

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2012 to July 10, 2013

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
OCTOBER 9, 2013

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

Augusta, Maine
2013

Sec. 13. 38 MRSA §439-B, sub-§3, as enacted by PL 2007, c. 593, §2, is repealed and the following enacted in its place:

- 3. Application.** This section does not apply to:
- A. Activities resulting in less than one cubic yard of earth material being added or displaced;
 - B. A person or firm engaged in agriculture or timber harvesting if best management practices for erosion and sedimentation control are used; and
 - C. Municipal, state and federal employees engaged in projects associated with that employment.

Sec. 14. 38 MRSA §441, sub-§3, ¶C, as amended by PL 1991, c. 346, §10, is further amended to read:

- C. Keep a complete record of all essential transactions of the office, including applications submitted, permits granted or denied, variances granted or denied, revocation actions, revocation of permits, appeals, court actions, violations investigated, violations found and fees collected. ~~On a biennial basis, beginning in 1992, a summary of this record must be submitted by March 1 to the Director of the Bureau of Land Quality Control within the Department of Environmental Protection; and~~

See title page for effective date.

**CHAPTER 321
H.P. 1117 - L.D. 1550**

An Act To Make Supplemental Allocations from the Highway Fund for the Expenditures of State Government Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2013

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 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; 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 enacted by the People of the State of Maine as follows:

Sec. 1. Carrying provision; Department of Secretary of State, Administration - Motor Vehicles program. Notwithstanding any other provision of law, the State Controller shall carry forward any unexpended balance in the All Other line category on June 30, 2013 in the Department of Secretary of State, Administration - Motor Vehicles program to fiscal year 2013-14. The amounts carried forward must be used for the enhancement of the revenue collection computer system to improve the efficiency and effectiveness of the department's operations.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

PUBLIC SAFETY, DEPARTMENT OF State Police 0291

Initiative: Reduces funding for Personal Services to align allocations with projected available resources approved by the Revenue Forecasting Committee in May 2013.

HIGHWAY FUND	2012-13	2013-14	2014-15
Personal Services	(\$531,548)	\$0	\$0
HIGHWAY FUND TOTAL	(\$531,548)	\$0	\$0

PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS	2012-13	2013-14	2014-15
HIGHWAY FUND	(\$531,548)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$531,548)	\$0	\$0

SECRETARY OF STATE, DEPARTMENT OF Administration - Motor Vehicles 0077

Initiative: Reduces funding for Personal Services to align allocations with projected available resources approved by the Revenue Forecasting Committee in May 2013.

HIGHWAY FUND	2012-13	2013-14	2014-15
Personal Services	(\$900,000)	\$0	\$0

HIGHWAY FUND	(\$900,000)	\$0	\$0
TOTAL			
SECRETARY OF STATE, DEPARTMENT OF DEPARTMENT TOTALS			
	2012-13	2013-14	2014-15
HIGHWAY FUND	(\$900,000)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$900,000)	\$0	\$0

TRANSPORTATION, DEPARTMENT OF Administration 0339

Initiative: Reduces funding for Personal Services to align allocations with projected available resources approved by the Revenue Forecasting Committee in May 2013.

HIGHWAY FUND	2012-13	2013-14	2014-15
Personal Services	(\$250,000)	\$0	\$0
HIGHWAY FUND TOTAL	(\$250,000)	\$0	\$0

Highway and Bridge Capital 0406

Initiative: Reduces funding for Personal Services to align allocations with projected available resources approved by the Revenue Forecasting Committee in May 2013.

HIGHWAY FUND	2012-13	2013-14	2014-15
Personal Services	(\$200,000)	\$0	\$0
HIGHWAY FUND TOTAL	(\$200,000)	\$0	\$0

Highway and Bridge Capital 0406

Initiative: Reduces funding for Capital Expenditures to align allocations with projected available resources approved by the Revenue Forecasting Committee in May 2013.

HIGHWAY FUND	2012-13	2013-14	2014-15
Capital Expenditures	(\$1,000,000)	\$0	\$0
HIGHWAY FUND TOTAL	(\$1,000,000)	\$0	\$0

Multimodal - Island Ferry Service Z016

Initiative: Reduces funding for All Other to align allocations with projected available resources approved by the Revenue Forecasting Committee in May 2013.

HIGHWAY FUND	2012-13	2013-14	2014-15
All Other	(\$383,220)	\$0	\$0
HIGHWAY FUND TOTAL	(\$383,220)	\$0	\$0

Urban - Rural Initiative Program 0337

Initiative: Reduces funding for the Urban - Rural Initiative Program at the appropriate rate in accordance with the Maine Revised Statutes, Title 23, section 1803-B.

HIGHWAY FUND	2012-13	2013-14	2014-15
All Other	(\$195,385)	\$0	\$0
HIGHWAY FUND TOTAL	(\$195,385)	\$0	\$0

TRANSPORTATION, DEPARTMENT OF DEPARTMENT TOTALS

HIGHWAY FUND	2012-13	2013-14	2014-15
	(\$2,028,605)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$2,028,605)	\$0	\$0

SECTION TOTALS

HIGHWAY FUND	2012-13	2013-14	2014-15
	(\$3,460,153)	\$0	\$0
SECTION TOTAL - ALL FUNDS	(\$3,460,153)	\$0	\$0

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

Effective June 21, 2013.