

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

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

5 - District Attorney		Debt Expenditures	449,820
Personal Services	148,009		
Contractual Services	95,815	17 - Employee Benefits	
Commodities	6,500	Contractual Services:	
Capital Expenditures	27,500	Unemployment Compensation	20,000
		Maine State Retirement System	92,500
6 - County Commissioners		Social Security	281,000
Personal Services	105,906		
Contractual Services	51,369	22 - Insurance	
Commodities	4,500	Contractual Services	314,700
Capital Expenditures	3,000		
		24 - Bridge	
7 - County Treasurer		Contractual Services	100
Personal Services	3,963		
Contractual Services	10,354	30 - Program Grants	
Commodities	75	Contractual Services:	
Capital Expenditures	500	Eastern Maine	
		Development Corporation	35,000
8 - County Buildings		Katahdin Regional	
Personal Services	133,838	Development Corporation	22,000
Contractual Services	276,081	Newport Regional	
Commodities	90,375	Development Corporation	22,000
Capital Expenditures	3,000	Heart of Maine	2,000
		Northern Maine	
9 - Jail		Regional Planning	510
Personal Services	1,888,804	Millinocket Economic	
Contractual Services	564,499	Development	5,000
Commodities	252,238		
Capital Expenditures	10,000	34 - Shaw House	2,500
10 - Register of Deeds		35 - County Extension Service	65,000
Personal Services	123,455		
Contractual Services	147,341	36 - Penquis Community Action	15,000
Commodities	7,000		
Capital Expenditures	1,965	37 - Green Valley Association	5,000
11 - Register of Probate		38 - Soil Conservation District	
Personal Services	133,662	Personal Services	18,467
Contractual Services	77,237	Contractual Services	3,032
Commodities	7,400		
Capital Expenditures	15,200	44 - Rape Crisis Center	1,250
12 - Sheriff		46 - Bangor Area Shelter	5,000
Personal Services	622,491		
Contractual Services	229,791	31 - Interest Expense	
Commodities	22,800	Contractual Services	80,000
Capital Expenditures	80,400		
		32 - Building Improvements	
13 - Civil Process		Contractual Services	65,000
Personal Services	120,028		
Contractual Services	20,987	40 - Labor Relations	
Commodities	1,120	Contractual Services	6,500
Capital Expenditures	13,000		
		TOTAL GENERAL FUND	\$7,384,958
14 - Roads and Mapping			
Personal Services	24,838		
Contractual Services	7,254		
Commodities	1,600		
Capital Expenditures	3,550		
16 - Debt Service			

; 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	\$7,384,958.00
Overlay	474.80
Available Credits:	
Estimated Revenue	\$1,608,451
Community Corrections	200,000
Transfer from Surplus	600,000
Total Available Credits	2,408,451.00
Amount to be Raised by Taxation	<u>\$4,976,981.80</u>

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

Effective June 26, 1995.

CHAPTER 33

H.P. 651 - L.D. 874

Resolve, to Establish Tuition Policy for the Town of Dennysville and Edmunds Township

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.

Sec. 1. Establish the tuition rate for school year 1994-95. Resolved: That, notwithstanding the Maine Revised Statutes, Title 20-A, section 3304, the per student tuition charge for students from the Town of Dennysville attending the Edmunds School is limited to \$3,978 for the 1994-95 school year and is limited to an increase for the 1995-96 school year not to exceed 5% of the amount established in 1994-95; and be it further

Sec. 2. Creation of pupil tuition study committee. Resolved: That the Town of Dennysville and Edmunds Township shall form a study committee to review the provision of education services to elementary pupils attending the Edmunds School. The review must include, but is not limited to, reviewing pupil tuition policies, transferring ownership of the Edmunds School to the Town of Dennysville and consideration of Edmunds Township organizing as a town. The study committee shall report back to the joint standing committee of the Legislature having jurisdiction over education matters

by December 15, 1995. The committee may report out legislation concerning this matter to the Second Regular Session of the 117th Legislature.

See title page for effective date.

CHAPTER 34

H.P. 1053 - L.D. 1482

Resolve, Directing the Department of Education to Develop a Statewide Plan for a Skills Development Program for Teachers

Sec. 1. Statewide plan. Resolved: That the Department of Education shall study and recommend a statewide plan for professional development in the field of education. The study must be presented to the Task Force on Learning Results, as established by Public Law 1993, chapter 290, and must be incorporated in the task force's 5-year plan for education. The statewide comprehensive plan must:

1. Focus on ensuring that all students will have opportunities to achieve expected learning results and performance standards, emanating from the work of the Task Force on Learning Results;
2. Focus on collaboration of professional development services from various agencies, institutions and organizations, such as the Department of Education, the University of Maine System, private sector consultancy groups and content area professional associations;
3. Incorporate the opportunity-to-learn standards to be developed by the Department of Education and the Task Force on Learning Results during 1995-1996;
4. Provide a focused approach to professional development for all school districts based on the following components for systemic school restructuring: student-centered learning; a shared vision; a climate supportive of people and change; connected curriculum, instruction and assessment; connected people, programs and resources; and technology in schools;
5. Encourage local school districts to develop, implement, monitor, evaluate and submit their own professional development plans of action based on the Department of Education's comprehensive plan and monitoring system. The new system improvement planning process must also be developed during 1995-1996;
6. Encourage regional collaboration for school systems to develop, share, implement and evaluate