

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

1. The factors contributing to coastal and ocean acidification;

2. How to mitigate coastal and ocean acidification;

3. Critical scientific data and knowledge gaps pertaining to coastal and ocean acidification as well as critical scientific data and knowledge gaps pertaining to the effects of coastal and ocean acidification on species that are commercially harvested and grown along Maine's coast. The commission shall include in its review of the relevant scientific literature and data the results of studies presented at conferences or workshops held in the New England or Northeast region that relate to coastal and ocean acidification, and the commission shall coordinate with the Northeast Coastal Acidification Network to prevent duplication of effort;

4. Steps to strengthen existing scientific monitoring, research and analysis regarding the causes of and trends in coastal and ocean acidification; and

5. Steps to take to provide recommendations to the Legislature and increase public awareness of coastal and ocean acidification; and be it further

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission; and be it further

Sec. 7. Outside funding. Resolved: That the commission shall seek funding contributions of \$1,500 to fund the costs of the study in fiscal year 2014-15. All funding is subject to approval by the Legislative Council in accordance with its policies. If \$1,500 to fund the study has not been received by July 1, 2014, no meetings are authorized and no expenses of any kind may be incurred or reimbursed in fiscal year 2014-15; and be it further

Sec. 8. Report. Resolved: That, no later than December 5, 2014, the commission shall submit a report of its findings and recommendations to date, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over marine resources matters. The joint standing committee is authorized to submit a bill to the First Regular Session of the 127th Legislature related to the subject matter of the report.

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

Effective April 30, 2014.

**CHAPTER 111
H.P. 1343 - L.D. 1856**

Resolve, To Conduct a Market Analysis Regarding the Feasibility of Expanded Gaming in 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, development of a statewide gaming policy is critical in light of recent expansion of casino-style gaming in northern New England; and

Whereas, proposals for expanded gaming in Maine should be based on an objective analysis of what is feasible within the existing market; and

Whereas, a market analysis will provide the Legislature with valuable information as it considers future proposals for expanded gaming in 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. Department of Public Safety, Gambling Control Board to transfer funds. Resolved: That the executive director of the Gambling Control Board within the Department of Public Safety shall transfer \$150,000 from the Gambling Control Board administrative expenses Other Special Revenue Funds account to the General Fund unappropriated surplus. The transfer made pursuant to this section must be made no later than October 1, 2014; and be it further

Sec. 2. Legislative Council to contract for market analysis regarding the potential for expanded gaming in the State. Resolved: That the Legislative Council, through the Executive Director of the Legislative Council, shall contract with a qualified consulting firm that has, within the last 12 months, provided consulting regarding legislative proposals for expanded gaming in New England, to conduct an analysis of the potential market for expanded casino-style gaming in the State. The executive director shall arrange for the analysis to be completed and a report submitted to the Joint Standing Committee on Veterans and Legal Affairs no later than September 1, 2014. The executive director shall ensure that the contract requires the consulting firm to provide an analysis that considers the following:

1. The current regional gaming market's capacity for additional casino-style gaming facilities in the State, considering all existing facilities where wager-

ing is currently conducted in the State and the potential or imminent establishment of casino facilities in Massachusetts and New Hampshire; and

- 2. If a market exists:
 - A. The best location for an additional casino-style gaming facility or facilities in the State;
 - B. The scope of a facility or facilities that will best serve the objective of promotion of economic development in a region where a facility may be located, with a focus on job creation and increased tourism;
 - C. Establishment of a tax rate or revenue distribution structure for a facility that ensures the facility's commercial viability balanced with maximizing revenue to the State or to funds the Legislature has prioritized for receipt of casino revenues;
 - D. Development of requirements for minimum capital investments and reinvestments;
 - E. Providing for an estimate of the impact of expanded gaming on existing casinos operating in the State; and
 - F. Establishment of a license fee for a facility that is representative of market value; and be it further

Sec. 3. Joint Standing Committee on Veterans and Legal Affairs authorized to meet; legislation. Resolved: That the Joint Standing Committee on Veterans and Legal Affairs is authorized to hold up to 4 meetings to consider the analysis and report described in section 2 and shall complete its work related to the report and develop any recommended legislation by December 3, 2014. The joint standing committee of the Legislature having jurisdiction over veterans and legal affairs is authorized to submit a bill, based on the report and any recommendations contained in the report, to the First Regular Session of the 127th Legislature; and be it further

Sec. 4. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Legislature 0081

Initiative: Provides one-time funding for the purpose of entering into a contract with a firm experienced in providing consulting on casino-style gaming.

GENERAL FUND	2013-14	2014-15
All Other	\$0	\$150,000
GENERAL FUND TOTAL	\$0	\$150,000

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

Effective April 30, 2014.

CHAPTER 112

H.P. 838 - L.D. 1194

Resolve, Directing a Study of Social Media Privacy in School and in the Workplace

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 Legislature finds that the fast pace of technological development places increasing pressure on individuals' privacy, especially with regard to social media, e-mail and similar applications; and

Whereas, educational institutions often provide electronic devices, cloud computing services that process and store student data and access to technology to students to further the educational missions of the institutions; and

Whereas, educational institutions' responsibilities include protecting the privacy, safety and well-being of students and educational personnel, including stopping and preventing bullying; and

Whereas, employers often provide electronic devices and access to technology to their employees to further the employers' operations; and

Whereas, state and federal laws, rules, regulations and guidance require employers to monitor their employees' activities that may affect or be related to the employers' responsibilities; and

Whereas, the Legislature finds that an appropriate balance must be found between the needs of educational institutions and employers and the privacy interests of students and employees; and

Whereas, it is necessary that this legislation take effect immediately in order to allow sufficient time for the Joint Standing Committee on Judiciary to conduct its work; 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. Study. Resolved: That the Joint Standing Committee on Judiciary of the 126th Legislature, referred to in this resolve as "the committee,"