

MAINE STATE LEGISLATURE

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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

TOTAL GENERAL FUND \$8,082,803

; and be it further

Sec. 3. Summary. Resolved: That the figures appearing in this resolve represent the total amount of taxes and the total specific expenditures authorized for the calendar year 2001. The following is a summary of revenues and appropriations:

Total Appropriations	\$8,082,803
Available Credits:	
Estimated Revenue	\$1,601,971
Community Corrections	396,530
Transfer from Surplus	415,000
Total Available Credits	<u>2,413,501</u>
Amount to be raised by taxation	<u>\$5,669,302</u>

; and be it further

Sec. 4. Other revenues. Resolved: That the county is authorized to expend funds from unexpected grants, unexpected revenues or revenues restricted by law, contract or regulation that may become available to the county during 2001 from federal, state or private sources as long as they are expended pursuant to the Maine Revised Statutes, Title 30-A, section 704; and be it further

Sec. 5. Subsidiary budget. Resolved: That the following sums derived from special revenue accounts and based on the county budget filed in the Department of the Secretary of State are authorized as subsidiary budget expenditures by the county during calendar year 2001:

DEPT NO.	DESCRIPTION	PER COUNTY COMMISSIONERS
3901	Maine Revenue Service	
	Personal Services	\$127,868
	Operational Costs	23,250
	Benefit Costs	42,827
	Total	<u>193,945</u>
3902	Maine Drug Enforcement	
	Personal Services	36,122
	Operational Costs	5,000
	Benefit Costs	13,767
	Total	<u>54,889</u>
3903	Court Security	
	Personal Services	164,667

	Operational Costs	8,600
	Benefit Costs	18,723
	Total	<u>191,990</u>
0036	Thumbs Up	
	Personal Services	12,000
	Operational Costs	8,000
	Total	<u>20,000</u>
0021	Jail Inmate Fund	
	Miscellaneous Expense	80,000
0022	Inmate Telephone Fund	
	Miscellaneous Expense	79,200
0035	OUI Schools	
	Miscellaneous Expense	20,750
	TOTAL SUBSIDIARY BUDGET	<u>\$640,774</u>
	Available Credits	
	Maine Revenue Service	193,945
	Maine Drug Enforcement	54,889
	Court Security	191,990
	Thumbs Up	20,000
	Jail Inmate Fund	80,000
	Jail Telephone Fund	79,200
	OUI Program	20,750
	Total	<u>\$640,774</u>
	EXPENDITURES MINUS REVENUES	<u>\$0</u>

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

Effective May 14, 2001.

CHAPTER 20

H.P. 429 - L.D. 550

Resolve, to Amend the National Guard Education Assistance Pilot Program

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 Maine National Guard is a valuable resource for the State of Maine; and

Whereas, those in service to Maine deserve to be recognized and rewarded for their service; and

Whereas, it is imperative that this legislation take effect in time to allow members of the Maine National Guard to attend classes in the next school year; 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. Resolve 1999, c. 121, §1, sub-§2, amended. Resolved: That Resolve 1999, c. 121, §1, sub-§2 is amended to read:

2. Tuition grant for Maine National Guard member. A Maine National Guard member who meets the prerequisites of subsection 3 is entitled to a 100% tuition grant at any state postsecondary education institution. A member who attends a state regionally accredited private college or university is entitled to a grant of 100% of the tuition at that private college or university or of the tuition at the University of Maine, whichever is less. The Maine National Guard shall provide the cost of tuition to a member who meets the requirements of subsection 3.

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

Effective May 15, 2001.

CHAPTER 21

H.P. 200 - L.D. 230

Resolve, to Provide for the Transfer of Funds to the Tire Management Fund and Require a Plan to Permanently Dedicate Fees Paid When Purchasing a New Tire or Battery to Tire Stockpile Abatement, Remediation and Cleanup

Sec. 1. Transfer of Maine Solid Waste Management Fund money to Tire Management Fund. Resolved: That, in fiscal year 2001-02, the State Controller shall transfer \$570,000 from the Maine Solid Waste Management Fund, established in the Maine Revised Statutes, Title 38, section 2201, to the Tire Management Fund, established in Title 38, section 1316-F. Following the end of fiscal year 2001-02, the State Controller shall transfer 50% of the surplus in the Maine Solid Waste Management Fund to the Tire Management Fund. For the purposes of this section, the term "surplus" means any positive difference between the net revenues deposited into the Maine Solid Waste Management

Fund and the net transfers out of that fund in the same fiscal year; and be it further

Sec. 2. Implementation plan. Resolved: That the Commissioner of Environmental Protection and the Director of the State Planning Office within the Executive Department jointly shall prepare an implementation plan to accomplish the legislative goal of permanently dedicating, prior to the end of fiscal year 2004-05, all revenues collected from the fee imposed on the retail sale of tires and batteries to the Tire Management Fund established in the Maine Revised Statutes, Title 38, section 1316-F for tire stockpile abatement, remediation and cleanup. Accordingly, that plan must recommend a process, a timetable and a budget that includes moving all positions in those agencies that are currently funded by those fees to the General Fund, or another recommended funding source, and for concurrently directing those fees to the Tire Management Fund. That implementation plan, timetable and budget must be developed and submitted to the joint standing committee of the Legislature having jurisdiction over natural resources matters not later than January 1, 2003; and be it further

Sec. 3. Authority to report out bill. Resolved: That the joint standing committee having jurisdiction over natural resources matters may report out a bill to the First Regular Session of the 121st Legislature pertaining to the use of revenues collected from the fee imposed on the retail sale of tires and batteries; and be it further

Sec. 4. Allocation. Resolved: That the following funds are allocated from Other Special Revenue funds to carry out the purposes of this resolve.

2001-02

ENVIRONMENTAL PROTECTION, DEPARTMENT OF

Remediation and Waste Management

All Other	\$570,000
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Allocates additional funds to the Tire Management Fund.

See title page for effective date.
