

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

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

90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, the above-named major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 131: The Maine Federal, State and Local Accountability Standards, a provisionally adopted major substantive rule of the Department of Education that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the provisionally adopted rule is amended as follows:

1. The rule must be amended in the parts designated "Grades Pre-K-2" to delete the standards and performance indicators for the prekindergarten to grade 2 grade span in all of the content areas addressed in the rule;

2. The rule must be amended in the parts designated "1. English Language Arts" and "3. Science and Technology" to revise selected text to improve the clarity of the content standards and performance indicators in these content areas; and

3. The rule must be amended in the addendum to the rule in the part designated "Appendix A" to delete the standards and performance indicators established in 1997 for the content areas of mathematics, reading and science and technology for the secondary school grade span.

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

Effective June 8, 2007.

CHAPTER 72

H.P. 1309 - L.D. 1877

Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions, a Major Substantive Rule of the Commission on Governmental Ethics and Election Practices

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

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, the above-named major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 3: Maine Clean Election Act and Related Provisions, a provisionally adopted major substantive rule of the Commission on Governmental Ethics and Election Practices that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

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

Effective June 8, 2007.
