

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND AND ELEVEN

H.P. 850 - L.D. 1144

An Act To Repeal Inactive Boards and Commissions

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

Sec. 1. 5 MRSA §82-B, as amended by PL 2009, c. 74, §§5 to 7, is repealed.

Sec. 2. 5 MRSA §12004-G, sub-§26-F, as enacted by PL 2007, c. 318, §1, is repealed.

Sec. 3. 5 MRSA §12004-G, sub-§31-C, as enacted by PL 2007, c. 285, §3, is repealed.

Sec. 4. 5 MRSA §12004-I, sub-§1-B, as enacted by PL 2005, c. 614, §1, is repealed.

Sec. 5. 5 MRSA §12004-I, sub-§4-A, as enacted by PL 1997, c. 752, §3, is repealed.

Sec. 6. 5 MRSA §12004-I, sub-§6-H, as enacted by PL 2007, c. 641, §1, is repealed.

Sec. 7. 5 MRSA §12004-I, sub-§10-A, as enacted by PL 1989, c. 899, §1, is repealed.

Sec. 8. 5 MRSA §12004-I, sub-§13-A, as enacted by PL 2007, c. 342, §1, is repealed.

Sec. 9. 5 MRSA §12004-I, sub-§24-E, as amended by PL 1997, c. 678, §1, is repealed.

Sec. 10. 5 MRSA §12004-I, sub-§57-C, as amended by PL 2003, c. 247, §1, is repealed.

Sec. 11. 5 MRSA §12004-I, sub-§84-A, as amended by PL 2009, c. 481, §1, is repealed.

Sec. 12. 5 MRSA §12004-I, sub-§86, as enacted by PL 1987, c. 786, §5, is repealed.

Sec. 13. 5 MRSA §12004-K, sub-§1, as enacted by PL 1987, c. 786, §5, is repealed.

Sec. 14. 5 MRSA §12006, sub-§2, as amended by PL 2009, c. 369, Pt. A, §11, is further amended to read:

2. Legislative repeal of inactive boards. The Secretary of State shall submit suggested legislation to the joint standing committee of the Legislature having jurisdiction over state government matters on or before January 30th in the ~~first~~ second regular session of each biennium to repeal those boards that have not reported on their activities to the Secretary of State under this section or section 12005-A ~~during either~~ for both of the prior 2 calendar years or have been inactive during the preceding 24 months. The joint standing committee of the Legislature having jurisdiction over state government matters may submit legislation to the ~~first~~ second regular session of each biennium to repeal those boards.

Sec. 15. 5 MRSA §13171, as corrected by RR 2009, c. 1, §8, is repealed.

Sec. 16. 7 MRSA §216, as corrected by RR 2005, c. 2, §6, is repealed.

Sec. 17. 12 MRSA §1864, as enacted by PL 1997, c. 678, §13, is repealed.

Sec. 18. 12 MRSA §6078-A, sub-§3, as enacted by PL 2003, c. 247, §19, is amended to read:

3. Expenditures; purpose. The commissioner may make expenditures from the fund to develop effective and cost-efficient water quality licensing and monitoring criteria, analyze and evaluate monitoring data and process lease applications. The commissioner shall expend the fund amounts in proportion to the amounts of revenue from finfish sources and shellfish sources. ~~In developing a program of expenditures, the commissioner shall consult with the Aquaculture Advisory Council established under Title 5, section 12004-I, subsection 57-C.~~ The commissioner may contract for services privately or under memoranda of agreement with other state agencies.

Sec. 19. 12 MRSA §6080, as amended by PL 2005, c. 92, §9, is repealed.

Sec. 20. 20-A MRSA c. 7, as amended, is repealed.

Sec. 21. 20-A MRSA c. 117, sub-c. 5, as amended, is repealed.

Sec. 22. 20-A MRSA §7802, sub-§7, as enacted by PL 1989, c. 899, §4, is repealed.

Sec. 23. 20-A MRSA §7803, as amended by PL 2007, c. 539, Pt. JJJJ, §6, is repealed.

Sec. 24. 20-A MRSA §7804, as amended PL 2009, c. 147, §§6 and 7, is repealed.

Sec. 25. 22 MRSA §255-A, as enacted by PL 2007, c. 318, §2, is repealed.

Sec. 26. 23 MRSA §1904, as amended by PL 1999, c. 152, Pt. F, §1, is repealed.

Sec. 27. 23 MRSA §1906, sub-§1, as repealed and replaced by PL 1981, c. 318, §1, is amended to read:

1. Erection and maintenance. The commissioner, ~~with the advice of the Travel Information Advisory Council~~, shall designate locations for and erect official business directional signs licensed under this chapter. The official business directional signs ~~shall~~ must be furnished and preserved by the applicant ~~thereafter~~ after the erection of the official business directional signs and ~~shall~~ must conform to ~~regulations~~ rules issued by the commissioner ~~with the advice of the Travel Information Advisory Council~~. Such ~~regulations shall~~ rules must be consistent with section 1910.

Sec. 28. 23 MRSA §1909, as repealed and replaced by PL 1981, c. 318, §1, is amended to read:

§1909. Eligibility for official business directional signs

Lawful businesses and points of interest and cultural, historic, recreational, educational and religious facilities are eligible for official business directional signs, subject to this chapter and to rules ~~promulgated~~ adopted by the commissioner ~~with the advice of the Travel Information Advisory Council~~, and to any federal law, rule or regulation affecting the allocation of federal highway funds or other funds to or for the benefit of the State or any agency or subdivision ~~thereof~~ of the State or any agency.

Sec. 29. 23 MRSA §1910, as amended by PL 1981, c. 576, §4, is further amended to read:

§1910. Types and arrangements of signs

Subject to this chapter, the commissioner, ~~with the advice of the Travel Information Advisory Council~~, shall regulate the size, shape, color, lighting, manner of display and lettering of official business directional signs. A symbol may be specified for each type of eligible service of facility for inclusion upon official business directional signs.

Sec. 30. 23 MRSA §1912-B, last ¶, as enacted by PL 1995, c. 416, §1, is amended to read:

The commissioner, ~~with the advice of the Travel Information Advisory Council~~, shall adopt rules to implement this section. Those rules may not be adopted until March 15, 1996. The commissioner shall report to the Joint Standing Committee on Transportation in January 1996 on the development of those rules.

Sec. 31. 23 MRSA §1925, as amended by PL 1985, c. 785, Pt. B, §104, is further amended to read:

§1925. Administration of chapter

The commissioner shall administer this chapter ~~with the advice of the Travel Information Advisory Council~~. The commissioner may employ, subject to the Civil Service Law, clerical and other assistants required for the administration of this chapter. The commissioner may delegate to personnel of the Department of Transportation the authority to administer this chapter. The commissioner may ~~promulgate~~ adopt rules to administer the various provisions of this chapter that are consistent with the provisions ~~thereof of this chapter~~. The commissioner may execute contracts and other agreements to carry out the purposes of this chapter.

Sec. 32. 34-A MRSA §3002-A, as amended by PL 1999, c. 770, §§3 to 5, is repealed.

Sec. 33. 37-B MRSA §158, sub-§1, as enacted by PL 2009, c. 481, §6, is repealed.

Sec. 34. 37-B MRSA c. 8-A, as amended, is repealed.

Sec. 35. Transition. Notwithstanding the Maine Revised Statutes, Title 5, section 12006, the Secretary of State shall submit suggested legislation to the Joint Standing Committee on State and Local Government on or before January 30, 2012 to repeal those boards that have not reported on their activities for 2011 to the Secretary of State under Title 5, section 12005-A or 12006 but may not include those boards that report inactivity. The joint standing committee may submit legislation to the Second Regular Session of the 125th Legislature to repeal those boards.

In House of Representatives, 2011

Read twice and passed to be enacted.

..... Speaker

In Senate, 2011

Read twice and passed to be enacted.

..... President

Approved 2011

..... Governor