

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTIETH LEGISLATURE
FIRST REGULAR SESSION
December 6, 2000 to June 22, 2001

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 21, 2001

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
2001

persons receiving services in each of the following categories:

(1) Training provided at an educational or training institution, by type of training or educational institution;

(2) On-the-job training; and

(3) Customized training; and

C. Support services, including transportation, child care, medical and clothing;

3. Institutions providing education; performance information. A list of all institutions and programs eligible to provide education or training for adults and dislocated workers with individual training programs and a copy of performance information made available to prospective trainees for each provider;

4. Number of persons exiting program. The number of adults and dislocated workers who have exited core and intensive services and education and training services, by service provider;

5. Wage rates and benefits. The range of wage rates and benefits provided, including health insurance separately reported, and the full-time or part-time work status for individuals who received core and intensive services and training and education services under an individual training account, at the time of placement following the completion of training and 3 months and 9 months after the first day of employment, by service provider; and

6. Number of persons who receive degrees. The number of adults and dislocated workers who became licensed or certified to perform a particular job or received an academic degree or equivalent as a result of participation under the Act, by service provider.

Sec. 2. Interim report. The Department of Labor shall submit an interim report to the Joint Standing Committee on Labor by January 15, 2002, including the format to be used for future reports and as much of the information required pursuant to the Maine Revised Statutes, Title 26, section 3101 as is available at that time. The Joint Standing Committee on Labor is authorized to report out legislation to the Second Regular Session of the 120th Legislature in response to that report.

See title page for effective date.

CHAPTER 367

S.P. 629 - L.D. 1813

An Act to Amend the Clean Car Incentives Pilot Program

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

Sec. 1. 10 MRSA §393, sub-§1-A is enacted to read:

1-A. Automobile scrapper. "Automobile scrapper" means a person engaged in the business of scrapping automobiles as defined in rules adopted by the Board of Environmental Protection within the Department of Environmental Protection. An automobile scrapper may include, but is not limited to, an automobile graveyard, an automobile recycling business or a junkyard, as those terms are defined in Title 30-A, section 3752.

Sec. 2. 10 MRSA §394, sub-§4-A is enacted to read:

4-A. Payments to automobile scrappers. To the extent funds are available in the fund, the department shall pay an automobile scrapper up to \$350 for each high-pollution vehicle scrapped under the program. Payments must be made directly to the automobile scrapper upon receipt of an invoice and a certificate of verification that the high-pollution vehicle was scrapped.

Sec. 3. 10 MRSA §1023-K, sub-§4, as amended by PL 1999, c. 684, §4, is further amended to read:

4. Accounts within fund. The authority may divide the fund into separate accounts as it determines necessary or convenient for carrying out this section, including, but not limited to, accounts reserved for direct loan funds and accounts reserved for funds for the redemption of vouchers and payments to automobile scrappers in accordance with section 394, ~~subsection~~ subsections 4 and 4-A.

Sec. 4. Emergency rulemaking. The Board of Environmental Protection within the Department of Environmental Protection shall adopt emergency rules no later than 15 days after the effective date of this Act to amend Chapter 147 of its rules to establish the standards and process for making payments to automobile scrappers under the Maine Revised Statutes, Title 10, section 394, subsection 4-A. The board also shall provide a definition of "automobile

scrapper" in accordance with Title 10, section 393, subsection 1-A. Rules adopted under this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

See title page for effective date.

CHAPTER 368

H.P. 963 - L.D. 1276

An Act to Allow County Corrections Personnel to Participate in the Same Retirement Plan as Other Corrections Personnel

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

Whereas, certain categories of state, county and local employees are eligible for a pension under special retirement plans that provide full benefits after shorter periods of service or at a younger age than under the regular retirement plan in recognition of the danger involved in their jobs and the need for a youthful, vigorous workforce to accomplish those jobs; and

Whereas, state corrections officials, county sheriffs and deputy sheriffs, local police and other public employees have special retirement benefits available to them; and

Whereas, county corrections employees perform a vital public safety function for county government which involves the risk of bodily harm and requires a youthful and vigorous workforce; and

Whereas, in order to attract and retain qualified county corrections employees, it is necessary to provide special retirement benefits immediately to county corrections employees; 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. 5 MRSA §18453, sub-§2, as amended by PL 1993, c. 387, Pt. A, §21, is further amended to read:

2. Employee Special Plan #2. A retirement benefit to police officers, firefighters, sheriffs and,

full-time deputy sheriffs, county corrections employees or any other participating local district employees who have completed 20 to 25 years of creditable service, the number of years to be selected by the participating local district. For the purposes of this subsection, "county corrections employees" means employees of the county who are employed at a county jail and whose duties include contact with prisoners or juvenile detainees. The benefits ~~shall~~ must be computed as follows:

A. Except as provided in paragraph B, 1/2 of ~~his~~ the member's average final compensation; or

B. If the member's benefit would be greater, the part of the service retirement benefit based upon membership service before July 1, 1977, is determined, on a pro rata basis, on the member's current annual salary on the date of retirement or current final compensation, whichever is greater, and the part of the service retirement benefit based upon membership service after June 30, 1977, is determined in accordance with paragraph A.

Sec. 2. 5 MRSA §18453, sub-§8, as amended by PL 1993, c. 387, Pt. A, §25, is further amended to read:

8. Police Officer and County Corrections Employee Special Plan #3. A retirement benefit equal to 2/3 of average final compensation to a police officer, including the chief of a police department, or county corrections employee who has completed 20 to 25 years of creditable service in that capacity, the number of years to be selected by the participating local district and who retires at any age. For the purposes of this subsection, "county corrections employee" means an employee of a county who is employed at a county jail and whose duties include contact with prisoners or juvenile detainees. The benefits ~~shall~~ must be computed as follows:

A. Except as provided under paragraph B, 2/3 of ~~his~~ the member's average final compensation; or

B. If the member's benefit would be greater, the part of the service retirement benefit based upon membership service before July 1, 1977, is determined, on a pro rata basis, on the member's current final compensation and the part of the service retirement benefit based upon membership service after June 30, 1977, is determined in accordance with paragraph A.

Sec. 3. 5 MRSA §18453, sub-§9, as enacted by PL 1985, c. 801, §§5 and 7, is amended to read:

9. Sheriff, Deputy Sheriff and other county corrections employee special plan. A retirement benefit equal to 1/2 of ~~his~~ the average final compensa-