

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

Feasibility of highway. Resolved: That the commission shall study the feasibility of constructing a 4-lane highway, with controlled access, from the end of the existing Interstate 95 to the St. John Valley. The commission may conduct an impact study if necessary. The commission shall report its findings, together with any necessary legislation, to the Second Regular Session of the 113th Legislature by February 15, 1988; and be it further

Allocation. Resolved: That the following funds are allocated from the Highway Fund to carry out the purposes of this Act.

1987-88

LEGISLATURE

Commission on the Feasibility of Constructing a Highway to the St. John Valley

All Other \$3,500

This allocation provides funds for anticipated travel, printing and miscellaneous expenses of the commission.

Effective September 29, 1987.

CHAPTER 48

H.P. 1215 — L.D. 1657

Resolve, to Compensate Jacqueline A. Caron, Personal Representative of the Estate of Alphee Caron, for Wrongful Death and for Personal Injuries on Behalf of Herself and her Minor Child, Jeffrey Caron, in Excess of Statutory Limits of Recovery.

Compensated by State. Resolved: That there is allocated from the Highway Fund the sum of \$75,000 to be paid by the Commissioner of Transportation to Jacqueline A. Caron individually and as personal representative of the estate of Alphee Caron and as next friend of Jeffrey Caron, as compensation for personal injuries and wrongful death, in addition to the settlement paid by the State under the Maine Revised Statutes, Title 14, chapter 741; and be it further

Tuition paid at the University of Maine System, the Maine Vocational-Technical Institute System or the Maine Maritime Academy. Resolved: That Jeffrey Caron and Tina Marie Caron, the children of Jacqueline A. Caron and Alphee Caron, each be permitted to attend the equivalent of 4 years of post-secondary education at the University of Maine System, the Maine Vocational-Technical Institute System or the Maine Maritime Academy without payment of tuition or fees; and be it further

Full and final settlement. Resolved: That the compensation represented by this resolve be full and final settlement of Jacqueline A. Caron's claim against the

State for the death of Alphee Caron; and be it further

Allocation. Resolved: That the following funds are allocated from the Highway Fund to carry out the purposes of this resolve.

1987-88

TRANSPORTATION, DEPARTMENT OF

Highway Maintenance — Summer

All Other \$75,000

Provides funds to provide Jacqueline A. Caron additional compensation for losses suffered from the death of her husband.

Effective September 29, 1987.

CHAPTER 49

H.P. 1339 — L.D. 1831

Resolve, Requiring the Commissioner of Educational and Cultural Services to Develop a Plan to Improve Elementary and Secondary Curriculum to Better Prepare Maine Students for the World of Work.

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

Whereas, despite all the positive steps taken to improve and enhance the elementary and secondary curriculum in the State, there is still a widespread consensus among Maine employers that new entrants to the work force have been poorly prepared for the world of work both in terms of their educational skills and career guidance; and

Whereas, based on information gathered through the Maine Education Assessment Program of 11th graders, Maine secondary students are not receiving as much in-school assistance as they need. Secondary school teachers felt only somewhat or inadequately prepared to relate their subject areas to the world of work and too many teachers believed it was not their responsibility to be involved in formalized career-related activities; and

Whereas, any delay in addressing these issues will have far-reaching economic effect well into the future and will be a great disservice to many of Maine's youth; and

Whereas, the Joint Select Committee on Economic Development would like to have a plan to address these issues implemented before the adjournment of the First Regular Session of the 113th Legislature; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Con-

stitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Commissioner's plan. Resolved: That the Commissioner of Educational and Cultural Services shall prepare a plan to improve the ability of the elementary and secondary public education system to adequately prepare students for the transition to work and the career decisions and changes they will face through the remainder of their lives; and be it further

Report to the State Board of Education. Resolved: That the plan shall be presented to the State Board of Education at its monthly meeting in January 1988; and be it further

Guidelines for plan. Resolved: That the commissioner's plan shall address, but not be limited to, the following objectives:

1. Increasing each child's knowledge of the work environment, career options and their own skills and interests:

A. Increasing the emphasis on career education, planning and guidance and beginning career education earlier in each child's educational program and formally involve regular classroom teachers in the process; and

B. Fostering better communications between schools and business;

2. Encouraging teachers to explore the world of work themselves through such programs as the "Educator-in-Residence" program, initiated by Maine Savings Bank to provide educators with the opportunity to learn about current business practices. This program was replicated and expanded by the Maine Development Foundation;

3. Recommending that the State Board of Education shall encourage schools to address or require the following preemployment competency areas:

A. Career decision making which includes self-awareness, career awareness, labor market information and career choice;

B. Life-work management which includes managing personal responsibility and problem solving and coping;

C. Job getting which includes job seeking, resumes and applications, contact skills and interviewing; and

D. Work maturity which includes dependability, reliability, communication skills, personal relations, initiative, productivity and worker rights in their comprehensive career education curricula;

4. Upgrading vocational education programs in conjunction with improved career guidance and education

to more effectively target education programs to individual needs and chosen career paths.

A. The department shall phase in alternatives to the "general" high school curricula in recognition of the need to better prepare students for the world of work or continued education; and

5. Encouraging the use of competency-based evaluation systems, particularly for vocational education programs. These types of systems are designed to provide a better measure of skills developed by a student and are better measures of the effectiveness of educational programs. The Department of Educational and Cultural Services shall increase its present efforts in this area; and be it further

Report to Legislature. Resolved: That the commissioner report prior to February 1, 1988, to the Joint Standing Committee on Economic Development and the Joint Standing Committee on Education. The report shall include the plan submitted to the State Board of Education and an account of the board's actions related to the plan.

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

Effective June 26, 1987.

CHAPTER 50

H.P. 1341 — L.D. 1833

Resolve, to Study the Need for Uniformity in Pesticide Regulation.

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

Whereas, both State Government and Federal Government regulate the distribution and use of pesticides; and

Whereas, municipalities are unsure whether state and federal regulations sufficiently protect their citizens and their environment from the potential hazards of pesticide use; and

Whereas, increasing of municipal regulation of pesticides has the potential for causing farmers large losses in crops and income; 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

Findings. Resolved: That the Legislature finds that