

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SIXTEENTH LEGISLATURE

SECOND REGULAR SESSION

January 5, 1994 to April 14, 1994

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 14, 1994

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 SECOND REGULAR SESSION OF THE
ONE HUNDRED AND SIXTEENTH LEGISLATURE
1993**

CHAPTER 44

H.P. 1271 - L.D. 1715

**Resolve, to Extend the Reporting
Date of the Study to Identify the
Extent of Violence among 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, Resolve 1993, chapter 22 directs the Department of Human Services, Bureau of Health, Division of Maternal and Child Health to study available data to identify the extent of the problem of violence among children, teens and young adults in the State; and

Whereas, the Bureau of Health needs additional time to complete its study and the study deadline must be extended; and

Whereas, this extension must occur 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. Resolve 1993, c. 22, §1, amended. Resolved: That Resolve 1993, c. 22, §1 is amended to read:

Sec. 1. Study to identify extent of violence among children. Resolved: That the Department of Human Services, Bureau of Health, Division of Maternal and Child Health shall study available data to identify the extent of the problem of violence among children, teens and young adults in the State. The Division of Maternal and Child Health shall collaborate with the Department of Corrections, the Office of Substance Abuse and the Bureau of Children with Special Needs in conducting this study. In addition to identifying the problem, the study must assess the need for further steps, including any legislation necessary, and make recommendations that

would reduce the incidence and impact of violence among those at highest risk in a report to the Joint Standing Committee on Human Resources and the Executive Director of the Legislative Council by ~~November 1, 1993~~ February 15, 1994.

; and be it further

Sec. 2. Retroactivity. Resolved: That this resolve applies retroactively to November 1, 1993.

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

Effective February 16, 1994.

CHAPTER 45

H.P. 1272 - L.D. 1716

**Resolve, to Extend the Reporting
Deadline of the Health and Social
Services Transition Team**

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 reporting deadline of the Health and Social Services Transition Team is January 1, 1994; and

Whereas, the transition team requires additional time to complete its work and the deadline must be extended; and

Whereas, this extension must occur 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,

Sec. 1. Resolve 1993, c. 36, §2, amended. Resolved: That Resolve 1993, c. 36, §2 is amended to read:

Sec. 2. Health and Social Services Transition Team; creation. Resolved: That the Health and Social Services Transition Team, referred to in this resolve as "the team," is established. The team shall develop all legislation needed to implement the reorganization of services in accordance with this resolve, including, but not limited to, amendments to the statutes, reallocation of funds and transitional language. The legislation must be presented to the Legislature by ~~January~~ February 1, 1994 for consideration during the Second Regular Session of the 116th Legislature; and be it further

; and be it further

Sec. 2. Retroactivity. Resolved: That this resolve applies retroactively to January 1, 1994.

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

Effective February 16, 1994.

CHAPTER 46

H.P. 1192 - L.D. 1589

Resolve, Regarding the Sale of State-owned Property

Sec. 1. Commissioner of Defense and Veterans' Services; authority to negotiate and convey property. Resolved: That the Commissioner of Defense and Veterans' Services may negotiate with George F. Bryant and Janet A. Bryant for the sale in the amount of \$1 and subsequent conveyance by deed of the interest of the State in a certain parcel of land in the Town of Millinocket, described as follows:

Beginning at a found iron pipe flush with the ground, said pipe marking the southeast corner of Lot 2 Block 58, Plan Book 14, Page 19, and the southwest corner of Lot 13, Block 58, Plan Book 14, Page 19; thence S 72° 24' 30" E along the south line of Lot 13 Block 58 twenty-three and eight tenths (23.8') feet to a point opposite an angle point in a wooden fence; thence S 53° 49' 45" E nineteen and one tenth (19.1') feet to the southwest corner of a garage; thence S 72° 34' 00" E along the south wall of said garage twenty-two and five tenths (22.5') feet to the southeast corner of the garage and the concrete retaining wall; thence S 63° 10' 45" E along the south side of the retaining wall to its end and continuing for a total distance of thirty-six and five tenths (36.5') feet to the west side of Congress Street; thence northerly along the west

side of Congress Street eleven and nine tenths (11.9') feet to the corner of Lot 13 Block 58; thence westerly along the south line of Lot 13 Block 58 one hundred (100') feet to the point of beginning. Bearings are magnetic in the year 1993.

The above-described premises are a portion of Lot numbered twelve (12), in Block number fifty-eight (58), as laid down on a Plan of Land of Great Northern Paper Company at Millinocket, in the County of Penobscot, State of Maine, and recorded in Penobscot Registry of Deeds in Plan Book No. 14, Page 35, January 9, 1946.

See title page for effective date.

CHAPTER 47

H.P. 1234 - L.D. 1661

Resolve, to Direct the Department of Inland Fisheries and Wildlife to Simplify Fishing Rules

Sec. 1. Simplify current rules. Resolved: That the Department of Inland Fisheries and Wildlife shall prepare a simplified version of the department's current book of fishing rules by August 1, 1995; and be it further

Sec. 2. Public hearings required. Resolved: That public hearings concerning the simplified rules prepared pursuant to section 1 of this resolve must be held in accordance with the Maine Administrative Procedure Act no later than September 30, 1995; and be it further

Sec. 3. Publication of new rules. Resolved: That the Department of Inland Fisheries and Wildlife shall publish a new book that reflects the changes in ice fishing rules prior to the 1995-96 ice fishing season and changes in the open water fishing rules prior to the 1996 open water fishing season.

See title page for effective date.

CHAPTER 48

H.P. 1276 - L.D. 1724

Resolve, to Promote Consumer Choice, Competition and Quality in Mental Retardation Services

Sec. 1. Plan. Resolved: That the Department of Mental Health and Mental Retardation shall develop a plan for improvement of the community