

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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FIRST REGULAR SESSION
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TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2007

sites for information about direct care employment opportunities;

E. Providing information about job training opportunities and continuing education opportunities;

F. Providing a resource guide for consumers to assist in understanding the different categories of workers, types of home care agencies and the state-funded programs that cover direct care services;

G. Providing links to organizations working to address the direct care worker shortage and to improve the working conditions for direct care workers; and

H. Providing information about how to conduct a hiring process that helps to achieve quality care; and be it further

Sec. 2. Report. Resolved: That the Department of Health and Human Services shall submit a report of its findings under section 1, together with its recommendations, to the Joint Standing Committee on Health and Human Services no later than December 1, 2007.

See title page for effective date.

CHAPTER 88

H.P. 1063 - L.D. 1538

**Resolve, To Further the
Collection of Hospital Quality
Data Regarding Nurse Staffing**

Sec. 1. Maine Health Data Organization to enter into rulemaking to include nursing satisfaction survey results. Resolved: That the Maine Health Data Organization, in consultation with the Maine Quality Forum, shall amend 90-590 Maine Health Data Organization, Code of Maine Rules, Chapter 270: Uniform Reporting System for Quality Data Sets, to include the submission of measures of nursing satisfaction using only metrics that can be compared to national benchmark data; and be it further

Sec. 2. Department of Health and Human Services to enter into rulemaking to require hospitals to provide nurses annual notice of Whistleblowers' Protection Act. Resolved: That the Department of Health and Human Services shall amend its rules on hospital licensing that implement the Maine Revised Statutes, Title 22, chapter 405 to require each hospital, once every calendar year, to notify individually each registered nurse in its employ

of information, including the text of statutory provisions, regarding the Whistleblowers' Protection Act.

See title page for effective date.

CHAPTER 89

S.P. 352 - L.D. 1100

**Resolve, Directing the Bureau
of Revenue Services To Provide
Guidance Regarding the
Valuation of Certain
Affordable Housing Property**

Sec. 1. Affordable housing valuation. Resolved: That the Department of Administrative and Financial Services, Bureau of Revenue Services, referred to in this resolve as "the bureau," shall review the factors that should be considered by the municipal assessors when determining just value of property that qualifies for the low-income rental housing tax credit under the United States Internal Revenue Code of 1986, Section 42. The bureau shall prepare guidance to be provided to municipal assessors that indicates that the income approach should be considered unless a different approach results in a more accurate determination of just value. The bureau may also provide further guidance on related issues, such as restricted rents, property use restrictions and other factors required in affordable housing for low-income persons pursuant to federal laws.

See title page for effective date.

CHAPTER 90

H.P. 511 - L.D. 662

**Resolve, To Assist Veterans in
Need of Shelter**

Sec. 1. Maine State Housing Authority and homeless veterans. Resolved: That the Maine State Housing Authority shall work with the Department of Defense, Veterans and Emergency Management, Bureau of Maine Veterans' Services to reach out to identify and promote housing and shelter services throughout the State for veterans of the United States Armed Forces who are homeless; and be it further

Sec. 2. Outreach efforts; report. Resolved: That the Maine State Housing Authority is directed to convene a group of stakeholders involved in veterans affairs to find methods for improving outreach efforts to homeless veterans in all regions of the State and facilitate efforts of nonprofit organizations to draw down any available federal grants to assist in meeting the needs of homeless veterans in the State.

By January 15, 2008 the authority shall report on the progress of the outreach efforts pursuant to this resolve to the Joint Standing Committee on Business, Research and Economic Development.

See title page for effective date.

CHAPTER 91

H.P. 1347 - L.D. 1913

Resolve, Authorizing the Department of Conservation, Bureau of Parks and Lands To Convey Certain Lands

Preamble. The Constitution of Maine, Article IX, Section 23 requires that real estate held by the State for conservation or recreation purposes may not be reduced or its uses substantially altered except on the vote of 2/3 of all members elected to each House.

Whereas, certain real estate authorized for conveyance by this resolve is under the designations described in the Maine Revised Statutes, Title 12, section 598-A; and

Whereas, the Director of the Bureau of Parks and Lands within the Department of Conservation may sell or exchange lands with the approval of the Legislature in accordance with the Maine Revised Statutes, Title 12, sections 1814, 1837 and 1851; now, therefore, be it

Sec. 1. Director of Bureau of Parks and Lands authorized, but not directed, to convey certain land in Wyman Township, Franklin County. Resolved: That the Director of the Bureau of Parks and Lands within the Department of Conservation may by quitclaim deed without covenant convey for appraised fair market value, upon issuance of necessary approvals by the Maine Land Use Regulation Commission and on such other terms and conditions as the director may direct, including maintenance and safety obligations and responsibilities, a nonexclusive linear easement to benefit TransCanada Maine Wind Development, Inc. and its successors and assigns, in the Township of Wyman, Franklin County. The easement must be located entirely within 2 separate tracts of land bounded and described as follows.

Tract One: Beginning on the southwest boundary of State Route 27 in Wyman Township, at the intersection of said highway line with the northwest boundary of the Appalachian Trail Corridor, as said intersection is shown on a plan recorded in Franklin County Registry of Deeds, Plan No. 3588; thence southwesterly along the northwest boundary of said Appalachian Trail Corridor a distance of 103 feet to the north boundary of the 150-foot-wide transmission line corridor known

as the "Boralex Corridor" as shown on a plan recorded in Franklin County Registry of Deeds, Plan No. 2035; thence southwesterly and westerly following the north boundary of said Boralex Corridor a distance of 4,899 feet to the centerline of Stony Brook; thence northerly along the centerline of Stony Brook a distance of 228 feet, more or less, to a line that is parallel with and 125 feet distant northerly from the north boundary of said Boralex Corridor; thence easterly and northeasterly along said line that is parallel with and 125 feet distant northerly from the north boundary of said Boralex Corridor a distance of 4,146 feet to a line that is parallel with and 425 feet distant westerly from the northwest boundary of the aforementioned Appalachian Trail Corridor; thence northeasterly along said line that is parallel with and 425 feet distant westerly from the northwest boundary of the aforementioned Appalachian Trail Corridor a distance of 529 feet to the southwest boundary of State Route 27; thence due east crossing State Route 27 a distance of 505 feet to the northwest boundary of the aforementioned Appalachian Trail Corridor; thence southwesterly along the northwest boundary of the Appalachian Trail Corridor a distance of 364 feet to the point of beginning.

Tract Two: Beginning at the intersection formed by the south boundary of the 150-foot-wide transmission line corridor know as the "Boralex Corridor" as shown on the plan recorded in Franklin County Registry of Deeds, Plan No. 2035, with the northwest boundary of the Appalachian Trail Corridor, as shown on a plan recorded in Franklin County Registry of Deeds, Plan No. 3588; thence southwesterly along the northwest boundary of said Appalachian Trail Corridor a distance of 322 feet to a line that is parallel with and 200 feet distant southerly from the south boundary line of the above-referenced Boralex Corridor; thence southwesterly along said line that is parallel with and 200 feet distant southerly from the south boundary line of the Boralex Corridor a distance of 3,272 feet to the town line between Wyman Township and the Town of Carrabassett Valley; thence westerly along said town line a distance of 856 feet to land of Gardner Land Company described in a deed recorded in Franklin County Registry of Deeds, Book 2848, Page 119; thence northerly along land of said land of Gardner Land Company to the south boundary of the above-referenced Boralex Corridor; thence northeasterly along the south boundary of the Boralex Corridor a distance of 3,875 feet to the point of the beginning.

For reference see the deed from Huber Resources Corp. to the State of Maine, Department of Conservation, Bureau of Parks and Lands, dated March 29,