

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
SECOND REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

FINANCE, DEPARTMENT OF

Miscellaneous Acts and Resolves

All Other \$125,000

These funds represent full satisfaction of any and all claims against the State by Kenneth and Janice Demuth.

Effective August 4, 1988.

CHAPTER 109

H.P. 1769 — L.D. 2422

RESOLVE, Authorizing the Bureau of Health to Conduct a Time-Trend Study of Leukemia Incidence in Maine.

Authorization of study. Resolved: That the Bureau of Health shall conduct a statewide time-trend study of the incidence of leukemia in the State. The bureau shall enlist the aid of health professionals, scientists and other qualified individuals. The bureau shall submit an interim report of its findings to the First Regular Session of the 114th Legislature by March 1, 1989, and a final report to the Second Regular Session of the 114th Legislature by January 1, 1990; and be it further

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

1988-89

HUMAN SERVICES, DEPARTMENT OF

Bureau of Health

Positions	(1)
Personal Services	\$23,699
All Other	15,000
Capital Expenditures	2,500
Total	\$41,199

Provides funds for one Planning Research Associate I position, consultant services and a computer work station.

Effective August 4, 1988.

CHAPTER 110

H.P. 1874 — L.D. 2566

RESOLVE, To Amend the Duties, Title and Reporting Date of the Special Commission to Study School-Entrance Age and Preschool Services.

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 Special Commission to Study School-entrance Age and Preschool Services has identified lack of school readiness as a critical problem; and

Whereas, that problem is caused by several related factors and not by the school entrance age alone; and

Whereas, the special commission has recommended that the present school-entrance age not be changed provided other related issues are studied in the coming year; and

Whereas, issues related to developmentally appropriate early childhood curriculum need to be studied and addressed immediately; and

Whereas, failure to do so will result in negative consequences for many school children; 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

Special commission renamed. Resolved: That the Special Commission to Study School-entrance Age and Preschool Services, established by Resolve 1987, chapter 64, is renamed the Special Commission on Early Childhood Development and Education; and be it further

Duties. Resolved: That the Special Commission on Early Childhood Development and Education shall examine issues related to early childhood development and appropriate educational programming, including the following:

1. Establishment of developmentally appropriate early childhood curricula;
2. Alternative structures for early childhood educational programs;
3. Appropriate class size and student-teacher ratios for early elementary grades;
4. Appropriate preschool services, including the possibility of targeting at-risk children;
5. Appropriate preservice training, certification and staff development requirements for early childhood teachers;
6. The role parents play in the development of their child and how that role may be enhanced;
7. The appropriate role of the private sector in the provision of child care and preschool services and ways to enhance that role;
8. Current state initiatives for early childhood education and child care services and ways those initiatives may be coordinated; and

9. Changes in relationships between and responsibilities of various institutions and agencies which will result in the provision of more appropriate early childhood educational programs; and be it further

Report. Resolved: That the special commission shall issue its report, including any necessary implementing legislation, to the First Regular Session of the 114th Legislature no later than December 1, 1988; and be it further

Membership. Resolved: That in addition to the members provided for in Resolve 1987, chapter 64, the special commission shall also include one member familiar with early childhood educational programs representing the Department of Educational and Cultural Services appointed by the Commissioner of Educational and Cultural Services and one member familiar with child care services representing the Department of Human Services appointed by the Commissioner of Human Services. Both of those members shall be full voting members; and be it further

Transition. Resolved: That, except as otherwise provided in this resolve, compensation and staffing requirements established by Resolve 1987, chapter 64, for the Special Commission to Study School-entrance Age and Preschool Services shall continue for the Special Commission on Early Childhood Development and Education. Funds appropriated by Resolve 1987, chapter 64, and not expended shall be carried forward and may be used by the Special Commission on Early Childhood Development and Education to carry out its responsibilities; and be it further

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

	1988-89
<u>LEGISLATURE</u>	
Special Commission on Early Childhood Development and Education	
Personal Services	\$ 715
All Other	6,000
Total	\$6,715

Provides funds for the per diem, travel and related expenses of the special commission.

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

Effective April 28, 1988.

RESOLVE, to Establish the Special Commission on Boating.

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 improper operation of boating equipment creates a hazard threatening the health and safety of residents and visitors to this State; and

Whereas, an increasing number of complaints about the operation of jet-skis and other watercraft have been received; and

Whereas, increases in the amount of lakeside construction and increases in the number of summer visitors to Maine will only lead to more conflicts between recreational users of the State's waters unless boating safety issues are addressed; 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; membership. Resolved: That the Special Commission on Boating is established. The commission shall be comprised of the following 12 members:

1. The Commissioner of Inland Fisheries and Wildlife or the commissioner's designee;
2. The Commissioner of Marine Resources or the commissioner's designee;
3. Three members of the House of Representatives to be appointed by the Speaker of the House, 2 of whom shall be chosen from the Joint Standing Committee on Fisheries and Wildlife and one of whom shall be chosen from the Joint Standing Committee on Marine Resources;
4. Two Senators to be appointed by the President of the Senate, one of whom shall be chosen from the Joint Standing Committee on Fisheries and Wildlife and one of whom shall be chosen from the Joint Standing Committee on Marine Resources; and
5. Five members of the general public to be appointed by the Governor, each of whom shall have a background in boating activities either as a commercial enterprise or as a recreational interest; and be it further

Appointment; vacancies. Resolved: That all appointments shall be made within 30 days of the effective date of this resolve. The members shall select a chairman. The Chairman of the Legislative Council shall call the first meeting of the commission. Vacancies shall be filled by the authority responsible for the appointment; and be it further

CHAPTER 111

H.P. 1785 — L.D. 2446