

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**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

---

---

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.

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

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

**Compensation. Resolved:** All nonagency members of the commission shall receive reimbursement for expenses upon application to the Legislative Council; and be it further

**Staff assistance. Resolved:** That, if staff assistance is desired, assistance shall be requested from the Legislative Council; and be it further

**Study. Resolved:** That the commission shall study boating safety issues, including a study of safety equipment and the prevention of watercraft accidents; issues concerning the operation of watercraft, including all watercraft vehicles that are currently regulated; and problems with other use conflicts, including fishing and water-related recreational activities. The commission shall also study the statutory provisions regarding operating boats in a dangerous or reckless manner, at an imprudent speed or while under the influence of intoxicating liquors or drugs to ensure that these provisions are adequate and up to date. In addition, the commission shall propose statutory changes needed to properly enforce the statutes that concern boats and boating and to provide protection to public, private and wildlife concerns; and shall study compliance with any federal regulations relating to boating safety; and be it further

**Report. Resolved:** That the commission shall submit its report, together with any necessary implementing legislation, to the 113th Legislature by December 1, 1988.

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

<u>LEGISLATURE</u>	<u>1987-88</u>
Special Commission on Boating	
All Other	\$5,100
Provides expenses for commission members; 4 meetings, including 2 public hearings; and a final report.	

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

Effective April 28, 1988.

## CHAPTER 112

H.P. 1741 — L.D. 2387

**RESOLVE, Creating the Commission on Marine Research.**

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

Whereas, a clean healthy environment, an improved understanding of our marine resources and optimal use of our marine resources are essential to the future prosperity and quality of life in Maine; and

Whereas, Maine should be prepared to take maximum advantage of the increasing federal interest in and support for marine research; and

Whereas, there are several federal, state and private institutions currently doing research on and in Maine waters; and

Whereas, the Legislature believes there is no clear accounting of how much overlap or cooperation exists between these institutions; and

Whereas, the Legislature desires that the talents and limited research dollars available to the State should be efficiently directed towards the needs of the State; 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

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

<u>LEGISLATURE</u>	<u>1988-89</u>
Study Commission — Funding	
Personal Services	\$1,650
All Other	4,150
Total	<u>\$5,800</u>
Provides funds for per diem and other related expenses for a legislative study on marine research.	

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

Effective April 28, 1988.

## CHAPTER 113

H.P. 1794 — L.D. 2458

**RESOLVE, Regarding the Study of Low-Level Radioactive Waste in the Town of Greenbush.**