

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

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

Sec. 4. Report. Resolved: That the commission shall present its findings and recommendations to the board of commissioners for Kennebec County and the Kennebec County Advisory Budget Committee by October 1, 1993.

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

Effective July 13, 1993.

CHAPTER 40

H.P. 450 - L.D. 576

Resolve, to Maximize the Availability of Federal Financing of Services for Families and Children

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 committee must begin its work as soon as the Legislature has adjourned; 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. Federal Funds Task Force established. Resolved: That the Federal Funds Task Force is established to review federal grants and funding streams potentially available to help finance state services for families with children and other services provided to state citizens; and be it further

Sec. 2. Duties. Resolved: That the Federal Funds Task Force shall review and make recommendations as needed on the following issues:

1. A review of available federal resources for families with children;
2. The mechanism for state agencies to access these funds;
3. An analysis of the present utilization of federal funds for families with children; and
4. Any potential means to increase the utilization of these funds; and be it further

Sec. 3. Membership. Resolved: That the Federal Funds Task Force consists of the following members:

1. Four members of the Senate, with one member from the Joint Standing Committee on Human Resources, one member from the Joint Standing Committee on Appropriations and Financial Affairs, one member from the Joint Standing Committee on Education and one member from the Joint Select Committee on Corrections. Members from the Senate are appointed by the President of the Senate. At least one member appointed under this subsection must be a member of the minority party; and

2. Five members of the House of Representatives, with 2 members from the Joint Standing Committee on Human Resources, one member from the Joint Standing Committee on Appropriations and Financial Affairs, one member from the Joint Standing Committee on Education and one member from the Joint Select Committee on Corrections. Members from the House of Representatives are appointed by the Speaker of the House of Representatives. At least 2 members appointed under this subsection must be members of the minority party; and be it further

Sec. 4. Appointment deadline; first meeting. Resolved: That appointments must be made within 30 days of the effective date of this resolve. The Federal Funds Task Force shall hold its first meeting, called by the Executive Director of the Legislative Council, before August 1st; and be it further

Sec. 5. Report. Resolved: That the Federal Funds Task Force shall report its findings to the Joint Standing Committee on Human Resources and the Joint Standing Committee on Appropriations and Financial Affairs and the Governor no later than November 5, 1993. Recommendations must include steps to increase federal financing opportunities, with a delineation of potential dollars saved, costs avoided and interagency collaboration necessary. The task force shall also recommend methods to evaluate the State's ongoing utilization of federal funds. Upon submission of its report, the task force is dissolved; and be it further

Sec. 6. Staff. Resolved: That the Legislative Council shall provide staff upon request of the Federal Funds Task Force; and be it further

Sec. 7. Expenses. Resolved: That the members of the Federal Funds Task Force receive expenses and legislative per diem for all meetings attended. The Legislative Council shall absorb the costs of the task force within existing resources; and be it further

Sec. 8. Chair. Resolved: That the Federal Funds Task Force shall elect a chair from its membership at its first meeting.