

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

and the

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Twin City Printery
Lewiston, Maine
1988

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST AND SECOND SPECIAL SESSIONS
and
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ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

7. Relocation. Participation which requires the registrant to relocate outside the registrant's immediate geographic area;

8. Crises or special circumstances. Any crises or special circumstances which arise that cause a registrant to be absent from or discontinue any department activity about which the department has been advised and has determined to constitute good cause; or

9. Good cause. Any reason found to be good cause by the Department of Human Services.

§3786. Rules

The department shall promulgate rules in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375 for the implementation of this chapter.

Rules governing services provided under this chapter shall apply equally to all participating Aid to Families with Dependent Children recipients, whether those services are provided by the Department of Human Services or the Department of Labor.

§3787. Availability of funds

Nothing in this chapter may be construed to mean that any department, agency, institution or program shall be required to obligate or expend funds beyond existing funds available to them for these purposes.

Sec. 8. 26 MRSA §2013, sub-§9-A is enacted to read:

9-A. Coordination with the Additional Support for People in Retraining and Education Program. Coordination with the Additional Support for People in Retraining and Education Program established in Title 22, chapter 1054-A.

Sec. 9. Report. The Department of Human Services and the Department of Labor shall jointly submit a report to the Joint Standing Committee on Human Resources on or before February 14, 1990.

The report shall contain an analysis and evaluation of the implementation of the Additional Support for People in Retraining and Education Program, presented separately for teens and adults, including, but not limited to:

1. The number of registrants and participants, both voluntary and mandatory;

2. The average wage and medical benefit status upon job placement;

3. The average wage and medical benefit status 12 months after job placement;

4. The number of participants placed in full-time employment and part-time employment;

5. The number of individuals whose medical assistance benefits are fully paid, partially paid or not paid at all;

6. The numbers and percentages of individuals who receive the following services: Remedial education, General Education Degree preparation, on-the-job training, skills training and post-secondary education in both 2-year and 4-year programs. These numbers and percentages shall be reported separately for programs in the colocated and contract areas;

7. The degree of client satisfaction, reported separately for the colocated and contract areas;

8. Number of direct service staff leaving the agency in colocated and contracted areas;

9. Percentage of registrants sanctioned resulting in the loss of benefits, reported separately for programs in the colocated and contract areas;

10. Placements by occupational title, as defined by the United States Department of Labor, Dictionary of Occupational Titles, reported separately for programs in colocated and contract areas;

11. Description of the service providers under the Additional Support for People in Retraining and Education Program;

12. Number of people not completing the Additional Support for People in Retraining and Education Program and an analysis of the reasons for noncompletion;

13. The educational attainment of each participant while participating in the Additional Support for People in Retraining and Education Program; and

14. Description of the experience of the Resource Recovery Unit, formerly Fraud Unit, and the Child Support Enforcement Unit, paying particular attention to the cost-effectiveness of the additional staff.

Sec. 10. Repeal. This Act shall be repealed on July 1, 1990.

Effective August 4, 1988.

CHAPTER 857

H.P. 1952 — L.D. 2645

AN ACT to Clarify Milk Pricing Laws as They Relate to Over-Order Premiums.

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

Whereas, the credits issued by the Regional Coopera-

tive Marketing Agency are accumulating and there is no mechanism in the absence of this legislation to prevent this accumulation and to distribute the credits for the benefit of consumers; and

Whereas, it is necessary to take action in order to correct this situation prior to the convening of the next Legislature; 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:

7 MRSA §2954, sub-§11 is enacted to read:

11. Adjustments for over-order premiums. If following the establishment of minimum prices under subsection 1, which include an over-order premium as defined by section 3152, subsection 8-A, the commission receives new evidence showing that the actual over-order premium in effect in the period during which the minimum prices apply, or any portion thereof, are different from the over-order premium included in the prices, the commission may adjust minimum prices in a subsequent period to offset that difference. Any such adjustment shall be made equally applicable to wholesale and retail minimum prices.

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

Effective May 9, 1988.

CHAPTER 858

S.P. 1011 — L.D. 2653

AN ACT to Amend the Law Relating to the Land for Maine's Future Board.

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

Sec. 1. 5 MRSA §6204, sub-§§1 to 3, as enacted by PL 1987, c. 506, §§1 and 4, are amended to read:

1. Composition. The board shall consist of 9 11 members, 4 6 of whom shall be appointed private citizens and 5 of whom shall be permanent members. The permanent members shall be the Commissioner of Conservation; the Commissioner of Inland Fisheries and Wildlife; the Commissioner of ~~Transportation~~ Marine Resources; the Commissioner of Agriculture, Food and Rural Resources; and the Director of the State Planning Office.

2. Appointments. The 4 6 appointed private citizen

members shall be appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over natural resources and to confirmation by the Legislature.

3. Qualifications. The 4 6 appointed members shall be selected based on their knowledge of the State's natural resources and landscape and their demonstrated commitment to land conservation. Appointments shall be made to provide broad geographic representation.

Sec. 2. 5 MRSA §6204, sub-§4, as enacted by PL 1987, c. 506, §§ 1 and 4, is repealed and the following enacted in its place:

4. Terms; compensation. The appointed private citizen members shall be appointed to staggered 4-year terms. The initial appointments shall be as follows: Two members for 2-year terms; 2 members for 3-year terms; and 2 members for 4-year terms. Appointed private citizen members may serve no more than 2 consecutive 4-year terms. The appointed members shall receive the legislative per diem pursuant to chapter 375.

Sec. 3. 5 MRSA §6205, sub-§4, as enacted by PL 1987, c. 506, §§1 and 4, is amended to read:

4. Quorum. A quorum of the board for the transaction of business shall be 6 7 members.

Sec. 4. 5 MRSA §6206, as enacted by PL 1987, c. 506, §§1 and 4, is repealed and the following enacted in its place:

§6206. Board responsibilities

1. Purpose. The purpose of the board is to:

A. By June 1988, complete an assessment of the State's public land acquisition needs and develop a strategy and guidelines, based on this assessment, for use in allocating the proceeds of the Land for Maine's Future Fund. Both the assessment and the development of a strategy and guidelines shall be conducted with opportunities for participation by the Maine Advisory Commission on Outdoor Recreation, interested state agencies and the public;

B. By September 1988, report the board's findings, strategy and guidelines to the joint standing committee of the Legislature having jurisdiction over natural resources;

C. Receive and review funding requests from state agencies and cooperating entities for acquisition projects meeting state guidelines;

D. Authorize distribution of proceeds from the fund for land acquisitions in accordance with the approved strategy; and