

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

Commission on Maine's Future. Resolved: That there is created and established a Commission on Maine's Future, in this resolve referred to as the "commission." It shall be the responsibility of the commission to recommend a desirable and feasible description of the State's future, including an integrated and progressive plan for reaching the goals contained in that description. The description and plan shall be based upon comprehensive analysis of factual information and projections pertinent to the description and plan. The commission may use the technical expertise of the State Planning Office and the Office of Policy and Legal Analysis to construct models and identify parameters to be used in determining the best long-range goals of the State. These findings shall be articulated into a working document; and be it further

Members of the commission. Resolved: That the Commission on Maine's Future shall consist of 40 members. The Director of the State Planning Office and 19 members shall be appointed by the Governor. The 19 members shall be apportioned among the planning and development districts established pursuant to the Maine Revised Statutes, Title 30, section 4521, according to relative population shares. Each county shall have at least one representative. There shall be 20 members, 10 appointed by the President of the Senate and 10 appointed by the Speaker of the House. The members appointed by the President of the Senate and the Speaker of the House shall be chosen to reflect a geographic balance.

The Governor shall appoint the chairman of the commission from the membership and the chairman shall serve at the Governor's pleasure. The commission members shall serve terms to expire on July 1, 1989, to enable the commission to advise the Legislature with respect to the proposals and to follow the implementation of the proposals of the commission. Any vacancy in membership on the commission shall be filled by the appointing authority authorized to appoint the member whose position has become vacant; and be it further

Duties of the commission. Resolved: That the duties of the commission are to prepare for consideration by the Governor, the Legislature and the people of Maine:

1. A proposed growth and development policy for the State and step-by-step recommendations concerning means to most effectively implement the policy;

2. Reports assembling, analyzing and projecting relevant information regarding the future of the State, including, but not limited to:

A. Statewide and regional demographic information on growth, interstate and intrastate migration patterns, age distribution and dependency ratios as factors in the cultural, social and economic life of the State;

B. Availability of various natural resources, including energy, and an analysis of their importance to, and effect upon, the cultural, social and economic life of the State; and

C. A description of the future of the State as envisioned by its people;

3. An examination of long-range plans by state departments and agencies, including the University of Maine System, and an assessment of their possible impact on state growth and development;

4. Reports on the implications of major state decisions;

5. A progress report on commission activities to be submitted to the Governor and the Joint Standing Committee on State and Local Government not later than April 1, 1988; and

6. A formal final report on commission activities to be submitted to the Governor and to the joint standing committee of the Legislature having jurisdiction over state and local government not later than January 1, 1989. The final report shall contain any necessary implementing legislation.

In the performance of its duties, the commission may hold public hearings and conferences with any person, persons, organizations and governmental agencies concerned with Maine's future. The commission shall be provided information, reports or other assistance from any agency, department, legislative committee or other instrumentality of the State, with the consent of the head of the respective organization. State agencies shall, on request, assist the commission in carrying out the purposes of this resolve; and be it further

Staff to the commission. Resolved: That the State Planning Office shall staff the commission to conduct research and prepare reports for the commission; and be it further

Compensation. Resolved: That legislative members of the commission shall receive legislative per diem. All other members shall receive expenses only; and be it further

Funding. Resolved: That the commission is authorized to accept and employ any funding available to carry out the purpose of this resolve.

Effective September 29, 1987.

CHAPTER 61

S.P. 447 — L.D. 1361

Resolve, to Establish the Joint Select Committee to Study the Costs of Providing Benefits and Compensation Under the Workers' Compensation Act.

Established. Resolved: That there is established the Joint Select Committee to Study the Costs of Providing Benefits and Compensation under the Workers' Compensation Act; and be it further

Duties. Resolved: That the committee shall study the costs of providing benefits and compensation under the Workers' Compensation Act and the relationship of these costs to the incidence rate and severity of workplace injuries in the State, the benefit structure and administrative implementation of the Workers' Compensation Act, incentives to employers to implement safety measures under the insurance laws and any other factors which may influence the costs of providing benefits and compensation. The committee shall meet no more than 10 times and all members of the Joint Standing Committee on Labor and the Joint Standing Committee on Banking and Insurance shall meet once; and be it further

Committee. Resolved: That the committee shall consist of 3 members from the Joint Standing Committee on Labor and 3 members from the Joint Standing Committee on Banking and Insurance. The President of the Senate shall appoint one Senator from the Joint Standing Committee on Labor and one Senator from the Joint Standing Committee on Banking and Insurance and the Speaker of the House shall appoint 2 Representatives from the Joint Standing Committee on Labor and 2 Representatives from the Joint Standing Committee on Banking and Insurance. The President of the Senate and the Speaker of the House shall be ex officio members of the committee. The appointing authorities shall make the appointments within 30 days following passage of this resolve and shall notify the Legislative Council in writing of their selections. The Chairman of the Legislative Council shall call the first meeting of the committee and the committee shall select a chairman from among its members; and be it further

Findings. Resolved: That the committee shall present its findings, together with any necessary recommended legislation, to the Second Regular Session of the 113th Legislature; and be it further

Compensation. Resolved: That legislative members of the committee shall receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2, for days of attendance at committee meetings. If the committee meets on a day when the Legislature is in session, legislative members shall receive only one legislative per diem on that day, but may be reimbursed for all necessary expenses upon application to the Executive Director of the Legislative Council; and be it further

Staff assistance. Resolved: That the commission may request staff assistance from the Legislative Council. All agencies and departments of State Government, including the Workers' Compensation Commission, the Bureau of Labor Standards, the Commission on Safety in the Maine Workplace and the Bureau of Insurance, shall cooperate with the committee and shall expeditiously

provide the committee with the information and materials that it needs to carry out the purposes of this resolve.

Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1987-88

LEGISLATURE

Joint Select Committee to Study the Costs of Providing Benefits and Compensation under the Workers' Compensation Act.

Personal Services	\$4,400
All Other	6,500

Provides funds for the per diem, travel and miscellaneous expenses of the Joint Select Committee to Study the Costs of Providing Benefits and Compensation under the Workers' Compensation Act.

Total	<u>\$10,900</u>
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Effective September 29, 1987.

CHAPTER 62

H.P. 1176 — L.D. 1602

Resolve, Reestablishing the Maine Commission on the Role of State Government in Providing Independent Living Opportunities and Services to Disabled Persons.

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

Whereas, this commission must be reestablished as soon as possible to prevent any delay in completing its report and to avoid the necessity of reappointing the current members; 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 there is established the Maine Commission on the Role of State Government in Providing Independent Living Opportunities and Services to Disabled Persons. The commission shall examine the entire range of services provided to disabled persons in this State, explore possible new opportunities to promote independent living by disabled persons and, based upon its findings, establish priorities and recommendations for legislative action with particular attention to the following areas: