

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 2014 to July 16, 2015

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
OCTOBER 15, 2015

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

Augusta, Maine
2015

D. "Public educational institution" means the University of Maine System, the Maine Community College System, the Maine Maritime Academy, the Maine School for Marine Science, Technology, Transportation and Engineering or the Maine School of Science and Mathematics.

Sec. 8. Plan. By February 15, 2017, the Maine School for Marine Science, Technology, Transportation and Engineering shall submit a plan under the Maine Revised Statutes, Title 20-A, section 8236, subsection 2 to the joint standing committee of the Legislature having jurisdiction over education matters that outlines the statewide education programs provided by the school and guarantees opportunities and access to students and educators not residing full time at the school.

The plan, to be implemented in September 2017, must include, but is not limited to, offering short courses, workshops, seminars, weekend instructional programs, distance learning and various other programs of short duration for teachers and students. The plan may include other innovative programs that meet the purpose of the school and assist in the professional development of the State's marine science, technology, transportation and engineering teachers.

Sec. 9. Report. By December 1, 2018, the Board of Trustees of the Maine School for Marine Science, Technology, Transportation and Engineering shall provide a report to the joint standing committee of the Legislature having jurisdiction over education matters and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs on the commencement and operations of the school, including the number of students enrolled and the status of the school budget. The joint standing committee of the Legislature having jurisdiction over education matters may report out a bill relating to the school to the First Regular Session of the 129th Legislature, which may include but is not limited to a repeal of the provision of the Maine Revised Statutes, Title 20-A, section 8238 that terminates the powers, duties and authority of the school 90 days after the adjournment of the First Regular Session of the 129th Legislature.

Sec. 10. Staggered terms. Notwithstanding the Maine Revised Statutes, Title 20-A, section 8234, subsection 6:

1. Of the 2 initial members who are teachers appointed by the Governor in accordance with Title 20-A, section 8234, subsection 1, paragraph E, one is appointed for a term of 2 years and one is appointed for a term of 4 years; and

2. Of the 10 initial members of the general public appointed by the Governor in accordance with Title 20-A, section 8234, subsection 1, paragraph F, 5 are

appointed for a term of 2 years and 5 are appointed for a term of 4 years.

See title page for effective date.

CHAPTER 364
S.P. 412 - L.D. 1160

An Act To Make Possession of a Firearm with an Altered or Obscured Serial Number a Class C Crime

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

Sec. 1. 17-A MRSA §705, as amended by PL 1979, c. 129, is further amended to read:

§705. Criminal simulation

1. A person is guilty of criminal simulation if:

A. With intent to defraud, ~~he~~ the person makes or alters any property so that it appears to have an age, rarity, quality, composition, source or authorship ~~which~~ that it does not in fact possess; or, with knowledge of its true character and with intent to defraud, ~~he~~ the person transfers or possesses property so simulated. A violation of this paragraph is a Class E crime; ~~or~~

B. In return for a pecuniary benefit;

(1) ~~he~~ The person authors, prepares, writes, sells, transfers or possesses with intent to sell or transfer, an essay, term paper or other manuscript knowing that it will be, or believing that it probably will be, submitted by another person in satisfaction of a course, credit or degree requirement at a university or other degree, diploma or certificate-granting educational institution. A violation of this subparagraph is a Class E crime; or

(2) ~~he~~ The person takes an examination for another person in satisfaction of a course, credit or degree requirement at a university or other degree, diploma or certificate-granting educational institution. A violation of this subparagraph is a Class E crime;

C. ~~He~~ The person knowingly makes, gives or exhibits a false pedigree in writing of any animal. A violation of this paragraph is a Class E crime; ~~or~~

D. With intent to defraud and to prevent identification:

(1) ~~He~~ The person alters, removes or obscures the manufacturer's serial number or any other distinguishing identification number, mark or symbol upon any automobile,

snowmobile, outboard motor, motorboat, aircraft or any other vehicle or upon any machine, ~~firearm~~ or other object, other than a firearm. A violation of this subparagraph is a Class E crime; or

(2) ~~He~~ The person possesses any such object or any such item after that number has been altered, removed or obscured. A violation of this subparagraph is a Class E crime; or

E. With intent to defraud or to prevent identification:

(1) The person alters, removes or obscures the manufacturer's make, model or serial number on any firearm. A violation of this subparagraph is a Class C crime; or

(2) The person possesses a firearm altered as set out in subparagraph (1) or intentionally or knowingly transports any such firearm. A violation of this subparagraph is a Class C crime.

~~2. Criminal simulation is a Class E crime.~~

See title page for effective date.

CHAPTER 365

S.P. 366 - L.D. 1040

An Act To Enhance Funding Opportunities for the Youth Conservation Corps

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

Sec. 1. 38 MRSA §480-II is enacted to read:

§480-II. Program to reduce erosion and protect lake water quality

1. Program. The commissioner shall contract with a private organization to establish and administer a program to reduce shoreline erosion and protect lake water quality, as described in subsections 2 and 3, as long as the commissioner determines that there are sufficient funds available to support the program and that a suitable private organization is available to establish and administer the program.

2. Informational material to be provided. The program established pursuant to this section may provide for the distribution of informational material on erosion control measures, including planting shrubs, bushes and other vegetation near the shoreline, spreading mulch on bare soil, placing rock riprap along shorelines and building infiltration steps and trenches to direct water into the ground or woods or away from the shoreline.

3. Erosion control measures to be implemented. The program established pursuant to this section must facilitate the performance of necessary erosion control measures on or near the shoreline of a lake, pond or great pond.

4. Program funding. The program established pursuant to this section is funded by sums that are appropriated by the Legislature or transferred from time to time by the State Controller.

Sec. 2. Department of Environmental Protection to contract with private organization in 2016 and 2017. For the years 2016 and 2017, the Department of Environmental Protection shall distribute the funds appropriated in section 3 through a competitive bid process to a private organization to establish and administer the program to reduce erosion and protect lake water quality under the Maine Revised Statutes, Title 38, section 480-II. The department shall ensure that any contract entered into with a private organization under this section requires that:

1. The erosion control measures described in Title 38, section 480-II, subsection 3 be performed in the summers of 2016 and 2017 with labor provided by a youth conservation corps organized or based in the State;

2. No more than 10% of the funds appropriated by the Legislature for the program in section 3 or received by the contracted organization as matching funding is used for the administration of the program by the contracted organization;

3. The scope of the program as implemented by the contracted organization is determined by the amount of funds appropriated in section 3; and

4. The contracted organization disburses to a youth conservation corps no more than \$1 from the funds appropriated for the program in section 3 for every \$2 in matching funds contributed to the program by that youth conservation corps. Federal and state funds may not be considered matching funds under the program.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Land and Water Quality 0248

Initiative: Provides ongoing funding to contract with a private organization to reduce shoreline erosion and protect lake water quality.

GENERAL FUND	2015-16	2016-17
All Other	\$20,000	\$20,000