

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

2. A session focusing on conflict resolution education models in the 1997 program of the Commissioner of Education's summer conference;

3. Continuing the needs assessment and program development initiatives of the department's student assistance team in supporting conflict management and peer mediation programs;

4. Encouraging the department's support team to advocate for the inclusion of conflict resolution and professional development course work as appropriate activities that may be included in the teacher recertification process; and

5. Conducting a survey to determine the status and types of various conflict resolution education and peer mediation models that are currently used in public schools in the State; and be it further

Sec. 2. Reporting date established. Resolved: That the Commissioner of Education shall report findings and any recommendations that result from this survey to the Joint Standing Committee on Education and Cultural Affairs by January 30, 1998.

See title page for effective date.

CHAPTER 20

S.P. 191 - L.D. 609

Resolve, Concerning Reauthorization of the \$9,000,000 Bond Issue for Construction of Water Pollution Control Facilities

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 Treasurer of State may not sell the remaining \$500,000 of bonds not yet issued from the \$9,000,000 pollution control bond issue authorized by the voters in 1990 unless the Legislature reauthorizes the issuance of those bonds; and

Whereas, the Department of Environmental Protection can not meet its obligations with municipalities and quasi-municipal corporations unless the bonds not yet issued are reauthorized; 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. Findings; expiration. Resolved: That the Legislature finds that the authorization for the \$9,000,000 bond issue, approved by the electorate in November 1990 for the construction of pollution control facilities, has expired; and be it further

Sec. 2. Findings; reauthorization necessary. Resolved: That the Legislature further finds that unless the bond issue is reauthorized, the progress in cleaning up the State's waters by municipal dischargers will be seriously hindered and the State will not be able to meet its obligations with municipalities and quasi-municipal corporations; and be it further

Sec. 3. Reauthorization of bonds. Resolved: That the Legislature reauthorizes bonds not yet issued from the \$9,000,000 bond issue for the construction of pollution control facilities for an additional 5-year period from the effective date of this resolve; and be it further

Sec. 4. Appropriation. Resolved: That no additional appropriation is required to carry out the purposes of this resolve.

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

Effective May 12, 1997.

CHAPTER 21

S.P. 315 - L.D. 1055

Resolve, Directing the Office of Tourism and Community Development and the Maine Tourism Commission to Include Lewiston as Part of Southern or South-central Maine and Directing the Maine Turnpike Authority to Change Turnpike Signs to Accurately Reflect Access to the Sunday River Ski Area by Way of Exits 11 and 12

Sec. 1. Lewiston as part of the southern or south-central region of the State. Resolved: That, when recommending or implementing policy guidelines on marketing, promotion and advertising strategies for tourism growth pursuant to the Maine Revised Statutes, Title 5, sections 13090-C, 13090-E and 13090-F, the Office of Tourism and Community Development and the Maine Tourism Commission shall include the City of Lewiston as part of the southern region or the south-central region of the State; and be it further

Sec. 2. Accurate signs for the Sunday River ski area. Resolved: That the Maine Turnpike Authority is directed to change signs located on the south portion of the Maine Turnpike to accurately reflect access to the Sunday River ski area by way of turnpike exits 11 and 12.

See title page for effective date.

CHAPTER 22

H.P. 1142 - L.D. 1607

Resolve, to Name the New Bangor-Brewer Replacement Bridge

Sec. 1. New Bangor-Brewer replacement bridge named. Resolved: That the new Bangor-Brewer replacement bridge be known as the Penobscot Bridge, followed by that name in parenthesis in the official language of the Penobscot Nation.

See title page for effective date.

CHAPTER 23

H.P. 266 - L.D. 330

Resolve, to Implement the Recommendations of the Commission to Study Poverty Among Working Parents with Regard to Microenterprise Needs

Sec. 1. Entrepreneurship needs. Resolved: That, by October 1, 1997, the Department of Economic and Community Development shall report to the joint standing committee of the Legislature having jurisdiction over business and economic development matters and to the Executive Director of the Legislative Council on the needs of entrepreneurship in Maine, the demand for microloans, the services offered by microenterprise programs in the State and the types of initiatives available to enhance small business activity. The report must contain recommendations from the department.

See title page for effective date.

CHAPTER 24

H.P. 775 - L.D. 1052

Resolve, Establishing a Task Force to Examine the Desirability of a Model Municipal Building Code

Sec. 1. Task force created; duties. Resolved: That there is established the Task Force to Study the Desirability of a Model Municipal Building Code, referred to in this resolve as the "task force." In order to advise the Governor and the Legislature on the desirability and feasibility of establishing a model municipal building code in this State, the task force shall study existing state standards and procedures, including State Fire Marshal review, life safety codes, building energy standards and access requirements; similar codes used in other states; any past efforts to establish such a code in the State; existing and proposed insurance industry standards rating the effectiveness of municipal building codes and their administration; and options for using existing building codes, such as the National Building Code and Building Officials and Code Administrators (BOCA), in designing a model municipal building code. The task force shall carefully consider the great diversity of need and capacity that exists among the State's rural and urban municipalities. The task force shall present its findings to the Governor and Legislature and may make recommendations, including recommendations for legislative changes; and be it further

Sec. 2. Appointment. Resolved: That the task force consists of the following 11 members:

1. State agencies. The Director of the State Planning Office or the director's designee and the State Fire Marshal or the fire marshal's designee;

2. Municipal agencies and officials. The Executive Director of the Maine Municipal Association or the executive director's designee and the President of the Maine Building Officials and Inspectors Association or the president's designee;

3. Private individuals. The Executive Director of the Associated General Contractors of Maine or the director's designee, the President of the Consulting Engineers of Maine or the president's designee, the President of the Home Builders Association of Maine or the president's designee, the President of the Maine Chapter of the American Institute of Architects or the president's designee and 3 members of the public appointed by the Governor, one of whom must be knowledgeable in property and casualty insurance issues; and

4. Chair. The member representing the State Planning Office shall chair the task force.

All appointments must be made no later than 30 days after the effective date of this resolve; and be it further

Sec. 3. Meetings. Resolved: That the task force may meet as often as necessary, at the call of the chair; and be it further