

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

**THIRD SPECIAL SESSION**

October 1, 1992 to October 6, 1992

**FOURTH SPECIAL SESSION**

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

**FIRST REGULAR SESSION**

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR  
FIRST REGULAR SESSION  
NON-EMERGENCY LAWS IS  
OCTOBER 13, 1993

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  
1993

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**RESOLVES**  
**OF THE**  
**STATE OF MAINE**  
**AS PASSED AT THE**  
**FIRST REGULAR SESSION**  
**of the**  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**  
**1993**

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**Whereas**, quantitative data is needed to assess the impact of unfunded federal mandates on the budget of State Government; and

**Whereas**, this data must be presented to the United States Congress at the earliest opportunity in an effort to gain fiscal relief as the State struggles with its budget problems; 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. Data on unfunded federal mandates.**

**Resolved:** That all departments and agencies of State Government, including independent agencies and the institutions of higher education that receive an appropriation from the General Fund, shall collect data on the federal mandates that have been imposed on those agencies for which no or partial funding has been provided. Data must be organized in such a way as to identify individual mandated activities, the federal statutes or rules that created each mandate and the estimated cost to fulfill each mandate for state fiscal years 1993-94 and 1994-95.

For the purposes of this resolve, "federal mandate" means any federal legislation or administrative rule adopted by a federal agency that has necessitated a state department or agency to make additional expenditures; and be it further

**Sec. 2. Report to the Joint Standing Committee on Appropriations and Financial Affairs.**

**Resolved:** That each department or agency subject to the provisions of section 1 of this resolve shall report its findings to the Joint Standing Committee on Appropriations and Financial Affairs no later than April 1, 1993.

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

Effective April 8, 1993.

## CHAPTER 6

### H.P. 726 - L.D. 985

**Resolve, Approving the 1993 Draft and Arrangement of the Constitution of Maine Made by the Chief Justice of the Supreme Judicial Court and Providing for its Publication and Distribution**

**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 1993 recodification of the Constitution of Maine has been completed by the Chief Justice of the Supreme Judicial Court and submitted to the Legislature; and

**Whereas**, the recodification must be made available to the public as soon as possible and before the expiration of the 90-day period; 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. Constitution; approval of 1993 draft and arrangement, enrollment, publication, distribution.**

**Resolved:** That the draft and arrangement of the Constitution of Maine, as amended, made by the Chief Justice of the Supreme Judicial Court, pursuant to the Constitution of Maine, Article X, Section 6, is approved and that the same be enrolled on parchment or other suitable material and deposited in the office of the Secretary of State; and be it further

**Sec. 2. Enrollment on durable material.**

**Resolved:** That the Secretary of State is authorized and directed to cause the Constitution of Maine, as amended and arranged, to be enrolled on parchment or other suitable material and upon final approval of the Chief Justice of the Supreme Judicial Court attest to the correctness of that enrollment under the seal of the State; and be it further

**Sec. 3. Publication.**

**Resolved:** That the Secretary of State is authorized and directed to cause to be published in pamphlet form, subject to the approval of the Chief Justice of the Supreme Judicial Court, copies of the Constitution of Maine in such numbers as the Secretary of State determines necessary and that one copy of the pamphlet be forwarded to the municipal officers of each city and town and to the assessors of each plantation within the State.

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

Effective May 12, 1993.

## CHAPTER 7

### H.P. 661 - L.D. 899

**Resolve, to Direct Elected and Appointed Officials of the State to Work to Maintain Canadian Atlantic Railway Service through the State**