

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

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NON-EMERGENCY LAWS IS
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TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2007

**CHAPTER 67
H.P. 752 - L.D. 1034**

Resolve, To Preserve the Saco River

Preamble. Whereas, the Saco River flows through several municipalities and recreational use of the river has increased dramatically in the past decade; and

Whereas, developing a plan for appropriately managing recreational use of the river and providing law enforcement, sanitation and emergency services is essential; and

Whereas, a consistent approach to managing recreational use of the river is essential to maintaining the quality of the experience for users, as well as resolving conflicts between recreational users and owners of property adjacent to the river; now, therefore, be it

Sec. 1. Development of recreation management plan for Saco River. Resolved: That the Director of the Bureau of Parks and Lands within the Department of Conservation, referred to in this resolve as "the director," shall gather information to facilitate the management of that portion of the Saco River between the New Hampshire border at Balch Pond and the Hiram Dam in the Town of Hiram. For the purposes of this resolve, this portion of the river is referred to as "the Upper Saco River Recreation Corridor."

Specifically to be reviewed are various approaches to address issues including, but not limited to, boating safety, law enforcement, environmental impact of recreational uses, conflicts among recreational users and the degradation of public and private property within the corridor. The director shall seek an approach that provides for consistent management throughout the Upper Saco River Recreation Corridor. The director shall work with stakeholders to consider potential effects of various management approaches on local and regional economies.

The director shall contact the New Hampshire Department of Environmental Services, Watershed Management Bureau, Rivers Management and Protection Program. The director shall invite one or more representatives from New Hampshire to join in examining the management of the Upper Delaware River as a federally designated Partnership Scenic and Recreational River and assess the benefits and drawbacks to such a designation; and be it further

Sec. 2. Working group. Resolved: That the director shall convene a working group, including, but not limited to, one representative of:

- 1. The Saco River Corridor Commission;

- 2. The Saco River Recreational Council;
- 3. The Nature Conservancy;
- 4. Municipal officials or citizens designated by municipal officials from the towns of Hiram, Brownfield, Denmark and Fryeburg;
- 5. Law enforcement;
- 6. Owners of campgrounds within the Upper Saco River Recreation Corridor;
- 7. Citizens who own land and reside within the Upper Saco River Recreation Corridor;
- 8. Owners of working woodlots within the Upper Saco River Recreation Corridor; and
- 9. Owners of farms within the Upper Saco River Recreation Corridor.

The director shall seek the advice of the working group and develop options for managing the Upper Saco River Recreation Corridor in consultation with the working group; and be it further

Sec. 3. Recommendations and report; funding. Resolved: That the director shall submit a report to the joint standing committee of the Legislature having jurisdiction over public lands no later than December 15, 2007. The report must include various options for managing the Upper Saco River Recreation Corridor as a recreational waterway of statewide significance. The report must also include a recommendation for the creation of a Saco River preservation fund to fund future management of the river.

See title page for effective date.

**CHAPTER 68
H.P. 645 - L.D. 846**

Resolve, Directing the Department of Public Safety, Bureau of Liquor Licensing and Compliance To Study the Retail Placement and Marketing of Spirits, Beer and Wine with Regard to Minors

Sec. 1. Bureau of liquor licensing and compliance to study the retail placement and advertising of spirits, beer and wine. Resolved: That the bureau of liquor licensing and compliance within the Department of Public Safety shall conduct a visual survey of the placement of spirits, beer and wine within agency liquor stores and the posting of signs or advertisements by agency liquor store licensees to encourage the sale of spirits, beer and wine. The survey should take into consideration the placement of spirits, beer and wine relative to

products that are marketed to consumers under 21 years of age and advertisements posted inside or outside of an agency liquor store that is located within 750 feet of a school. The bureau of liquor licensing and compliance shall meet with the interested stakeholders, including, but not limited to, local law enforcement, agency liquor store licensees, substance abuse and treatment professionals, a representative of the education community and other interested parties, to review and analyze the data collected by the survey and the alcohol laws and policies of the State and determine whether the laws and policies satisfy the intended public policy goals of preventing youth access to alcohol and of adequate licensing and enforcement; and be it further

Sec. 2. Reporting date established. Resolved: That the bureau of liquor licensing and compliance within the Department of Public Safety shall report the findings under section 1, including proposals for legislation, to the Joint Standing Committee on Legal and Veterans Affairs by January 30, 2008.

See title page for effective date.

CHAPTER 69

H.P. 1237 - L.D. 1771

Resolve, Directing the Family Law Advisory Commission To Develop Legislation Authorizing the Use of Parenting Coordinators

Sec. 1. Parenting coordinators. Resolved: That the Family Law Advisory Commission shall review the use and authority governing parenting coordinators in other states and, in consultation with other interested constituencies, develop legislation to authorize the use of parenting coordinators in this State. The Family Law Advisory Commission shall report to the Joint Standing Committee on Judiciary not later than December 15, 2007 with recommendations, including suggested legislation. The committee may submit legislation to the Second Regular Session of the 123rd Legislature after receiving the report.

See title page for effective date.

CHAPTER 70

H.P. 1031 - L.D. 1469

Resolve, To Enhance Accountability in Tax Increment Financing

Sec. 1. Department of Economic and Community Development authorized to review

tax increment financing policies. Resolved: That the Department of Economic and Community Development is directed to review the State's tax increment financing accountability and reporting policies, including, but not limited to, the Office of Program Evaluation and Government Accountability's performance audit final report recommendations relating to tax increment financing; the statutory purpose, goals and objectives for tax increment financing, including, but not limited to, job creation and retention and its impact on regional development patterns; and potential monitoring and evaluation systems, including data collection and performance measures developed by the Office of Program Evaluation and Government Accountability and the National State Auditors Association; and be it further

Sec. 2. Reporting date established. Resolved: That the Department of Economic and Community Development shall consult with the Office of Program Evaluation and Government Accountability and the Department of Administrative and Financial Services, Maine Revenue Services to develop recommendations for improving the State's tax increment financing accountability and reporting policies. The recommendations must include proposals for improving the transparency and accountability of tax increment financing reports to the Legislature, as well as proposals for improving the State's training and outreach initiatives for municipal officials and other state and local agencies to maximize the goals of tax increment financing. The Department of Economic and Community Development shall submit a report of its findings and recommendations to the Joint Standing Committee on Business, Research and Economic Development and the Joint Standing Committee on Taxation by January 15, 2008. The Joint Standing Committee on Business, Research and Economic Development is authorized to submit legislation to the Second Regular Session of the 123rd Legislature relating to this report.

See title page for effective date.

CHAPTER 71

H.P. 1269 - L.D. 1821

Resolve, Regarding Legislative Review of Portions of Chapter 131: The Maine Federal, State and Local Accountability Standards, a Major Substantive Rule of the Department of Education

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until