

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

Commission to Study the Funding and Distribution of Teletypewriters and Other Telecommunications Equipment for People with Disabilities

Personal Services	\$660
All Other	2,350

Provides funds for the per diem and expenses of legislative members, contracted interpreter services and miscellaneous costs of the Commission to Study the Funding and Distribution of Teletypewriters and Other Telecommunications Equipment for People with Disabilities.

LEGISLATURE	_____
TOTAL	\$3,010

See title page for effective date.

CHAPTER 73

S.P. 429 - L.D. 1377

Resolve, to Establish a Maine Mobility Fund Task Force

Sec. 1. Task Force to Study the Feasibility of Creating a Maine Mobility Fund established. Resolved: That the Task Force to Study the Feasibility of Creating a Maine Mobility Fund, referred to in this resolve as the "task force," is established to find a way to fully realize the promise of ISTEPA and the State's Sensible Transportation Policy Act for a new emphasis on public transportation and to ensure that transit services receive adequate funding; and be it further

Sec. 2. Task force membership. Resolved: That the task force consists of the following 19 members:

1. Two members of the Senate appointed by the President of the Senate;
2. Two members of the House of Representatives appointed by the Speaker of the House;

3. Two members of the general public, one of whom must have a mobility limitation, appointed by the Governor;

4. One representative from a metropolitan planning organization in the State appointed by the Governor;

5. One representative of the Regional Transportation Advisory Committees in the State appointed by the Governor;

6. One representative of the Department of Transportation appointed by the Commissioner of Transportation;

7. One representative of the Department of Human Services appointed by the Commissioner of Human Services;

8. One representative appointed by the Maine Turnpike Authority;

9. One representative appointed by the Maine Better Transportation Association;

10. One representative of area agencies on aging appointed jointly by the President of the Senate and the Speaker of the House;

11. One representative appointed jointly by the President of the Senate and the Speaker of the House from a list of 3 persons submitted by the Bicycle Coalition of Maine;

12. One representative appointed jointly by the President of the Senate and the Speaker of the House from a list of 3 persons submitted by Train Riders Northeast;

13. One representative appointed jointly by the President of the Senate and the Speaker of the House from a list of 3 persons submitted by the Maine Transit Association;

14. One representative appointed jointly by the President of the Senate and the Speaker of the House from a list of 3 persons submitted by the Maine Municipal Association;

15. One representative appointed jointly by the President of the Senate and the Speaker of the House from a list of 3 persons submitted by the Maine Chamber and Business Alliance; and

16. One representative appointed by the Maine Motor Transport Association; and be it further

Sec. 3. Appointment; notification. Resolved: That all appointments to the task force be made no later than 30 days following the effective date of this resolve and the Executive Director of the

Legislative Council be notified by all appointing authorities once the selections have been made; and be it further

Sec. 4. Convening of task force; selection of chair. Resolved: That the task force shall hold an organizational meeting, called by the Chair of the Legislative Council within 30 days of the effective date of this resolve and select from among its members a chair and a vice-chair for the task force; and be it further

Sec. 5. Duties of task force. Resolved: That the task force shall investigate alternative revenue sources for a Maine mobility fund, the advantages and disadvantages of each revenue source and the policy and legislative actions required to establish a Maine mobility fund. In its first meeting, the task force shall determine the procedures for reaching these goals; and be it further

Sec. 6. Report of task force. Resolved: That the task force shall submit a report of its findings, together with any necessary implementing legislation, to the Joint Standing Committee on Transportation by January 1, 1998. If the task force requires an extension, it may apply to the Legislative Council, which may grant the extension; and be it further

Sec. 7. Meetings. Resolved: That the task force may meet up to 4 times; and be it further

Sec. 8. Staff assistance. Resolved: That the task force may request staffing assistance from the Legislative Council. The task force may also request clerical and computer assistance from the Legislative Council; and be it further

Sec. 9. Compensation. Resolved: That all members of the task force serve without compensation except that the members of the task force who are Legislators are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at meetings of the task force; and be it further

Sec. 10. Funding. Resolved: That revenues from the Highway Fund may not be allocated to the task force. The Legislative Council may accept on behalf of the task force grants and other sources of outside funding to hire staff and carry out the task force's activities. Before acceptance of the funds, the Legislative Council shall examine whether accepting funds from a source risks the appearance of undue influence or is an actual undue influence on the study. If the Legislative Council determines that accepting funds from the source presents a risk of undue influence the Legislative Council may not approve the funding source. The Legislative Council shall administer any outside funds acquired for conducting

the study. Administration of those funds includes authorizing the Executive Director of the Legislative Council to approve or disapprove any contract for assistance to the study in accordance with guidelines adopted by the Legislative Council. Except as provided under sections 7 and 8 of this resolve, expenditures may not be incurred that have an impact on the General Fund. Except as provided under section 8 of this resolve, expenditures may not be incurred by the task force unless outside sources of funding have been received by the Legislative Council; and be it further

Sec. 11. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1997-98

LEGISLATURE

Task Force to Study the Feasibility of Creating a Maine Mobility Fund

Personal Services	\$880
All Other	800

Provides funds for the per diem and expenses of legislative members of the Task Force to Study the Feasibility of Creating a Maine Mobility Fund.

LEGISLATURE

TOTAL	\$1,680
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; and be it further

Sec. 12. Allocation. Resolved: That the following funds are allocated from Other Special Revenue funds to carry out the purposes of this resolve.

1997-98

LEGISLATURE

Task Force to Study the Feasibility of Creating a Maine Mobility Fund

All Other	\$500
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Provides funds to be used as a base allocation in the event that outside sources of funding are

received to support the activities of the Task Force to Study the Feasibility of Creating a Maine Mobility Fund.

See title page for effective date.

CHAPTER 74

H.P. 771 - L.D. 1048

Resolve, to Establish a Task Force to Review the Applied Technology Centers and Applied Technology Regions

Sec. 1. Task force established. Resolved:

That the Task Force to Review the Applied Technology Centers and Applied Technology Regions, referred to in this resolve as the "task force," is established; and be it further

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

1. Two legislative members appointed jointly by the President of the Senate and the Speaker of the House, one of whom must be a member of the Joint Standing Committee on Education and Cultural Affairs and one of whom must be a member of the Joint Standing Committee on Legal and Veterans' Affairs;

2. The Commissioner of Education or the commissioner's designee;

3. The Chair of the State Board of Education or the chair's designee;

4. The Chair of the Maine Council on Vocational Education or the chair's designee;

5. Two representatives of the Maine School Management Association, one of whom is a member of the cooperative board of an applied technology region and one who oversees an applied technology center, appointed by the President of the Maine School Management Association;

6. Two representatives of the Maine Association of Vocational Education Administrators, consisting of one director of an applied technology region and one director of an applied technology center, appointed by the President of the Maine Association of Vocational Education Administrators;

7. The State Director of Workforce Education within the Department of Education; and

8. One member of the business community with an interest in workforce education, high-performance work organizations and economic development, appointed by the Governor; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments and any designations must be made no later than 15 days following the effective date of this resolve. The Executive Director of the Legislative Council must be notified by all appointing and any designating authorities once the selections have been made. Within 15 days after the appointment or designation of all members, the Chair of the Legislative Council shall call and convene the first meeting of the task force. The task force shall select a chair from among its members; and be it further

Sec. 4. Duties. Resolved: That the task force shall conduct a review of the following issues pertaining to the statewide network of applied technology centers and applied technology regions:

1. Enrollment, completion and graduation rates, postsecondary enrollments and job placements;

2. Student transportation, schedule and calendar conflicts and graduation requirements;

3. Costs per pupil, program subsidy and cost-sharing arrangements;

4. Organizational structure, governance and the laws pertaining to the applied technology centers and regions;

5. Program direction, development and accountability;

6. Institutional philosophy and accreditation; and

7. Competition with the private sector, including strategies to minimize that competition; and be it further

Sec. 5. Staff assistance. Resolved: That the Department of Education and the Maine Council on Vocational Education shall provide staffing assistance to the task force; and be it further

Sec. 6. Reimbursement. Resolved: That the members of the task force who are Legislators are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and expenses for attendance at meetings of the task force upon application to the Executive Director of the Legislative Council; and be it further

Sec. 7. Report. Resolved: That the task force shall submit its report, together with any necessary implementing legislation, to the Second