

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

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
1997

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 enacted by the People of the State of Maine as follows:

Sec. 1. Commissioner of Mental Health, Mental Retardation and Substance Abuse Services authorized to extend position end dates and transfer funds. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law, the Commissioner of Mental Health, Mental Retardation and Substance Abuse Services may extend the May 31, 1997 end date for 37.5 positions at the Augusta Mental Health Institute in order to meet staff-to-patient ratio requirements as outlined in the final consolidated plan response in the matter of *Bates v. Peet* cv-89-88 (Me. Super. Ct., Kenn Cty., Mar. 8, 1996)(Mills, N.) to May 31, 1998. A listing of the positions to be extended is on file in the Bureau of the Budget.

The commissioner also may transfer funds as needed for this purpose by financial order from the Consent Decree Reinvestment Fund-Mental Health or the Mental Health Services - Community Medicaid account to the Disproportionate Share - Augusta Mental Health Institute account and to make corresponding allocation increases in the Augusta Mental Health Institute Other Special Revenue account. This financial order takes effect upon approval by the Governor.

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

Effective June 11, 1997.

CHAPTER 47

H.P. 1095 - L.D. 1538

An Act to Promote Adult Education

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1998-99

**EDUCATION,
DEPARTMENT OF**

Learning Systems

All Other \$72,210

Provides funds to increase the state subsidy for adult education by 2% in fiscal year 1998-99.

See title page for effective date.

CHAPTER 48

S.P. 328 - L.D. 1106

An Act to Increase Access to Education, Training and Employment for Displaced Homemakers

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1997-98 1998-99

LABOR, DEPARTMENT OF

Maine Centers for Women, Work and Community

All Other \$175,000 \$175,000

Provides funds statewide to increase placement and transitional support services for displaced homemakers entering education, training, employment and self-employment leading to economic self-sufficiency and to build program capacity to deliver these services and to measure outcomes. Included in this appropriation are funds for resource centers in the Katahdin area and the St. John Valley.

Sec. 2. Department of Labor; rename program. The following program in the Department of Labor is renamed as follows: "Displaced Home-

makers Program" to "Maine Centers for Women, Work and Community."

See title page for effective date.

CHAPTER 49

H.P. 275 - L.D. 339

An Act to Establish Maine as a Sponsor of the Women in Military Service for America Memorial in Arlington National Cemetery

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1997-98

DEFENSE AND VETERANS' SERVICES, DEPARTMENT OF

Veterans' Services

All Other \$5,000

Provides funds for a grant to assist in the construction of the Women in Military Service for America Memorial in Arlington National Cemetery.

See title page for effective date.

CHAPTER 50

H.P. 1285 - L.D. 1830

An Act to Provide Funding for Mental Retardation Day Services for Nonclass Members

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, there are approximately 700 persons on a waiting list to receive services funded pursuant to this legislation; and

Whereas, it is necessary for this legislation to take effect immediately so that services may be administered to the people on the waiting list; 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 enacted by the People of the State of Maine as follows:

Sec. 1. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1997-98 1998-99

MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES, DEPARTMENT OF

Medicaid Services - Mental Retardation

All Other \$240,000 \$440,000

Provides funds for day services for people with mental retardation who are not class members.

Mental Retardation Services - Community

All Other 60,000 110,000

Provides funds for day services for people with mental retardation who are not class members.

DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES TOTAL

\$300,000 \$550,000

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

Effective June 12, 1997.