

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

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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1000 - District Court		Personal Services	48,679
Personal Services	\$6,760	Contractual Services	14,000
		Commodities	2,950
1005 - Superior Court		Capital Expenditures	1,000
Personal Services	3,000	1075 - Sheriff	
Contractual Services	8,000	Personal Services	292,361
1010 - Emergency Management Agency		Contractual Services	65,700
Personal Services	4,631	Commodities	7,000
Contractual Services	3,975	Capital Expenditures	30,344
Commodities	2,165	1076 - Tri-County Task Force	
Capital Expenditures	670	Personal Services	33,052
1015 - District Attorney		1080 - Advertising and Promotion	
Personal Services	43,112	Contractual Services	3,000
Contractual Services	19,200	1090 - Auditing	
Commodities	2,700	Contractual Services	5,000
Capital Expenditures	750	1095 - Debt Service	
1020 - County Commissioners		Contractual Services	251,926
Personal Services	50,845	2000 - Interest Expense	
Contractual Services	18,360	Contractual Services	7,000
Commodities	1,550	2005 - Extension Service	
1025 - County Treasurer		Personal Services	15,700
Personal Services	19,462	Contractual Services	5,010
Contractual Services	4,675	Commodities	1,825
Commodities	1,000	2025 - Employee Benefits	
1030 - Labor Relations		Contractual Services:	
Contractual Services	10,000	Social Security	70,432
1035 - Courthouse		Maine State Retirement System	17,600
Personal Services	4,400	Blue Cross - Blue Shield	242,500
Contractual Services	18,400	Unemployment Compensation	12,000
Commodities	9,500	Accrued Sick Leave	5,000
Capital Expenditures	10,000	2045 - Program Grants	
1040 - Courthouse Annex		Contractual Services:	
Personal Services	12,248	Womancare	1,600
Contractual Services	11,350	Charlotte White Center	800
Commodities	6,500	Little Red Schoolhouse	800
1050 - Jail		Penquis Community	
Personal Services	291,732	Action Program	4,500
Contractual Services	81,300	Eastern Maine Development	
Commodities	65,400	Corporation	6,080
1065 - Register of Deeds		Piscataquis Soil and Water	
Personal Services	52,115	Conservation	400
Contractual Services	34,575	Heart of Maine	1,000
Commodities	1,600	Cops Fast	9,200
Capital Expenditures	1,000	2050 - Insurance	
1070 - Register of Probate			

Contractual Services	57,700
TOTAL GENERAL FUND	\$2,015,134

; 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 1995. The following is a summary of revenues and appropriations:

Total Appropriations	\$2,015,134.00
Overlay	4,024.50

Available Credits:

Estimated Revenue	\$442,255
Community Corrections	50,000
Surplus Transfer	80,000

Total Available Credits	572,255.00
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Amount to be Raised by Taxation	\$1,446,903.50
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Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

Effective June 26, 1995.

CHAPTER 32

H.P. 1098 - L.D. 1542

Resolve, for Laying of the County Taxes and Authorizing Expenditures of Penobscot 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, Penobscot 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. Penobscot County; taxes apportioned. Resolved: That the following sum is granted as a tax on Penobscot 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

\$4,976,981.80

; 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
1 - District Court	
Personal Services	\$42,000
Contractual Services	16,400
Commodities	1,100
2 - Superior Court	
Personal Services	64,238
Contractual Services	19,719
Commodities	1,550
Capital Expenditures	1,150
3 - Emergency Management Agency	
Personal Services	24,838
Contractual Services	13,839
Commodities	1,500
Capital Expenditures	20,000
4 - Telecommunications	
Personal Services	216,903
Contractual Services	55,937
Commodities	1,460
Capital Expenditures	55,500