

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE

FIRST SPECIAL SESSION
August 29, 2013

SECOND REGULAR SESSION
January 8, 2014 to May 2, 2014

THE EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
EMERGENCY LAW IS
SEPTEMBER 6, 2013

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 1, 2014

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

Augusta, Maine
2014

Sec. 6. 37-B MRSA §514, sub-§2, as enacted by PL 2013, c. 128, §3, is amended to read:

2. Veteran service officers at veterans hospital. Sixty-four thousand five hundred dollars annually to each veterans' service organization that has funded and maintained a veteran service officer at the Veterans Administration Hospital at Togus for at least one year as of January 1, 2013. If revenues in the fund are insufficient to make the full amount of the distributions required by this subsection, the director shall divide the amount of available funds equally between the veterans' service organizations; and

Sec. 7. Staggered terms. Notwithstanding the Maine Revised Statutes, Title 37-B, section 512-A, subsection 4, of the initial members of the Maine Veterans' Memorial Cemetery System Care Fund Advisory Board, the Commissioner of Defense, Veterans and Emergency Management shall designate 2 appointees to serve for one-year terms, 2 appointees to serve for 2-year terms and 3 appointees to serve for 3-year terms.

Sec. 8. Contributions for plaque to honor veterans. The Department of Defense, Veterans and Emergency Management and veterans groups shall solicit contributions to provide funds for the design and construction of a plaque to honor veterans of the State who have participated in military campaigns and operations and who are not honored by existing plaques, as authorized by Resolve 2011, chapter 163. Contributions for this purpose must be paid to the Legislature and deposited in the State House and Capitol Park Commission program, Other Special Revenue Funds account within the Legislature.

Sec. 9. Appropriations and allocations. The following appropriations and allocations are made.

LEGISLATURE

State House and Capitol Park Commission 0615

Initiative: Provides a base allocation to authorize expenditures from any contributions received for the design and construction of a plaque to honor veterans of the State.

OTHER SPECIAL REVENUE FUNDS	2013-14	2014-15
All Other	\$0	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500

See title page for effective date.

CHAPTER 570

S.P. 657 - L.D. 1673

An Act To Further Delegate Permit-granting Authority to the Bureau of Forestry

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §480-E-3, as enacted by PL 2011, c. 599, §13 and amended by c. 657, Pt. W, §§5 and 7 and PL 2013, c. 405, Pt. A, §23, is further amended to read:

§480-E-3. Delegation of permit-granting authority to the Department of Agriculture, Conservation and Forestry, Bureau of Forestry

Notwithstanding section 480-E-1, the Department of Agriculture, Conservation and Forestry, Bureau of Forestry shall issue all permits under this article for timber harvesting activities ~~that are located within the unorganized and deorganized areas of the State as defined in Title 12, section 682, subsection 1 and in all areas of the State that~~ are not subject to review and approval by the department under any other article of this chapter. For the purposes of this section, "timber harvesting activities" means timber harvesting, the construction and maintenance of roads used primarily for timber harvesting and other activities conducted to facilitate timber harvesting. Prior to issuing a permit under this section for the mining of gravel used for the construction or maintenance of roads used primarily for timber harvesting in an organized area of the State, the Bureau of Forestry shall consult with the department.

~~**1. Activity located in organized and unorganized area.** If a timber harvesting activity is located in part within an organized area and in part within an unorganized or deorganized area, that portion of the timber harvesting activity within the organized area is subject to department review under this article if that portion is an activity pursuant to this article. That portion of the timber harvesting activity within an unorganized or deorganized area of the State is not subject to the requirements of this article except as provided in subsection 2.~~

2. Allowed use. If a timber harvesting activity is located as described in subsection 1, the department may review that portion of the activity within the unorganized and deorganized areas if the Department of Agriculture, Conservation and Forestry, Bureau of Forestry determines that the project is an allowed use within the subdistrict or subdistricts for which it is proposed. A permit from the Bureau of Forestry is not required for those aspects of an activity approved by the department under this subsection.

The Department of Agriculture, Conservation and Forestry, Bureau of Forestry, in consultation with the department, shall annually review standards for timber harvesting activities adopted by the Bureau of Forestry to ensure that the standards afford a level of protection consistent with the goals of this article and the goals of Title 12, chapter 805, subchapter 3-A.

See title page for effective date.

CHAPTER 571

H.P. 1281 - L.D. 1789

An Act To Modernize and Improve the Efficiency of Maine's Courts

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 4 MRS A §1610-G is enacted to read:

§1610-G. Additional securities; judicial branch

Notwithstanding any limitation on the amount of securities that may be issued pursuant to section 1606, subsection 2, the authority may issue additional securities in an amount not to exceed \$15,000,000 outstanding at any one time for paying the costs associated with planning, purchasing, customizing and implementing a case management, data storage and electronic filing system for the Supreme Judicial Court, Superior Court and District Court, including the violations bureau.

Sec. 2. Report. The Chief Justice of the Supreme Judicial Court, or the chief justice's designee, shall provide a report to the joint standing committee of the Legislature having jurisdiction over judiciary matters during the first regular session of the Legislature following the initial issuance of securities to fund a case management, data storage and electronic filing system for the judicial branch pursuant to the Maine Revised Statutes, Title 4, section 1610-G. The report must summarize the progress made on implementing the system, the system's usefulness and efficiencies realized within the judicial branch resulting from implementing the system.

See title page for effective date.

CHAPTER 572

H.P. 1355 - L.D. 1861

An Act To Authorize a General Fund Bond Issue To Create an Animal and Plant Disease and Insect Control Facility Administered by the University of Maine Cooperative Extension Service

Preamble. Two thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14 to authorize the issuance of bonds on behalf of the State of Maine to provide funds as described in this Act,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Authorization of bonds. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and on behalf of the State in an amount not exceeding \$8,000,000 for the purposes described in section 5 of this Act. The bonds are a pledge of the full faith and credit of the State. The bonds may not run for a period longer than 10 years from the date of the original issue of the bonds.

Sec. 2. Records of bonds issued; Treasurer of State. The Treasurer of State shall ensure that an account of each bond is kept showing the number of the bond, the name of the successful bidder to whom sold, the amount received for the bond, the date of sale and the date when payable.

Sec. 3. Sale; how negotiated; proceeds appropriated. The Treasurer of State may negotiate the sale of the bonds by direction of the Governor, but no bond may be loaned, pledged or hypothecated on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the project in this Act lapse to the Office of the Treasurer of State to be used for the retirement of general obligation bonds.

Sec. 4. Interest and debt retirement. The Treasurer of State shall pay interest due or accruing on any bonds issued under this Act and all sums coming due for payment of bonds at maturity.

Sec. 5. Disbursement of bond proceeds from General Fund bond issue. The proceeds of the sale of the bonds authorized under this Act must be expended as designated in the following schedule under the direction and supervision of the agencies and entities set forth in this section.