

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

CHAPTER 207
S.P. 367 - L.D. 1115

**An Act Concerning Licensure
as a Master Well Driller or a
Master Pump Installer**

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

Whereas, this legislation needs to take effect before the expiration of the 90-day period in order to mitigate the hardship that would occur to certain businesses and persons if the waiver of the requirements concerning licensure as a master well driller or a master pump installer in exigent circumstances contained in this legislation did not take effect as soon as possible; 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. 32 MRSA §4700-I, sub-§5 is enacted to read:

5. Waiver. Notwithstanding this section, in cases in which the commission finds the presence of exigent circumstances, the commission may grant a waiver of the requirements of this section and may authorize:

A. A person who has 5 years or more of well drilling experience of at least 1,000 hours in each of those 5 years under the supervision of a master well driller to sit for the master well driller examination under subsection 4 and to be licensed as a master well driller; and

B. A person who has 5 years or more of pump installation experience of at least 350 hours in each of those 5 years under the supervision of a master pump installer to sit for the master pump installer examination under subsection 4 and to be licensed as a master pump installer.

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

Effective June 4, 2007.

CHAPTER 208
H.P. 861 - L.D. 1180

**An Act To Promote
Transportation Planning,
Increase Efficiency and Reduce
Sprawl**

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

Sec. 1. 23 MRSA §73-A is enacted to read:

§73-A. Transportation planning incentive funding

In order to further the purposes and policies of section 73 and Title 30-A, chapter 187, subchapter 2, encourage sound transportation planning and protect the integrity of regional transportation systems and thereby prevent or reduce the need for costly future capacity or retrofitting expenditures associated with unmanaged development along state transportation corridors, the department shall administer a program of transportation planning incentive funding as described in this section.

1. Community transportation plan. To be eligible for incentive funding under this section, a municipality, on its own or in collaboration with neighboring communities, must adopt a community transportation plan addressing the manner in which development along state transportation corridors in the municipality or municipalities is to occur and each municipality that adopts the plan must incorporate any land use development strategies recommended in the plan into its local ordinances. The community transportation plan and related policies, programs and ordinances must be designed to meet the objectives of the Sensible Transportation Policy Act and rules adopted pursuant to that Act and to the greatest practicable extent reduce the need to make costly transportation capacity and retrofitting improvements in the future. The department shall provide technical assistance to municipalities in developing community transportation plans through regional planning councils or other agencies or consultants designated by the department. For purposes of this section, "community transportation plan" means a transportation plan developed by one or more communities along a state transportation corridor, including but not limited to a community transportation plan that is part of a comprehensive plan developed pursuant to Title 30-A, chapter 187, subchapter 2 that is designed to strengthen the functional viability and lengthen the long-term life of state transportation corridors.

2. Transportation incentive funding. A municipality or a group of municipalities may apply for transportation incentive funding under this section by filing with the department a community transportation plan together with related policies, programs and ordinances, an application for incentive funding on a form