

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.

J.S. McCarthy Company
Augusta, Maine
1993

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

280 - Contingency	
Contractual Services	50,000
290 - Capital Projects	
Capital Expenditures	75,000
297 - Communications	
Personal Services	237,140
Contractual Services	34,450
Commodities	3,120
Capital Expenditures	17,000
TOTAL GENERAL FUND	\$6,114,498

; 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 1993. The following is a summary of revenues and appropriations:

Total General Fund:	\$6,114,498
Available Credits:	
Estimated Revenue	\$903,000
Reimbursements	831,341
Total Available Credits	1,734,341
Amount to be Raised by Taxation	\$4,380,157

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

Effective June 24, 1993.

CHAPTER 38

H.P. 827 - L.D. 1113

Resolve, to Extend the Commission to Study the Feasibility of a Capital Cultural Center and to Establish an Advisory Committee to the Commission

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 Commission to Study the Feasibility of a Capital Cultural Center has completed its initial report but still has important work to do; and

Whereas, in order for the commission to accomplish work in a timely fashion, it is imperative that this legislation be enacted as an emergency measure; 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. Resolve 1991, c. 46, amended. Resolved: That Resolve 1991, c. 46, §3, last sentence is amended to read:

The commission shall select a chair from among its members. A vacancy in any of the appointed positions on the commission must be filled by a member appointed jointly by the Governor, the President of the Senate and the Speaker of the House of Representatives; and be it further

; and be it further

Sec. 2. Resolve 1991, c. 46, amended. Resolved: That Resolve 1991, c. 46, §9 is amended to read:

Sec. 9. Capital Cultural Center location. Resolved: That a Capital Cultural Center may not be constructed within the Capitol Area, as defined in the Maine Revised Statutes, Title 1, section 814; and be it further

; and be it further

Sec. 3. Resolve 1991, c. 46, amended. Resolved: That Resolve 1991, c. 46, §§10 to 13 are enacted to read:

Sec. 10. Advisory committee. Resolved: That the chair may appoint an advisory committee to assist the commission in carrying out its duties under this resolve. Any member appointed to the advisory committee is not entitled to compensation. The advisory committee must consist of the following 7 members:

1. Two members representing performing arts groups;
2. Two educators, one of whom is an educator in the public school system in Augusta and one of whom is a representative of the Department of Education;
3. One architect or engineer;
4. One member of the visual arts community; and
5. One member designated by the Maine Art Sponsors Association; and be it further

Sec. 11. Additional report. Resolved: That, in addition to the report required under section 7, the commission shall submit a report to the First Regular Session of the 117th Legislature no later than November 1, 1994; and be it further

Sec. 12. Consultant. Resolved: That the commission may retain the services of a consultant for purposes of studying the feasibility and proposed locations of the Capital Cultural Center; and be it further

Sec. 13. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1993-94

LEGISLATURE

Commission to Study the Feasibility of a Capital Cultural Center

All Other \$10,000

Provides funds to allow the Commission to Study the Feasibility of a Capital Cultural Center to hire a consultant. The funds must lapse unless a total of \$20,000 is received by the commission from the City of Augusta and the University of Maine System.

; and be it further

Sec. 4. Retroactivity. Resolved: That this resolve takes effect retroactively to November 1, 1992.

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

Effective July 13, 1993.

CHAPTER 39

H.P. 365 - L.D. 468

Resolve, Creating the Kennebec County Law Enforcement Examination Commission

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.

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

Whereas, need exists in Kennebec County to determine whether there are areas of service and jurisdictional overlap in the provision of law enforcement services among state, county and municipal law enforcement agencies; and

Whereas, identification of any areas of overlap or duplication and ways to eliminate that overlap and duplication would result in significant property tax savings to property owners in the county; and

Whereas, this resolve creates a commission to examine law enforcement services in Kennebec County; and

Whereas, in order for any recommended changes in the provision of law enforcement services in Kennebec County to be implemented before the next county budget cycle, the report of the commission must be available by October 1, 1993; 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 the Kennebec County Law Enforcement Examination Commission, referred to in this resolve as the "commission," is created to review the law enforcement services provided within Kennebec County. The commission shall determine whether law enforcement services provided by county government are duplicated by services provided at the state or municipal level, resulting in an unnecessarily high property tax burden within the county; and be it further

Sec. 2. Appointment. Resolved: That the commission consists of the following 7 members: the Chief of the State Police or the chief's designee; the sheriff of Kennebec County; a representative of the Maine Chiefs of Police Association selected by that association; one county commissioner from Kennebec County selected by the commissioners; and 3 members of the Kennebec County Advisory Budget Committee selected by the advisory committee, one of whom represents a community with a full-time municipal police force, one of whom represents a community with a part-time municipal police force and one of whom represents a community with no municipal police force. Members serve on the commission without compensation. The commission shall elect a chair from among its members; and be it further

Sec. 3. Convening of commission. Resolved: That, when the appointment of all commission members is completed, the chair of the board of commissioners for Kennebec County shall call the first meeting of the commission. The commission shall meet as necessary to complete its work; and be it further