

# 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.**

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2007**

post site and the farm's available land base for the operation. The 2 departments shall provide technical assistance in the development of a compost management plan to persons proposing to establish or expand an agricultural composting operation; and be it further

**Sec. 3. Commissioners to report to the Joint Standing Committee on Agriculture, Conservation and Forestry and the Joint Standing Committee on Natural Resources.**

**Resolved:** That, no later than December 3, 2007, the Commissioner of Agriculture, Food and Rural Resources and the Commissioner of Environmental Protection shall report to the Joint Standing Committee on Agriculture, Conservation and Forestry and the Joint Standing Committee on Natural Resources on the status of the rules revision required under section 1, and a description of elements to be included in a compost management plan for agricultural composting operations under section 2. The commissioners shall report on any other activities initiated or materials produced to provide guidance to farmers considering developing or expanding an agricultural composting operation. The commissioners shall articulate in their report agreement on jurisdictional boundaries relating to oversight of agricultural composting operations, unresolved issues and recommendations to further the goal of encouraging appropriate siting, design and operation of agricultural composting operations; and be it further

**Sec. 4. Authority to submit legislation.**

**Resolved:** That the Joint Standing Committee on Agriculture, Conservation and Forestry may submit legislation pertaining to the regulation of agricultural composting operations to the Second Regular Session of the 123rd Legislature.

See title page for effective date.

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**CHAPTER 140  
H.P. 737 - L.D. 977**

**Resolve, To Address the Funding Needs of Air and Ground Emergency and Critical Care Emergency Medical Services**

**Sec. 1. Working group and report. Re-**

**solved:** That the Department of Health and Human Services shall convene a working group that includes the Department of Public Safety, Maine Emergency Medical Services; representatives of the Department of Health and Human Services and the Governor's Office of Health Policy and Finance; and representatives of providers of air and ground emergency and critical care emergency medical services. The working group shall review costs of emergency response services and

emergency and nonemergency transportation services; revenues that support the work of the service providers, including fee-for-service payments, insurance, Medicare and MaineCare reimbursement; and the cost of readiness and the growing gap between revenues and costs. The working group shall seek outside funding for its work. If outside funding is obtained, the Department of Health and Human Services shall administer the funds and include information on the funding that was obtained and all expenditures and any remaining balance in the report of the working group. By January 15, 2008, the Department of Health and Human Services shall report to the Joint Standing Committee on Health and Human Services on the findings and the working group and any recommendations for legislation or rulemaking. The joint standing committee may submit legislation to the Second Regular Session of the 123rd Legislature. This resolve is contingent upon the receipt by the Department of Health and Human Services of outside funding to cover the costs of the working group.

See title page for effective date.

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**CHAPTER 141  
S.P. 85 - L.D. 248**

**Resolve, Honoring Women Veterans of Maine**

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

**Whereas,** women from Maine who have served in the Armed Services of the United States have made countless contributions and tremendous sacrifices during times of war; and

**Whereas,** it is important to recognize the contribution of Maine women veterans and educate the people of Maine concerning the role of women during wartime since this Nation was founded; and

**Whereas,** the Commission to Arrange for a Monument Honoring Women Veterans of Maine has recommended and received initial approval for a patriotic, educational and inspiring monument to be erected near the Capitol; and

**Whereas,** a major fund-raising effort needs to begin in order for this monument to be available for all of the people of Maine and visitors to this State as provided in the timeline provided in the report of the Commission to Arrange for a Monument Honoring Women Veterans of Maine; 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. Bureau of General Services to establish account to accept funds for construction of a monument honoring women veterans of Maine. Resolved:** That the Director of the Bureau of General Services within the Department of Administrative and Financial Services shall establish an account to accept donations for the Women Veterans Monument as recommended by the Commission to Arrange for a Monument Honoring Women Veterans of Maine; and be it further

**Sec. 2. Transfer of funds; General Fund unappropriated surplus to Buildings and Grounds Operations, Other Special Revenue Funds account. Resolved:** That, notwithstanding any other provisions of law, by June 30, 2008, the State Controller shall transfer \$10,000 from General Fund unappropriated surplus to the Buildings and Grounds Operations, Other Special Revenue Funds account within the Department of Administrative and Financial Services; and be it further

**Sec. 3. Appropriations and allocations. Resolved:** That the following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Buildings and Grounds Operations 0080**

Initiative: Allocates funds for the construction of a monument to honor women veterans of Maine.

| OTHER SPECIAL REVENUE FUNDS       | 2007-08  | 2008-09 |
|-----------------------------------|----------|---------|
| All Other                         | \$10,000 | \$0     |
|                                   |          |         |
| OTHER SPECIAL REVENUE FUNDS TOTAL | \$10,000 | \$0     |

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

Effective June 29, 2007.

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**CHAPTER 142  
H.P. 891 - L.D. 1263**

**Resolve, To Continue the  
Tribal-State Work Group**

**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 resolve needs to take effect before the expiration of the 90-day period in order for the tribal-state work group originally created by Executive Order 19 FY 06/07 to continue working during and after the First Regular Session of the 123rd Legislature and for its study and report to be completed in time for submission to the next legislative session; 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. Tribal-State Work Group established. Resolved:** That the Tribal-State Work Group, referred to in this resolve as "the work group," is established; and be it further

**Sec. 2. Work group membership. Resolved:** That the work group consists of 17 members appointed as follows:

1. Two members of the Senate, one belonging to the political party holding the largest number of seats in the Senate and one belonging to the political party holding the second largest number of seats in the Senate, appointed by the President of the Senate;

2. Six members of the House of Representatives, 3 belonging to the political party holding the largest number of seats in the House and 3 belonging to the political party holding the second largest number of seats in the House, appointed by the Speaker of the House;

3. Seven representatives of the Native American community, one appointed by each of the top elected leaders of the 5 Wabanaki Tribal Governments: the Chief of the Aroostook Band of Micmacs, the Chief of the Houlton Band of Maliseet Indians, the Governor of the Passamaquoddy Tribe at Indian Township, the Governor of the Passamaquoddy Tribe at Pleasant Point and the Chief of the Penobscot Nation; the Passamaquoddy Tribal Representative to be appointed by the Joint Tribal Council of the Passamaquoddy Tribe; and the Penobscot Tribal Representative appointed by the Chief of the Penobscot Nation;

4. One member appointed by the Governor; and

5. One representative of the Maine Indian Tribal-State Commission; and be it further

**Sec. 3. Cooperation and participation of the Attorney General. Resolved:** That the Attorney General is requested to have a representative attend all meetings of the work group and respond to requests during the work group's deliberations regarding the Attorney General's opinion concerning the