

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

J.S. McCarthy Company
Augusta, Maine
1995

Education and the College of Business Administration at the University of Maine shall work together to plan and offer, if feasible, a conference or a series of statewide conferences on labor-management systems. The emphasis of the conferences must be on emerging trends in labor-management relations. The Department of Labor and the Bureau of Labor Education and the College of Business Administration at the University of Maine shall serve as the facilitators and coordinators of these conferences to ensure that maximum value is gained for the participants. The conferences must be paid for by participant fees or by the receipt of grants or gifts donated for that purpose. The responsible agencies shall publicize the conferences and encourage all interest groups to participate and attend.

See title page for effective date.

CHAPTER 28

H.P. 853 - L.D. 1184

**Resolve, Instructing the
Commissioner of Labor to Identify
Available Data Sources on the Use of
Per Diem, Part-time and Temporary
Employment**

Sec. 1. Collection of employment data.
Resolved: That the Commissioner of Labor shall instruct the state advisory council appointed in accordance with Maine Revised Statutes, Title 26, section 1082 to investigate the availability of existing data sources on the use of per diem, part-time and temporary employment in the State. The objective of such an investigation is to identify data that can be readily obtained regarding certain aspects of the State's work force and data that is available nationally but unavailable in the State. The Commissioner of Labor shall report to the Joint Standing Committee on Labor by January 1, 1996 on the results of this investigation and the extent to which the data can be used to understand the use of per diem, part-time and temporary employment in the State.

See title page for effective date.

CHAPTER 29

H.P. 1013 - L.D. 1428

**Resolve, Directing the Attorney
General to Review Standards for
Reporting Suspected Sexual and
Physical Abuse of Minors**

Sec. 1. Review of reporting requirements.
Resolved: That the Attorney General shall review the existing statutory requirements that members of various professions report suspected sexual and physical abuse of minors. The Attorney General shall specifically review whether:

1. The existing reporting requirements are adequate;
2. The reporting requirements should be expanded to encompass members of additional professions; and
3. Additional enforcement provisions would serve to better protect the public; and be it further

Sec. 2. Report. Resolved: That the Attorney General shall submit a report containing recommendations, along with any necessary implementing legislation, to the Legislature no later than November 1, 1995.

See title page for effective date.

CHAPTER 30

H.P. 1054 - L.D. 1483

**Resolve, to Create Educational
Options for Exceptional Children**

Sec. 1. Creation of options and opportunities for exceptional children; implementing legislation. Resolved: That the Department of Education, within its existing available resources, shall prepare a report and propose implementing legislation to ensure educational options and opportunities for exceptional children. The department shall solicit information from and work in cooperation with:

1. Parents of children with and without special needs, including, but not limited to, learning disabilities;
2. Special education directors;
3. Representatives of support groups for parents of children with special needs;
4. Current or former school superintendents;
5. Representatives of associations that advocate for children with learning disabilities;
6. Special education consultants;
7. Hearing officers;

8. Members of the Joint Standing Committee on Education and Cultural Affairs;

- 9. Higher education educators;
- 10. Health care providers;
- 11. Physicians, psychologists and clinicians; and
- 12. Any other interested parties; and be it further

Sec. 2. Contents of report and implementing legislation. Resolved: That in the report and proposed implementing legislation required in section 1 of this resolve, the Department of Education shall:

- 1. Address the different levels of services available to exceptional children at different public schools throughout the State and propose methods of equalizing access to educational services and improving learning results for students with special needs;
- 2. Review the policies and procedures related to special education due process, including all issues related to the transfer of exceptional students from one public school to another public school;
- 3. Study and develop strategies to ensure that schools and teachers are prepared to identify children with learning disabilities, attention deficit disorder and attention deficit disorder with hyperactivity; and
- 4. Review the educational needs of students with learning disabilities, attention deficit disorder and attention deficit disorder with hyperactivity and explore educational programs designed to meet those needs.

The Department of Education shall ensure that the report and proposed implementing legislation do not provide incentives to schools to neglect their obligations to provide appropriate education to exceptional children; and be it further

Sec. 3. Report. Resolved: That the Department of Education shall submit its report, along with any necessary implementing legislation, to the Second Regular Session of the 117th Legislature no later than December 15, 1995.

See title page for effective date.

CHAPTER 31

H.P. 1097 - L.D. 1541

Resolve, for Laying of the County Taxes and Authorizing Expenditures

of Piscataquis County for the Year 1995

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, Piscataquis County has certain expenses and liabilities that must be met as they become due; and

Whereas, it is necessary that the taxes for the year 1995 be immediately assessed in order to provide the required revenue for the county; 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. Piscataquis County; taxes apportioned. Resolved: That the following sum is granted as a tax on Piscataquis County to be apportioned, assessed, collected and applied to the purposes of paying debts and necessary expenses of the county as authorized in this resolve, and for other purposes of law, for the calendar year 1995:

1995 TAX
\$1,446,903.50

; and be it further

Sec. 2. General Fund expenditures authorized. Resolved: That the following sums, based on the county budget filed in the office of the Secretary of State, are authorized as General Fund expenditures by the county during the calendar year 1995, in the specific total amounts of expenditures for personal services, contractual services, commodities and capital expenditures for each account in the county budget:

APPROPRIATION ACCOUNT NUMBER	APPROPRIATIONS
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