

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND NINETEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 2, 1998 to June 19, 1999**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 18, 1999**

**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**  
**1999**

necessary staffing services to the committee; and be it further

**Sec. 6. Compensation. Resolved:** That the committee members serve on a voluntary basis; and be it further

**Sec. 7. Report. Resolved:** That the committee shall submit a report with its findings and recommendations to the Joint Standing Committee on Marine Resources by December 31, 1999. The recommendations must include provisions for hatcheries to produce Stage IV lobsters for the entire coast and for the establishment of up to one hatchery per zone; and be it further

**Sec. 8. Legislation. Resolved:** That the Joint Standing Committee on Marine Resources may report out legislation during the Second Regular Session of the 119th Legislature regarding lobster hatcheries.

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

Effective May 11, 1999.

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## CHAPTER 22

S.P. 295 - L.D. 867

### Resolve, to Amend the Requirements for Alcohol and Drug Treatment Programs

**Sec. 1. Rulemaking. Resolved:** That by November 1, 1999 the Department of Mental Health, Mental Retardation and Substance Abuse Services shall adopt rules regarding alcohol and drug treatment programs to allow program staffing and supervision by personnel professionally qualified and experienced in alcohol and drug abuse treatment and to eliminate the requirement that personnel be qualified as one particular type of alcohol and drug abuse professional. Rules adopted pursuant to this resolve are major substantive rules as defined by the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.

See title page for effective date.

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## CHAPTER 23

H.P. 738 - L.D. 1028

### Resolve, to Prevent Tampering With Indian Archeological Sites

**Sec. 1. Maine Historic Preservation Commission report on protection of Indian**

**archeological sites. Resolved:** That the Maine Historic Preservation Commission and the Representatives of the Penobscot Nation and the Passamaquoddy Tribe jointly shall conduct a review of the threats to Native American archeological sites from looting and vandalism and report their recommendations for implementing a monitoring or stewardship program for site protection and preservation. The review must also involve the following law enforcement agencies: the Maine Warden Service, the Maine Forest Service, the Bureau of Marine Patrol and local and state law enforcement. The review must also involve the Native American community and other interested parties. The Maine Historic Preservation Commission must report to the Joint Standing Committee on Appropriations and Financial Affairs by January 15, 2000 with their findings, recommendations and any necessary implementing legislation.

See title page for effective date.

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## CHAPTER 24

H.P. 264 - L.D. 368

### Resolve, Naming the Beach Next to the Lincolnville Ferry Terminal French Beach

**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.

**Sec. 1. French Beach. Resolved:** That the beach next to the Lincolnville Ferry Terminal in the Town of Lincolnville be named French Beach.

See title page for effective date.

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## CHAPTER 25

H.P. 183 - L.D. 261

### Resolve, to Direct the Department of Labor to Determine the Cost of Providing Toll-free Telephone Access to All Mainers to Apply for Unemployment Compensation Benefits

**Sec. 1. Toll-free telephone access. Resolved:** That the Department of Labor shall investi-

gate various methods of providing toll-free telephone access to offices that process claims for unemployment compensation and shall determine the cost of the various methods. The department shall provide cost information for providing such access to the areas of the State with higher than average unemployment and for providing such access to the entire State. The department shall report this information to the Joint Standing Committee on Labor not later than November 15, 1999. The Joint Standing Committee on Labor may report out legislation in response to this information to the Second Regular Session of the 119th Legislature.

See title page for effective date.

## CHAPTER 26

S.P. 444 - L.D. 1319

**Resolve, to Direct the Governor to  
Establish a Commission to  
Recommend to the Governor  
Candidate Designs for the Maine  
State Quarter to be Submitted to the  
United States Mint**

**Sec. 1. Establishment of commission. Resolved:** That the Governor shall establish a commission composed of 7 public members to recommend to the Governor candidate designs for the Maine state quarter to be submitted to the United States Mint pursuant to the United States Mint 50 State Quarters Program, referred to in this resolve as the "program." The commission shall establish guidelines and procedures to disseminate to the public information concerning the program including the United States Secretary of the Treasury's design criteria and to solicit candidate designs from the public. The commission shall review the candidate designs submitted by the public and shall recommend candidate designs to the Governor to assist the Governor in choosing candidate designs to submit to the United States Mint.

See title page for effective date.

## CHAPTER 27

H.P. 1007 - L.D. 1418

**Resolve, to Direct the Maine  
Agricultural Experiment Station to  
Conduct a Pilot Project on Blueberry  
Cultivation in the St. John River  
Valley**

**Sec. 1. Pilot project to study the cultivation of blueberries along the St. John River Valley. Resolved:** That the Director of the Maine Agricultural Experiment Station shall develop a pilot project to study the feasibility of cultivating wild blueberries as a crop along the St. John River Valley between Allagash and Caswell. The director shall meet with landowners in the area interested in participating in a pilot project. Working with interested landowners, the director shall use resources available to the experiment station to assess suitability of soils and response to burning as a cultivation technique. The director shall seek grant money from the Department of Agriculture, Food and Rural Resources and other appropriate sources to conduct the pilot project; and be it further

**Sec. 2. Report. Resolved:** That the Director of the Maine Agricultural Experiment Station shall report to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than January 15, 2000 on progress in securing funds and developing the pilot project.

See title page for effective date.

## CHAPTER 28

H.P. 1473 - L.D. 2113

**Resolve, Directing the Department of  
Human Services to Conduct a  
Review of Certain Reimbursement  
Rates under the Medicaid Program**

**Sec. 1. Review of certain reimbursement rates under the Medicaid program. Resolved:** That the Department of Human Services shall conduct a review of the reimbursement rates under the Medicaid program for occupational therapy, physical therapy, speech, language pathology and audiology services; and be it further

**Sec. 2. Report. Resolved:** That the Department of Human Services shall report to the Joint Standing Committee on Health and Human Services by December 31, 1999 on its review of reimbursement rates for occupational therapy, physical therapy, speech, language pathology and audiology services and shall include recommendations for action.

See title page for effective date.