

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**FIRST SPECIAL SESSION**  
**November 28, 1995 to December 1, 1995**

**SECOND REGULAR SESSION**  
**January 3, 1996 to April 4, 1996**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 4, 1996**

**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**

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**RESOLVES OF THE STATE OF MAINE  
AS PASSED AT  
THE SECOND REGULAR SESSION OF THE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
1995**

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**CHAPTER 59**

**H.P. 1175 - L.D. 1607**

**Resolve, to Extend Deadlines  
Relating to the Task Force to Review  
the Beverage Container Deposit  
Laws**

**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 Task Force to Review the Beverage Container Deposit Laws was unable to begin its work within the time contemplated by Resolve 1995, chapter 52; and

**Whereas,** the legislation is necessary as an emergency measure to afford adequate time for the issues to be appropriately addressed by the task force; 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. Resolve 1995, c. 52, §5, last ¶, amended. Resolved:** That Resolve 1995, c. 52, §5, last ¶ is amended to read:

In examining these issues, the task force may hold 3 meetings, including the initial organizational meeting. The task force shall hold its last meeting no later than ~~October 15~~ November 30, 1995; and be it further

; and be it further

**Sec. 2. Resolve 1995, c. 52, §8, first ¶, amended. Resolved:** That Resolve 1995, c. 52, §8, first ¶ is amended to read:

**Sec. 8. Report. Resolved:** That, no later than ~~November 15~~ December 20, 1995, the task force shall submit a written report together with any recommended legislation to the Joint Standing Committee on Business and Economic Development

with a copy to the Executive Director of the Legislative Council and the Law and Legislative Reference Library. The task force shall make an oral report to the Joint Standing Committee on Business and Economic Development no later than January 30, 1996. The Joint Standing Committee on Business and Economic Development is authorized to report out any legislation during the Second Regular Session of the 117th Legislature concerning the findings and recommendations of the task force.

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

Effective March 7, 1996.

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**CHAPTER 60**

**H.P. 1225 - L.D. 1678**

**Resolve, to Authorize the Maine  
Technical College System to Transfer  
Interests in Real Property**

**Sec. 1. Sale of property. Resolved:** That the Board of Trustees of the Maine Technical College System is authorized to sell approximately one acre of real estate located in Falmouth and donated to the Southern Maine Technical College; and be it further

**Sec. 2. Revenues credited to separate fund. Resolved:** That, pursuant to the Maine Revised Statutes, Title 20-A, section 12706, subsection 13, all revenues derived from the sale of the land in section 1 must be credited to a separate fund to be used for the purposes of the Maine Technical College System; and be it further

**Sec. 3. Transfer of easement. Resolved:** That the Central Maine Technical College in Auburn is authorized to transfer to the Lake Auburn Watershed Association a conservation easement along Lake Auburn; and be it further

**Sec. 4. Central Maine Technical College to acquire real estate. Resolved:** That, in consideration of the transfer in section 3, the Central Maine Technical College will acquire real estate

located adjacent to the Central Maine Technical College.

See title page for effective date.

## CHAPTER 61

H.P. 1297 - L.D. 1780

### **Resolve, to Establish a Tuition Rate for the Town of Dennysville and to Review the Provision of Education Services in the Unorganized Territory**

**Sec. 1. Establish the tuition rate for school year 1996-97. 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 \$4,385 for the 1996-97 school year; and be it further

**Sec. 2. Review of education in the unorganized territory. Resolved:** That the Commissioner of Education shall review and make recommendations concerning the provision of education services to all students in the unorganized territory. The commissioner shall convene a study group that includes representation from parties with an interest in education in the unorganized territory to assist in the review. The review must include all aspects of education in the unorganized territory, including, but not limited to, governance, administration, funding and personnel. The commissioner shall report on the Department of Education's findings and recommendations to the joint standing committee of the Legislature having jurisdiction over education by December 15, 1996.

See title page for effective date.

## CHAPTER 62

H.P. 1275 - L.D. 1751

### **Resolve, to Authorize the Exchange of a Parcel of Land Owned by the State with One Owned by Luke Bolduc**

**Sec. 1. Commissioner of Defense and Veterans' Services authorized to exchange property. Resolved:** That the Commissioner of Defense and Veterans' Services shall convey by quitclaim deed the parcel of land in the City of Augusta in Kennebec County described in the deed recorded at the Kennebec County Registry of Deeds,

Book 1688, Page 293 in exchange for the parcel of land owned by Luke Bolduc and conveyed by quitclaim deed in the City of Augusta in Kennebec County described in the deed recorded at the Kennebec County Registry of Deeds, Book 4952, Page 283.

See title page for effective date.

## CHAPTER 63

S.P. 379 - L.D. 1056

### **Resolve, to Create an Advisory Committee to Assist in the Management of State Employee Workers' Compensation Costs**

**Sec. 1. Committee established. Resolved:** That the Advisory Committee on State Employee Workers' Compensation Costs Management, referred to in this resolve as the "advisory committee," is established to study the manner in which the costs of workers' compensation for state employees are managed; and be it further

**Sec. 2. Membership. Resolved:** That the advisory committee consists of the following 12 members.

1. The Governor shall appoint the following members:

A. A representative of the Workers' Compensation Division of the Bureau of Human Resources;

B. A member experienced in implementing workplace safety programs in the private sector;

C. A member who is a 3rd-party administrator of workers' compensation claims in the private sector; and

D. A representative from the Department of Labor, Bureau of Labor Standards familiar with workplace safety issues.

2. The President of the Senate shall appoint the following members:

A. A certified public accountant with experience in structure settlements;

B. A representative of an insurance company providing workers' compensation to private companies;

C. A member who is a claims adjudicator in the private sector; and