

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

AS PUBLIC LAWS AND CONSTITUTIONAL RESOLUTIONS

at the

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

AND

AS PRIVATE AND SPECIAL LAWS AND RESOLVES

at the

FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 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
1989

RESOLVES

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

CHAPTER 38

H.P. 1277 — L.D. 1748

Resolve, Pertaining to the Implementation of a Plan for Greater Coordination of Human Resource Development Programs.

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

Whereas, the nature of employment will change drastically by the year 2000 as the economy continues its shifts away from an industrial base to an information and service-based economy requiring more flexibility and adaptability within the work force; and

Whereas, employers in the State are becoming increasingly frustrated by an inability to locate and attract employees with adequate education and training, hindering economic growth; and

Whereas, the Job Training Partnership Act and Welfare Employment, Education and Training Programs are serving only approximately 5% and 20% of their eligible recipients, respectively; and

Whereas, relatively scant financial resources dedicated to education, training and retraining needs of the work force are scattered throughout State Government; and

Whereas, coordination is lacking, duplication of effort is evident and a comprehensive, rational state policy does not exist for these human resource development programs; and

Whereas, 3 state departments, the University of Maine System, the Maine Maritime Academy and the Maine Vocational-Technical Institute System in addition to at least 10 separate policy-making and advisory councils, committees or boards are involved in approximately 15 service delivery and administrative programs in this area; and

Whereas, the Governor has prepared a plan to coordinate the various education, training and retraining efforts in State Government; 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

Implementation. Resolved: That the Governor implement the plan for the creation of the Maine Human Resource Development Council to coordinate human resource development programs currently administered or overseen by various agencies and organizations and to advise the Governor; and be it further

Goals. Resolved: That the goals of the Maine Human Resource Development Council are to include, but not be limited to:

1. Developing a multi-agency cooperative approach;
2. Creating greater coordination between economic development and human resource development agencies;
3. Enhancing employment and training services for groups traditionally not part of the economic mainstream;
4. Coordinating with secondary and post-secondary education systems to improve transition from school to work; and
5. Increasing retraining and upgrading opportunities for Maine's workers; and be it further

Council composition. Resolved: That the Maine Human Resource Development Council create standing committees to address specific problems and issues. In the standing committees developed by the Maine Human Resources Development Council the membership on those committees of representatives and clients of the services provided by the various organizations subject to council review shall be sufficient to ensure fair representation of those interests; and be it further

Governor's report. Resolved: That the Governor report not later than July 1, 1988, to the Joint Standing Committee on Economic Development and the Joint Standing Committee on Labor with respect to the implementation of the Governor's human resource development strategy. The report shall also be specific with respect to measuring progress toward the goals and issues the council has encountered among the various state human resource development agencies.

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

Effective June 19, 1987.

CHAPTER 39

S.P. 591 — L.D. 1744

Resolve, to Create the Commission on Sport Fisheries to Study the Possibility of Enhancing and Upgrading Fishing Opportunities in the State.

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

Whereas, the State's fisheries support a substantial tourism industry; and

Whereas, maintaining and enhancing these fisheries is vital to the economic well-being of the State; and

Whereas, to conduct a thorough study, the commission must begin work immediately; 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

Commission established. Resolved: That the Commission on Sport Fisheries is established. The commission shall consist of the following 8 members, appointed in the following manner: Two members from the Joint Standing Committee on Fisheries and Wildlife and 2 members from the Joint Standing Committee on Marine Resources, to be appointed jointly by the President of the Senate and the Speaker of the House; 2 members from the public, representing organizations with an interest in sport fishing, to be appointed by the Governor; and one member from the Department of Inland Fisheries and Wildlife and one member from the Department of Marine Resources, both members being fisheries' management biologists, to be appointed by the Governor. The commission shall select a chairman from within their membership. The first meeting of the commission shall be convened by the chairman of the Legislative Council. All appointments shall be made no later than 10 days following the effective date of this resolve. The Executive Director of the Legislative Council shall be notified by all appointing authorities once their selections have been finalized; and be it further

Study. Resolved: That the commission shall study the State's sport fisheries' management program and subsequently draft recommendations that specifically address the following issues; the feasibility of introducing exotic species into state waters; improving the fisheries with a state-of-the-art hatchery, such as the one on the Salmon River in New York; and alternative sources of funding for these projects; and be it further

Staff. Resolved: That the commission shall request staffing assistance from Legislative Council; and be it further

Report submitted. Resolved: That the commission shall submit its report and any necessary legislation to the Second Regular Session of the 113th Legislature by February 15, 1988; and be it further

Expenses. Resolved: That the commission members who are not state employees shall not receive per diem or compensation for their expenses; and be it further

Allocation. Resolved: That the following funds are allocated from dedicated revenue of the Department of Inland Fisheries and Wildlife to carry out the purposes of this resolve.

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Commission on Sports Fisheries

All Other \$2,000

Provides funds for the anticipated costs of the commission.

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

Effective June 19, 1987.

CHAPTER 40

H.P. 1281 — L.D. 1754

Resolve, Requiring the Commissioner of Educational and Cultural Services to Develop a Plan to Improve the State's Adult Education Program to More Adequately Address the Problems of Illiteracy and High School Completion.

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

Whereas, the Joint Select Committee on Economic Development has found that the State and the Department of Educational and Cultural Services have not adequately addressed the problems of illiteracy and high school completion in the State; and

Whereas, there are 238,000 adults in the State lacking a high school diploma and one in 5 Maine adults is functionally illiterate; and

Whereas, basic educational skills will become even more important as the nature of employment changes with the changes in the economy demanding more flexibility and adaptability within the work force; and

Whereas, the State's financial support for adult education programs and the present subsidy formula is inadequate to address the basic education needs of Maine's adults; and

Whereas, employers in the State are becoming increasingly frustrated by an inability to locate and attract employees with adequate education and training, hindering economic growth; and

Whereas, the Joint Select Committee would like to see a plan developed to address the needs of the adult community prior to adjournment of the Second Regular Session of the 113th 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