

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND THIRTIETH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 2, 2020 to March 30, 2021**

**FIRST SPECIAL SESSION**  
**April 28, 2021 to July 19, 2021**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 29, 2021**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**OCTOBER 18, 2021**

**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**  
**2021**

~~serve~~ serves until a successor is appointed by the Governor and confirmed by the Legislature. ~~No~~ A person accepting ~~such~~ an appointment under this subsection may not be a member of the State Board of Education. In making appointments, the Governor shall strive to achieve a membership ~~which~~ that is representative of the population of this State. In so far as feasible when selecting qualified nominees to the board, the Governor shall consider affirmative action criteria, professional education and experience and an equitable geographical representation among the members. At least one member appointed by the Governor must be a member of a federally recognized Indian nation, tribe or band in the State. The appointment of the member of a federally recognized Indian nation, tribe or band in the State must be based on the joint recommendation of the tribal governments of the Aroostook Band of Micmaacs, the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe at Motahkomikuk, the Passamaquoddy Tribe at Sipayik and the Penobscot Nation. If the tribal governments do not make a unanimous joint recommendation, the Governor shall appoint a member of a federally recognized Indian nation, tribe or band in the State and rotate the appointment among members of each federally recognized Indian nation, tribe or band in the State. Trustees may serve a maximum of 2 terms, except that an individual appointed to fill an unexpired term of 3 years or less is eligible for appointment to 2 full terms. Vacancies ~~shall~~ must be filled by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over education matters and confirmation by the Legislature, for the unexpired balance of the term. In order to restore and maintain rotation of terms of office of trustees, an incumbent trustee who was appointed for a term of 5 years at a time subsequent to the expiration of the term of ~~his~~ that trustee's predecessor in office ~~shall be~~ is deemed to have commenced ~~his~~ that trustee's 5-year term upon the date of the expiration of the term of office of ~~his~~ that trustee's predecessor rather than from the date of ~~his~~ that trustee's appointment and qualification. Trustees ~~shall~~ serve without compensation, but may be reimbursed for travel and other expenses incurred in the performance of their official duties.

See title page for effective date.

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**CHAPTER 5**  
**S.P. 494 - L.D. 1520**

**An Act To Terminate the  
Augusta Downtown Parking  
District**

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

**Sec. 1. P&SL 1947, c. 124,** as amended by P&SL 2013, c. 4, §1, is repealed.

See title page for effective date.

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**CHAPTER 6**  
**H.P. 29 - L.D. 63**

**An Act Regarding the  
Northeastern Interstate Forest  
Fire Protection Compact**

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** this legislation extends liability protection for the State and firefighters who travel to fight wildfires or other emergencies outside of the Northeastern Interstate Forest Fire Protection Compact area; and

**Whereas,** it is important that this legislation take effect immediately in order that the liability protection be extended as soon as possible; 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. P&SL 1949, c. 75, §1** is amended by adding at the end a new Article to read:

**ARTICLE XV**

The provisions of Article IX that relate to mutual aid in combating, controlling or preventing forest fires are operative as between any member state and any other state that is party to a regional forest fire protection compact in another region, as long as the legislature of that other state has given its consent to those mutual aid provisions of this compact.

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

Effective June 11, 2021.