

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
**FIRST SPECIAL SESSION**

August 21, 1989 to August 22, 1989

and

**SECOND REGULAR SESSION**

January 3, 1990 to April 14, 1990

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
July 14, 1990

PUBLISHED BY THE REVISOR OF STATUTES  
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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J.S. McCarthy Company  
Augusta, Maine  
1990

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**RESOLVES**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED AT THE**  
**SECOND REGULAR SESSION**

**of the**  
**ONE HUNDRED AND FOURTEENTH LEGISLATURE**

**January 3, 1990 to April 14, 1990**

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2005 - Extension Association Contractual Services	45,650
2010 - Regional Planning Commission Contractual Services	11,000
2015 - Solid Waste Management Capital Expenditures	25,890
2025 - Employee Benefits Contractual Services:	
Health Insurance	108,035
Social Security	76,288
New England Benefit Trust	72,141
Maine State Retirement System	31,600
Workers' Compensation	25,396
Group Insurance	400
2045 - Program Grants Contractual Services:	
Beals Island Regional Shellfish Hatchery	1,000
Downeast Resource Conservation and Development	3,325
Downeast Camp Corporation	3,500
Eastern Maine Development Corporation	8,000
International Border Firemen's Association	12,000
Juvenile Jail Division	1,007
Northeastern Homemaker Services	5,500
Quoddy Region Job Opportunity Zone	10,000
Sunrise County Children's Task Force	250
Washington-Hancock Community Agency	1,000
Woman Kind, Inc.	2,000
Community Health and Counseling Services	5,000
Washington County Association for Retarded Citizens	4,000
2050 - Insurance Contractual Services	57,800
2055 - County Dues Contractual Services	2,000
2060 - Airport Maintenance Contractual Services	8,000
2090 - Miscellaneous Contractual Services	250
	\$2,187,839
Contingency	50,000
<b>TOTAL GENERAL FUND</b>	<b>\$2,237,839</b>

; and be it further

**Sec. 3. Summary. Resolved:** That the figures appearing in this resolve represent the total amount of taxes and the total specific expenditures authorized for the calen-

dar year 1990. The following is a summary of revenues and appropriations:

Total Appropriations:	\$2,237,839
Available Credits:	
Estimated Revenue	\$364,764
Surplus	234,889
Total Available Credits	599,653
Amount to be Raised by Taxation	\$1,638,186

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

Effective April 17, 1990.

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## CHAPTER 86

### H.P. 1816 - L.D. 2488

#### **Resolve, for Laying of the County Taxes and Authorizing Expenditures of Penobscot County for the Year 1990**

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

**Whereas,** Penobscot County has certain expenses and liabilities that must be met as they become due; and

**Whereas,** it is necessary that the taxes for the year 1990 hereinafter mentioned be immediately assessed in order to provide the required revenue for the county; 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

**Sec. 1. Penobscot County; taxes apportioned. Resolved:** That the following sum is granted as a tax on Penobscot County to be apportioned, assessed, collected and applied to the purposes of paying debts and necessary expenses of the county as authorized herein, and for other purposes of law, for the calendar year 1990:

#### 1990 TAX

\$4,766,573

; and be it further

**Sec. 2. General Fund expenditures authorized. Resolved:** That the following sums, based on the county budget filed in the office of the Secretary of State, are authorized as General Fund expenditures by the county during the calendar year 1990, in the specific total amounts of expenditures for personal services, contractual services,

commodities and capital expenditures for each account in the county budget:

APPROPRIATION ACCOUNT NUMBER	APPROPRIATIONS		
1000 - District Court		1070 - Register of Probate	
Personal Services	\$1,000	Personal Services	114,487
Contractual Services	23,300	Contractual Services	34,625
Commodities	2,800	Commodities	4,300
Capital Expenditures	400	Capital Expenditures	6,250
1005 - Superior Court		1075 - Sheriff	
Personal Services	1,000	Personal Services	403,512
Contractual Services	33,700	Contractual Services	114,150
Commodities	4,250	Commodities	22,400
Capital Expenditures	2,550	Capital Expenditures	101,850
1010 - Emergency Management Agency		1076 - Sheriff - Civil Process	
Personal Services	19,429	Personal Services	75,229
Contractual Services	6,650	Contractual Services	13,450
Commodities	1,300	Commodities	1,625
Capital Expenditures	1,750	Capital Expenditures	3,500
1015 - District Attorney		1090 - Auditing	
Personal Services	120,624	Contractual Services	4,500
Contractual Services	75,675	1095 - Debt Service	
Commodities	6,500	Contractual Services:	
Capital Expenditures	9,000	Principal	425,000
1020 - County Commissioners		Interest	303,543
Personal Services	83,935	1096 - Roads and Mapping	
Contractual Services	20,985	Personal Services	19,429
Commodities	4,800	Contractual Services	3,850
Capital Expenditures	7,500	Commodities	950
1025 - County Treasurer		Capital Expenditures	750
Personal Services	3,172	2000 - Interest Expense	
Contractual Services	2,510	Contractual Services	100,000
Commodities	75	2005 - Extension Service	
Capital Expenditures	3,000	Contractual Services	53,961
1040 - County Buildings		2025 - Employee Benefits	
Personal Services	126,404	Contractual Services:	
Contractual Services	176,375	Unemployment Compensation	3,000
Commodities	85,750	Maine State Retirement System	77,500
Capital Expenditures	1,000	Social Security	222,920
1050 - Jail - Support of Prisoners		Health Insurance	305,000
Personal Services	1,433,844	2035 - Soil Conservation	
Contractual Services	330,370	Personal Services	14,391
Commodities	290,900	2045 - Program Grants	
Capital Expenditures	12,100	Contractual Services:	
1060 - Telecommunications		Eastern Maine Development	
Personal Services	131,677	Corporation	65,000
Contractual Services	32,250	Mattawamkeag Park	5,000
Commodities	2,400	Penquis Community Action Program	30,000
Capital Expenditures	13,000	Green Valley Association	5,600
1065 - Register of Deeds		Juvenile Jail Diversion Program	8,813
Personal Services	132,820	Rape Crisis Center	1,000
Contractual Services	135,785	Bangor Nursing Facility	5,000
Commodities	6,385	2050 - Insurances	
Capital Expenditures	3,500	Contractual Services	218,410
		2055 - County Dues	
		Contractual Services	1,913

2075 - Capital Reserve Funds	
Contractual Services:	
Bridges	100
Building Improvements	45,000
2080 - Labor Relations	
Contractual Services	15,000
2085 - Wage Adjustment	
Personal Services	150,000
<b>TOTAL GENERAL FUND</b>	<u>\$6,331,473</u>

; and be it further

**Sec. 3. Summary. Resolved:** That the figures appearing in this resolve represent the total amount of taxes and the total specific expenditures authorized for the calendar year 1990. The following is a summary of revenues and appropriations:

Total Appropriations	\$6,331,473
Available Credits:	
Estimated Revenue	\$1,564,900
Total Available Credits	<u>1,564,900</u>
Amount to be Raised by Taxation	\$4,766,573

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

Effective April 17, 1990.

**CHAPTER 87**

H.P. 1811 - L.D. 2483

**Resolve, to Name the District Court Facility to Be Built in Presque Isle the Julian W. Turner Courthouse**

**Julian W. Turner Courthouse. Resolved:** That the district court facility to be constructed in Presque Isle be named the Julian W. Turner Courthouse and that an appropriate plaque be placed on or near the courthouse.

See title page for effective date.

**CHAPTER 88**

S.P. 561 - L.D. 1564

**Resolve, Creating the Special Commission to Study and Evaluate the Status of Education Reform in Maine**

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

**Whereas,** recently enacted education reform in Maine has resulted in the implementation of numerous educational improvement measures affecting nearly every student and citizen in the State; and

**Whereas,** the objective of education reform is to improve the quality of education received by students in the public schools of this State; and

**Whereas,** state and local taxpayers have contributed hundreds of millions of dollars toward the implementation of these reform measures and the original reform measures contained no accountability provisions establishing a coordinated and comprehensive evaluation of the effectiveness of those reform measures; and

**Whereas,** additional future education reform measures are currently being developed and proposed for implementation without adequate evaluation of current existing efforts; and

**Whereas,** there is a pressing and urgent need for an accountability review and assessment of the effectiveness of on-going educational improvement efforts in order for state and local policy makers to make informed decisions on whether to continue, redirect, expand or terminate current programs and to develop the best method of implementing additional reform programs; 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

**Sec. 1. Commission created and charged. Resolved:** That there is created the Special Commission to Study and Evaluate the Status of Education Reform in Maine. The special commission shall conduct a thorough assessment of the various elements of education reform instituted since 1984, including the following.

1. The special commission shall review the 1984 report of the Commission on the Status of Education in Maine and other relevant national and state reports, including the 1987 report of the Special Commission to Study Teacher Training, the 1988 report of the Special Commission on Early Childhood Development and Education and the 1989 report of the Special Commission to Study School Funding and State Tax Law. The commission shall compare the educational policy areas identified in the reports as needing improvement with the education reform measures instituted in Maine since 1984.

2. The commission shall examine the intent, substance and method of implementation of:

- A. The teacher certification law, Public Law 1983, chapter 845;
- B. The education reform law, Public Law 1983, chapter 859;