

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1777

H.P. 1285

House of Representatives, June 29, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads 'Ed Pert'.

EDWIN H. PERT, Clerk

Presented by Speaker MARTIN of Eagle Lake.

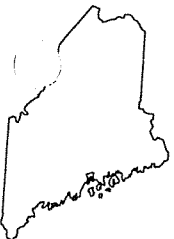
STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-NINE

An Act to Correct Certain Technical Errors in the Laws of Maine.

(AFTER DEADLINE)

(EMERGENCY)



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

5 Whereas, certain technical corrections to laws enacted by
the 114th Legislature and signed by the Governor need to take
7 effect prior to the expiration of the 90-day period; and

9 Whereas, in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
11 Maine and require the following legislation as immediately
necessary for the preservation of the public peace, health and
13 safety; now, therefore,

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

17 **Sec. 1. 22 MRSA §7108, 3rd ¶,** as amended by PL 1989, c. 330,
§2, is further amended to read:

19 Membership shall include representatives of nongovernmental
21 organizations or groups and of public agencies concerned with
prevention and treatment of alcoholism, alcohol abuse, drug abuse
23 and drug dependence. At least 2 members of the council shall be
current members of the Legislature, consisting of one member from
25 the House of Representatives appointed by the Speaker of the
House of Representatives to serve at the Speaker's pleasure and
27 one member from the Senate appointed by the President of the
Senate to serve at the President's pleasure. Two of the private
29 citizen members shall be between the ages of 16 and 21. At least
2 members shall be officials of public or private nonprofit
31 community level agencies who are actively engaged in drug abuse
prevention or treatment in public or private nonprofit community
33 agencies. One of the private citizen members shall be the
President or the President's designee of the National Council on
35 Alcoholism in Maine, Incorporated. Membership shall include the
executive directors or the executive directors' designees of the
37 5 regional alcohol and drug abuse councils located throughout the
State. Membership may also include, but not be limited to,
39 representatives of professions such as law, law enforcement,
medicine, pharmacy, the insurance industry, businesses with
41 employee assistance programs and teaching. Membership shall also
include at least 2 representatives of public education, 2
43 representatives from the field of mental health and mental
retardation, 2 representatives from the field of corrections and
45 criminal justice and 2 representatives from the field of social
services. Appointments to the council shall be made so as to
47 insure that at least 6 members shall be persons affected by or
recovered from alcoholism, chronic intoxication, drug abuse or
49 drug dependency, having evidenced a minimum of 3 years of
sobriety or abstention from drug abuse.

51

1 **Sec. 2. PL 1989, c. 276** is amended by inserting at the end an
emergency clause to read:

3 **Emergency clause.** In view of the emergency cited in the
5 preamble, this Act shall take effect when approved.

7 **Sec. 3. Retroactivity.** Section 2 of this Act shall take effect
retroactively to June 13, 1989.

9 **Sec. 4. Effective date.** Section 1 of this Act shall take effect
11 90 days after adjournment.

13 **Emergency clause.** In view of the emergency cited in the
preamble, this Act shall take effect when approved, unless
15 otherwise indicated.

17

19

STATEMENT OF FACT

21 Section 1 of this bill makes a technical correction to
reflect the intent of the committee as indicated in committee
23 amendment "A" to L.D. 1394 on page 1, line 26 of the amendment.

25 Sections 2 and 3 of this bill add an emergency clause
retroactively to the effective date of Public Law 1989, chapter
27 276.