: That the Commissioner of Administrative and Financial Services shall have the current market value of the property described in section 3 of this resolve determined by an independent appraiser at the expense of Baron C. Wormser and Janet G. Wormser and may use the appraised value and offer the land for sale to those parties.

See title page for effective date.

CHAPTER 17

H.P. 104 - L.D. 95

Resolve, Directing the Department of Behavioral and Developmental Services To Conduct a Study Regarding a Registry of Direct Care Workers Working with Persons with Mental Retardation

Sec. 1. Study regarding registry for direct care workers working with persons with mental retardation. Resolved: That the Department of Behavioral and Developmental Services shall conduct an internal study regarding the creation of a registry for direct care workers working with persons