

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE

FIRST REGULAR SESSION
December 6, 2006 to June 21, 2007

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 20, 2007

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

Penmor Lithographers
Lewiston, Maine
2007

Sec. 2. Appropriations and allocations.

The following appropriations and allocations are made.

**INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

**Licensing Services - Inland Fisheries and Wildlife
0531**

Initiative: Deappropriates savings in printing and mailing costs generated from streamlining snowmobile registration.

GENERAL FUND	2007-08	2008-09
All Other	\$0	(\$11,200)
GENERAL FUND TOTAL	\$0	(\$11,200)

See title page for effective date.

CHAPTER 166

H.P. 296 - L.D. 366

**An Act To Make Additions and
Deletions to the List of State
Endangered and Threatened
Species**

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

Sec. 1. 12 MRSA §12803, sub-§3, as repealed and replaced by PL 2003, c. 573, §6 and affected by §8 and c. 614, §9 and c. 655, Pt. C, §§3 and 6, is amended to read:

3. Legislative authority. The Legislature, as sole authority, shall designate a species as a state endangered or state threatened species. The list of state endangered or state threatened species by common name, scientific name and status is as follows:

- A. Least tern, *Sterna albigens antillarum*, endangered;
- B. Golden eagle, *Aquila chrysaetos*, endangered;
- C. Piping plover, *Charadrius melodus*, endangered;
- D. Sedge wren, *Cistothorus platensis platensis*, endangered;
- E. Grasshopper sparrow, *Ammodramus savenarum*, endangered;
- F. Box turtle, *Terrapene carolina*, endangered;
- G. Black racer, *Coluber constrictor*, endangered;
- H. Roseate tern, *Sterna dougallii*, endangered;

I. Northern bog lemming, *Synaptomys borealis*, threatened;

J. Blanding's turtle, *Emydoidea blandingii*, endangered;

K. Black tern, *Chlidonias niger*, endangered;

L. American pipit, *Anthus rubescens* (breeding population only), endangered;

M. Peregrine falcon, *Falco peregrinus* (breeding population only), endangered;

N. ~~Flat-headed mayfly~~ Roaring Brook mayfly, *Epeorus frisoni*, endangered;

O. Ringed boghaunter, *Williamsonia lintneri*, ~~endangered~~ threatened;

P. Clayton's copper, *Lycaena dorcas claytoni*, endangered;

Q. Edwards' hairstreak, *Satyrrium edwardsii*, endangered;

R. Hessel's hairstreak, ~~Mitoura~~ Callophrys heseli, endangered;

S. Katahdin arctic, *Oenis polixenes katahdin*, endangered;

T. Spotted turtle, *Clemmys guttata*, threatened;

U. Bald eagle, *Haliaeetus leucocephalus*, threatened;

V. Razorbill, *Alca torda*, threatened;

W. Atlantic puffin, *Fratercula arctica*, threatened;

X. Harlequin duck, *Histrionicus histrionicus*, threatened;

Y. Arctic tern, *Sterna paradisaea*, threatened;

Z. Upland sandpiper, *Bartramia longicauda*, threatened;

AA. Swamp darter, *Etheostoma fusiforme*, threatened;

BB. Tidewater mucket, *Leptodea ochracea*, threatened;

CC. Yellow lampmussel, *Lampsilis cariosa*, threatened;

DD. Tomah mayfly, *Siphonisca aerodromia*, threatened;

~~EE. Pygmy snaketail, *Ophiogomphus howei*, threatened;~~

FF. Twilight moth, *Lycia rachelae*, threatened;
~~and~~

GG. Pine barrens zanclognatha, *Zanclognatha martha*, threatened;

HH. Redfin pickerel, *Esox americanus americanus*, endangered;

II. Juniper hairstreak, *Callophrys gryneus*, endangered;

JJ. Rapids clubtail, *Gomphus quadricolor*, endangered;

KK. New England cottontail, *Sylvilagus transitionalis*, endangered;

LL. Black-crowned night heron, *Nycticorax nycticorax*, threatened;

MM. Common moorhen, *Gallinula chloropus*, threatened;

NN. Great cormorant, *Phalacrocorax carbo* (breeding population only), threatened;

OO. Short-eared owl, *Asio flammeus* (breeding population only), threatened;

PP. Purple lesser fritillary, *Boloria chariclea grandis*, threatened;

QQ. Sleepy duskywing, *Erynnis brizo*, threatened;

RR. Boreal snaketail, *Ophiogomphus colubrinus*, threatened;

SS. Brook floater, *Alasmodonta varicosa*, threatened;

TT. Barrow's goldeneye, *Bucephala islandica*, threatened; and

UU. Least bittern, *Ixobrychus exilis*, endangered.

See title page for effective date.

CHAPTER 167

H.P. 806 - L.D. 1088

An Act To Amend Various Department of Defense, Veterans and Emergency Management Laws

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

Sec. 1. 37-B MRSA §264, sub-§3, as amended by PL 2003, c. 688, Pt. A, §42, is further amended to read:

3. Exceptions; authorization to sell. Notwithstanding subsection 2, paragraph B, the Adjutant General is authorized to sell the following armories and parcel of land:

A. The Brunswick Armory ~~or the Bath Armory, but not both;~~

B. The Newport Armory;

C. The Rumford Armory;

E. The South Portland Armory;

F. The Millinocket Armory;

G. A 6 1/2-acre parcel of land located on the northeasterly side of U.S. Route One across from the Belfast Armory and part of the parcel of land described in the Waldo County Registry of Deeds, Book 411, Page 446;

H. The Caribou Armory, located at 55 Bennett Drive, Caribou, for market value but not including the organizational maintenance shop, known as OMS5, nor the metal storage building;

I. The Fort Fairfield Armory located at 25 Columbia Street, Fort Fairfield by means of a quitclaim deed, subject to all easements of record, to the inhabitants of the Town of Fort Fairfield for the sum of \$1 as long as the inhabitants of the Town of Fort Fairfield agree to indemnify and hold harmless the State from all claims, including any environmental clean-up costs that may arise from the land or buildings constituting the Fort Fairfield Armory and this transfer is determined to be a transfer for not less than appraised value as specified in subsection 1 in view of the economic conditions of northern Aroostook County, the financial contributions made by the Town of Fort Fairfield to the armory and the environmental conditions existing at the site; ~~and~~

J. The Saco Armory located at 75 Franklin Street, Saco, Maine, by means of a quitclaim deed as long as the purchaser agrees to indemnify and hold harmless the State from all claims, including any environmental clean-up costs that may arise in connection with the land or the buildings constituting the armory-;

K. The Bath Armory located on Lincoln Street, Bath, by means of a quitclaim deed as long as the purchaser agrees to indemnify and hold harmless the State from all claims, including any environmental clean-up costs that may arise in connection with the land or the buildings constituting the armory;

L. The Portland Armory located on Stevens Avenue, Portland, by means of a quitclaim deed as long as the purchaser agrees to indemnify and hold harmless the State from all claims, including any environmental clean-up costs that may arise in connection with the land or the buildings constituting the armory;

M. The Westbrook Armory located on Stroudwater Street, Westbrook, by means of a quitclaim deed as long as the purchaser agrees to indemnify and hold harmless the State from all claims, including any environmental clean-up costs that