

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

4. Any other topics the commission by majority vote determines relevant to its study.

In examining these issues, the commission shall solicit the input of all interested parties and industries; and be it further

Sec. 5. Staffing assistance. Resolved: That the commission may request staffing assistance from the Legislative Council. Upon request, the Department of Agriculture, Food and Rural Resources shall cooperate fully with the commission in providing assistance or data to facilitate the commission's work; and be it further

Sec. 6. Report. Resolved: That the commission shall submit its findings, together with any necessary implementing legislation, to the Second Regular Session of the 117th Legislature and to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than December 15, 1995; and be it further

Sec. 7. Reimbursement. Resolved: That members of the commission who are Legislators are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at commission meetings. Nonlegislative members are entitled to receive per diem reimbursement in the amount of the legislative per diem. All members of the commission receive reimbursement for travel and other necessary expenses, upon application to the Executive Director of the Legislative Council. The Executive Director of the Legislative Council shall administer the commission's budget; and be it further

Sec. 8. Transfer of funds. Resolved: That the Department of Agriculture, Food and Rural Resources shall transfer up to \$8,000 from the Maine Dairy Farm Stabilization Fund to the Legislature toward the actual expenses incurred by the commission; and be it further

Sec. 9. Allocation. Resolved: That the following funds are allocated from Other Special Revenue funds to carry out the purposes of this resolve.

1995-96	
AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF	
Maine Dairy Farm Stabilization Fund	
All Other	\$10,000

Allocates funds to be paid to the Northeast Interstate Dairy Compact committee, a Vermont nonprofit corporation, for the purpose of encouraging approval by the United States Congress of the Northeast Interstate Dairy Compact.

DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES	
TOTAL	\$10,000

LEGISLATURE	
Commission to Study Options for Preserving the Dairy Industry in the State	
Personal Services	\$3,630
All Other	4,370

Provides funds to the Commission to Study Options for Preserving the Dairy Industry in the State for the per diem of legislative members, expenses of all members and miscellaneous commission expenses.

LEGISLATURE	
TOTAL	\$8,000

TOTAL ALLOCATION	\$18,000
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Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

Effective June 27, 1995.

CHAPTER 36
S.P. 583 - L.D. 1568
Resolve, to Extend the Reporting Deadline for the Blue Ribbon Commission on Hunger and Food Security

Sec. 1. Resolve 1993, c. 74, §7 amended. Resolved: That Resolve 1993, c. 74, §7 is amended to read:

Sec. 7. Report. Resolved: That the commission shall submit a report, together with any necessary implementing legislation, to the Second Regular Session of the 117th Legislature by November 1, ~~1995~~ 1996; and be it further

See title page for effective date.

CHAPTER 37

H.P. 1129 - L.D. 1574

Resolve, Authorizing the Sale of Certain Property in Connor

Sec. 1. Authorization to sell land. Resolved: That the Bureau of General Services is authorized to sell at an appraised value a state-owned property known as the Thibodeau School Lot in Connor and the building thereon to adjacent property owners Douglas and Elaine Michaud for the purpose of installing a leach field on said property.

See title page for effective date.

CHAPTER 38

S.P. 365 - L.D. 991

Resolve, to Strengthen Fish Hatchery Capacity within the State by Establishing a Partnership between Public and Private Organizations

Sec. 1. Task force. Resolved: That the Fish Hatchery Task Force to Investigate Establishing a Partnership between Public and Private Organizations is created, and in this resolve referred to as "task force," to enter into discussions that include other interested parties to investigate and pursue opportunities for creating a partnership of public and private organizations for the efficient operation of state fishery restoration programs for inland and coastal waters; and be it further

Sec. 2. Task force membership; election of chair. Resolved: That the task force membership consists of the Commissioner of Inland Fisheries and Wildlife, the Commissioner of Marine Resources, the Commissioner of Environmental Protection, the Commissioner of Agriculture, Food and Rural Resources, one member of the Senate appointed by the President of the Senate, one member of the House of Representatives appointed by the Speaker of the

House of Representatives and one member of the public to be appointed by the Governor. The Chair of the Legislative Council shall convene the first meeting. At the first meeting, the task force shall elect a chair from among its members; and be it further

Sec. 3. Meetings; reimbursement. Resolved: That the task force hold meetings in Augusta to take input from the public, there be public notice of those meetings and that the meetings and task force documents are public proceedings and public records pursuant to the Maine Revised Statutes, Title 1, section 402. Members are not entitled to receive reimbursement for expenses. Legislative members are not entitled to receive per diem compensation; and be it further

Sec. 4. Salmonid fish health guidelines. Resolved: That the task force shall examine the appropriateness of the New England Salmonid Fish Health Guidelines in relationship to providing the greatest opportunities for the public and private raising of salmon and trout; and be it further

Sec. 5. Water quality. Resolved: That the task force shall review and make any appropriate recommendations for change to the classification of receiving waters and water quality discharge standards affecting public and private fish hatcheries; and be it further

Sec. 6. Report. Resolved: That the task force shall report its recommendations on these issues and policies to the 117th Legislature by January 1, 1996.

See title page for effective date.

CHAPTER 39

S.P. 563 - L.D. 1531

Resolve, Establishing a Moratorium on Implementation of the Law Requiring Public Employers to Pay the Costs of Early Retirement Incentives

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