

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 1994 to June 30, 1995**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 29, 1995**

**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**  
**1995**

**CHAPTER 13****H.P. 662 - L.D. 885****Resolve, to Create a Task Force to Review the State's Involuntary Commitment Law****Sec. 1. Task force established. Resolved:**

That the Task Force to Review Maine's Laws Concerning Involuntary Commitment, referred to in this resolve as the "task force," is established; and be it further

**Sec. 2. Task force membership; cochairs. Resolved:**

That the task force consists of 15 members appointed by the Commissioner of Mental Health and Mental Retardation and the members must include representatives of all parties affected or potentially affected by a change to the laws concerning involuntary commitment, including, but not limited to, consumers, family members, mental health professionals, community mental health service providers, advocates for clients and families, hospital officials and law enforcement officials. The task force shall select at its first meeting 2 members to serve as cochairs; and be it further

**Sec. 3. Appointments. Resolved:** That all appointments must be made no later than 30 days following the effective date of this resolve. The Commissioner of Mental Health and Mental Retardation shall notify the Executive Director of the Legislative Council upon making the appointments. When the appointment of all members is complete, the Chair of the Legislative Council shall convene the first meeting of the task force no later than November 15, 1995; and be it further

**Sec. 4. Duties. Resolved:** That the task force shall identify and review the existing state statutes pertaining to involuntary commitment and determine if any changes need to be made to those statutes; and be it further

**Sec. 5. Staff assistance. Resolved:** That the task force may request staffing and clerical assistance from the Department of Mental Health and Mental Retardation; and be it further

**Sec. 6. Reimbursement. Resolved:** That the members of the task force are not entitled to reimbursement for travel or other expenses; and be it further

**Sec. 7. Report. Resolved:** That the task force shall submit its report together with any

accompanying legislation to the Second Regular Session of the 117th Legislature by January 30, 1996.

See title page for effective date.

**CHAPTER 14****H.P. 583 - L.D. 793****Resolve, to Encourage the Harvest of Coyotes**

**Sec. 1. Department of Inland Fisheries and Wildlife to conduct study. Resolved:** That the Department of Inland Fisheries and Wildlife shall conduct a study to determine the impact that coyotes have on deer and propose recommendations to encourage the harvest of coyotes; and be it further

**Sec. 2. Report. Resolved:** That the Department of Inland Fisheries and Wildlife shall submit its report together with any implementing legislation to the Joint Standing Committee on Inland Fisheries and Wildlife and the Executive Director of the Legislative Council by December 15, 1995.

See title page for effective date.

**CHAPTER 15****H.P. 653 - L.D. 876****Resolve, to Require the Department of Agriculture, Food and Rural Resources to Establish a Revolving Loan Fund to Increase Agricultural Growth in the State**

**Sec. 1. Revolving fund established. Resolved:** That the Department of Agricultural, Food and Rural Resources shall develop plans to establish a revolving loan fund to increase agricultural growth in the State and encourage global expansion of Maine agricultural ventures. Legislation necessary to establish such a fund must be submitted by the department to the Second Regular Session of the 117th Legislature by January 1, 1996. The legislation must:

1. Identify the funding source for starting up the revolving fund;
2. Establish procedures for oversight of the fund;
3. Provide a mechanism for equitable distribution of loan funds; and

4. Establish criteria upon which loans may be awarded.

See title page for effective date.

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## CHAPTER 16

### S.P. 382 - L.D. 1059

#### Resolve, to Establish a Paper Industry Council

**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 on the Future of Maine's Paper Industry believes any study benefits by a follow-up on its recommendations; and

**Whereas,** the commission found that nowhere in State Government is there an entity charged specifically with the welfare of the industry such as exists for blueberries, lobsters, potatoes and tourism; and

**Whereas,** the commission would like implementation of its recommendations to receive early attention because of immediate need for some of them to be implemented, in order to take advantage of the attention that the commission's actions has focused on the subject and in order to be part of the emerging priorities of a new Governor and a new Legislature; 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. Paper Industry Council established. Resolved:** That the Paper Industry Council, referred to in this resolve as the "council," is established; and be it further

**Sec. 2. Appointment of members. Resolved:** That the council consists of 13 members. The Governor shall appoint one person from each of the following: the Department of Conservation, the Department of Economic and Community Development, the Department of Environmental Protection, the Department of Transportation, the University of Maine System, an electric utility, a railroad, organized labor and the environmental community; and 3 members from the paper industry. The President of the Senate shall appoint one Senator and the Speaker

of the House of Representatives shall appoint one Representative.

Council members appointed may not act as advocates of the group from which appointed but shall act in the best interest of the State as a whole.

All appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. The executive director shall contact any appointing authority whose appointments have not been made within the required time period in order to remind the appointing authority of the deadline for these appointments and that the council has the right to meet without waiting for all appointments to be made; and be it further

**Sec. 3. Convening of council. Resolved:** That the Chair of the Legislative Council shall call the first meeting of the study commission between the 30th and 45th days following the effective date of this resolve. If the first meeting of the council is not called within that time period, the Governor shall call the first meeting. A quorum is a majority of the members appointed at the time of the vote; and be it further

**Sec. 4. Selection of chair. Resolved:** That the member from the Department of Economic and Community Development shall chair the first meeting at the conclusion of which the members shall elect a permanent chair; and be it further

**Sec. 5. Tasks. Resolved:** That the council shall accomplish the following tasks.

1. The initial priority is to oversee implementation of the recommendations of the Commission on the Future of Maine's Paper Industry, which was created by Resolve 1993, chapter 75.

2. The council's long-term task is to recommend to all interested parties ways in which the future of the paper industry may be enhanced, while concurrently enhancing employment, the environment and the state budget. The council shall oversee the implementation and evaluation of its recommended programs; and be it further

**Sec. 6. Staffing. Resolved:** That the Department of Economic and Community Development shall provide staffing and clerical support to the council; and be it further

**Sec. 7. Compensation. Resolved:** That for each day's attendance at meetings when the Legislature is not in session, council members who are Legislators receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary