

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 1, 2010 to June 29, 2011**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 28, 2011**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Augusta, Maine**  
**2011**

received from the buyer an acceptable business plan, including employment projections. The office shall undertake all actions the office determines necessary or appropriate to fully perform all obligations established under the contracts.

2. Notwithstanding the Maine Revised Statutes, Title 38, section 1310-U, the municipality in which the disposal facility is located may not regulate the operation or any other aspect of the disposal facility as provided in Title 38, section 2173 or by means of any municipal ordinances, regulations, licenses or permits.

3. If the type of waste permitted to be disposed of at the disposal facility changes, the municipal officers of the Town of East Millinocket and the Town of Millinocket shall establish a joint citizen advisory committee consisting of 7 members, of whom 4 must be from the Town of East Millinocket and 3 must be from the Town of Millinocket. In appointing members to the committee, the municipal officers shall use the Maine Revised Statutes, Title 38, section 2171, subsection 1 as guidance. The committee shall meet as soon as practical following appointment of its members and shall select a chair from among its members. The committee shall establish procedures for the conduct of meetings. The committee may:

- A. Review proposed contracts, site analyses, applications and other documents relating to the expansion, permitting and operation of the disposal facility;
- B. Hold periodic public meetings to solicit the opinions of residents concerning the disposal facility and any permit applications, contracts or other provisions relating to the disposal facility;
- C. Provide the office and the disposal facility operator with suggested contract provisions, permit conditions, plans or procedures the committee considers appropriate; and
- D. Serve as a liaison between the towns and the office and the disposal facility operator to facilitate communications during the development and operation of the disposal facility and provide residents with updated information about the disposal facility, including providing explanations of any technical terms.

4. Nothing in this resolve permits the abrogation of, abrogates or intends to abrogate the sovereign immunity of the State with respect to any agreement authorized under this resolve; and be it further

**Sec. 2. Report. Resolved:** That, by February 15, 2012, the Executive Department, State Planning Office shall submit a report to the Joint Standing Committee on Environment and Natural Resources on actions taken related to the acquisition of the disposal facility authorized under section 1 and a review of the operations related to that disposal facility.

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

Effective June 17, 2011.

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**CHAPTER 91**

**H.P. 1060 - L.D. 1446**

**Resolve, To Develop and Implement a Farm and Fish to School Pilot Program**

**Sec. 1. Pilot program to examine the benefits of promoting the purchasing of food grown or raised and fish raised or caught by Maine food producers for use in primary and secondary school meal programs. Resolved:** That the Department of Agriculture, Food and Rural Resources, the Department of Education and the Department of Marine Resources, referred to collectively in this resolve as "the departments," shall, within existing resources, support or otherwise assist one or more cooperating nonprofit organizations in the development and implementation of a pilot program to examine the benefits of promoting the purchasing of food grown or raised and fish raised or caught by Maine food producers for use in primary and secondary school meal programs. If grant or other funding is obtained to support the pilot program:

- 1. Up to 2 schools agreed upon by the departments may choose to participate, one of which must be in an urban area and one of which must be in a rural area;
- 2. The program may provide to each participating school for up to 2 years up to 6¢ per meal served by the school to promote purchasing food grown or raised and fish raised or caught by Maine food producers for use in the school's meal program; and
- 3. The departments shall, within existing resources and in coordinating with each cooperating nonprofit organization and each participating school, monitor and receive information generated by the pilot program with respect to the economic impacts, benefits to farmers and producers and impacts on student eating habits and participation in the school's meal program.

The departments shall submit a report to the joint standing committee of the Legislature having jurisdiction over education matters by January 1, 2013 on the pilot program, including information generated by the pilot program regarding economic impacts, benefits to farmers and producers and impacts on student eating habits and participation in school meal programs.

See title page for effective date.

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