

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.

Augusta, Maine
2021

state agency included in the report. Each committee may report out a bill related to the matters over which the committee has jurisdiction based on the report to the First Regular Session of the 131st Legislature.

See title page for effective date.

CHAPTER 43

S.P. 546 - L.D. 1690

Resolve, To Modify the Deed for a Parcel of Property in the Town of Carrabassett Valley

Sec. 1. Resolve 1999, c. 41, §4, amended. Resolved: That Resolve 1999, c. 41, §4, as amended by Resolve 2019, c. 73, §1, is further amended to read:

Sec. 4. Deed and restrictions. Resolved: That the property must be conveyed by ~~quit claim~~ quit-claim deed without covenants, subject to the following deed restrictions: The Town of Carrabassett Valley shall in perpetuity retain title to the property and may not sell or otherwise transfer any interest, in whole or in part, in the property except that the Town of Carrabassett Valley may lease portions of the property as long as the uses are consistent with the uses specified in this resolve. The property must remain open and available for use and enjoyment by the public at large. Use of the property must be dedicated for purposes of public outdoor recreation, including, but not limited to: natural history study; hiking; camping; cross-country skiing; hunting; fishing; fisheries and wildlife management; skating; timber management and harvesting under a management plan prepared by a licensed professional forester; and attendant roads and parking. The property must be maintained in an essentially natural and undeveloped condition, except that up to 25 contiguous acres in the aggregate, including any development in existence on the effective date of this resolve, may be developed for any municipal facility. The following uses are expressly prohibited: residential development of any type; and development for overnight accommodations, except camping, including commercial camping if development plans for commercial camping are approved by the State; ~~development for any type of commercial service center, shops, restaurants or other commercial development; or development for any purpose that will change the natural character of the area, except that those uses presently made of the Outdoor and Touring Center located on the property may continue.~~ If the Town of Carrabassett Valley fails to comply with any of the conditions or restrictions, in whole or in part, contained in this resolve, the State may give written notice to the Town of Carrabassett Valley, and if the Town of Carrabassett Valley fails to comply within 30 days, then the title to the property reverts to the State; such a reversion may not be effective until the State records a

notice of the reversion in the Franklin County Registry of Deeds.

See title page for effective date.

CHAPTER 44

H.P. 141 - L.D. 206

Resolve, Regarding Legislative Review of Chapter 234: Lead Testing in School Drinking Water Rule, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 234: Lead Testing in School Drinking Water Rule, a provisionally adopted major substantive rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the following changes are made:

1. The rule must be amended in sections 4.A, 5.A, 5.A.3, 5.B, 6.B.2, 6.B.3 and 6.B.4 to replace the term "15 ppb" with the term "4 ppb."
2. The rule must be amended in section 1.B.4 to delete the phrase "and a maximum of no more than 18 hours."
3. The rule must be amended in section 3.B.3 to replace the sentence "The Department, in accordance with the 3T's guidance, recommends that the water be motionless no longer than 18 hours, before the collection of samples begins." with the sentence "Excessive flushing of pipes may not take place immediately prior to the minimum 8-hour nonusage period in order to ensure that the sample represents a period of normal use."
4. The rule must be amended in section 6.C to replace the phrase "within 10 days" with the phrase "as soon as practicable within 5 days."

See title page for effective date.