

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND THIRTIETH LEGISLATURE**

**SECOND SPECIAL SESSION**  
**September 29, 2021**

**SECOND REGULAR SESSION**  
**January 5, 2022 to May 9, 2022**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**DECEMBER 29, 2021**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**AUGUST 8, 2022**

**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**  
**2022**

DEPARTMENT TOTAL - \_\_\_\_\_ \$0 \_\_\_\_\_ \$256,000  
 ALL FUNDS

See title page for effective date.

**CHAPTER 685  
 H.P. 512 - L.D. 700**

**An Act To Promote Economic  
 Development and Outdoor  
 Recreation through Investment  
 in State Parks**

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

**Sec. 1. 12 MRSA §1819, 2nd ¶,** as amended by PL 2013, c. 1, Pt. J, §1 and c. 405, Pt. A, §24, is further amended to read:

Unless otherwise provided by law, and after payment of any existing lease for Crescent Beach State Park, all user fees derived from use of state parks, historic sites and the Allagash Wilderness Waterway and other payments for services received under this section must accrue to the General Fund, except that all revenues resulting from an increase in fees after July 1, 1990 in the Allagash Wilderness Waterway accrue to a dedicated revenue account to be used for capital improvements in the Allagash Wilderness Waterway. After 2025, all revenue in excess of \$5,476,268, after all other adjustments have been made, accrues to a nonlapsing dedicated revenue account to be used for capital improvements at state parks and historic sites; this account may also be used to match federal allocations from the land and water conservation fund established pursuant to the federal Land and Water Conservation Fund Act of 1965. When fees may be more efficiently collected through 3rd-party contracts, a percentage of the fee may be retained by the contractor for services as agreed upon by the bureau.

See title page for effective date.

**CHAPTER 686  
 H.P. 526 - L.D. 716**

**An Act To Enhance and  
 Improve the Maine  
 Developmental Services  
 Oversight and Advisory Board**

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

**Sec. 1. 22 MRSA §3474, sub-§3, ¶C,** as corrected by RR 1991, c. 2, §80, is amended to read:

C. A grand jury on its determination that access to those records is necessary in the conduct of its official business; ~~and~~

**Sec. 2. 22 MRSA §3474, sub-§3, ¶D,** as corrected by RR 1991, c. 2, §81, is amended to read:

D. An advocacy agency conducting an investigation under chapter 961, United States Public Law 88-164, Title I, Part C or United States Public Law 99-319, regarding a developmentally disabled person or mentally ill person who is or who, within the last 90 days, was residing in a facility rendering care or treatment, when a complaint has been received by the agency or there is probable cause to believe that that individual has been subject to abuse or neglect, and that person does not have a legal guardian or the person is under public guardianship. The determination of which information and records are relevant to the investigation is made by agreement between the department and the agency; ~~and~~

**Sec. 3. 22 MRSA §3474, sub-§3, ¶E** is enacted to read:

E. The Maine Developmental Services Oversight and Advisory Board established in Title 5, section 12004-J, subsection 15. Access is limited to aggregate data regarding investigations under this chapter relating to persons receiving adult developmental services as defined in Title 34-B, section 1001, subsection 1-A. Data must be provided at least quarterly. The determination of aggregate data to be provided is made by agreement between the department and the Maine Developmental Services Oversight and Advisory Board.

**Sec. 4. 34-B MRSA §1223, sub-§6,** as enacted by PL 2007, c. 356, §7 and affected by c. 695, Pt. D, §3, is amended to read:

**6. Budget.** The Department of Administrative and Financial Services shall administer the budget of the board. The board shall provide to the commissioner Commissioner of Administrative and Financial Services a proposed budget in accordance with a schedule agreed to by the chair and the commissioner Commissioner of Administrative and Financial Services. The department Department of Administrative and Financial Services shall include in its estimate of expenditure and appropriation requirements filed pursuant to Title 5, section 1665 sufficient funds, listed in a separate account as a separate line item, to enable the board to perform its duties.

**Sec. 5. 34-B MRSA §1223, sub-§10,** as amended by PL 2013, c. 310, §1, is further amended to read:

**10. Access to information.** The board is entitled to access to information from the department necessary