

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

FIRST SPECIAL SESSION
November 13, 2002 to November 14, 2002

ONE HUNDRED AND TWENTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 4, 2002 to June 14, 2003

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FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
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IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

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Lewiston, Maine
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apprenticeship program is one of the job training options available under the Maine ~~Job Training Workforce Investment~~ System and ascertain that person's interest in such a program.

Sec. 23. 26 MRSA §2172-A, sub-§2, ¶¶B and C, as enacted by PL 1993, c. 630, Pt. A, §1, are amended to read:

B. If the occupation appears on the list of apprenticeable occupations, contact the State Apprenticeship and Training Council for assistance in establishing a registered apprenticeship program as part of or following Maine ~~Job Training Workforce Investment~~ System training;

C. Ensure that the State Apprenticeship and Training Council provides to the Commissioner of Labor a semiannual and annual list of the number of Maine ~~Job Training Workforce Investment~~ System referrals received and the number of registered apprenticeship positions established from these referrals; and

Sec. 24. 26 MRSA §2173, first ¶, as enacted by PL 1989, c. 408, §3, is amended to read:

Each person enrolled in a program under the Maine ~~Job Training Workforce Investment~~ System ~~shall~~ must be provided an informational pamphlet on labor law ~~which that~~ explains the person's rights and responsibilities and lists the appropriate agency to contact for additional information. The informational pamphlet ~~shall~~ must be developed and disseminated to all Maine ~~Job Training Workforce Investment~~ System service providers ~~by January 1, 1990~~.

Sec. 25. 26 MRSA §2173, sub-§§2 and 3, as enacted by PL 1989, c. 408, §3, are amended to read:

2. Review with providers. To enhance the trainees' knowledge of labor law, the Maine ~~Job Training Workforce Investment~~ System service providers shall, when offering prevocational services to program participants, review the content of the informational pamphlet with the program participants, unless the participants have already received this review.

3. Staff training. The direct service staff of the Maine ~~Job Training Workforce Investment~~ System service providers ~~shall~~ must receive training to expand their knowledge of the labor laws contained in the informational pamphlet.

Sec. 26. 26 MRSA §2182, as amended by PL 1999, c. 532, §1, is further amended to read:

§2182. Participants

The Corps shall strive to include a diversity of participants. Priority must be given to those whose family income is 150% or less of the nonfarm income official poverty line as defined by the federal Office of Management and Budget as revised annually in accordance with the United States Omnibus Budget Reconciliation Act of 1981, Section 673, Subsection 2 and to those who are ~~economically disadvantaged low-income individuals~~ as defined by the ~~United States Job Training Partnership Act, Subchapter II, Public Law 97-300 federal Workforce Investment Act of 1998, 29 United States Code, Section 2801~~. A person is not eligible if that person has left a secondary school for the purpose of participating in this program. Corps members may be jointly enrolled in any state or local job training program or human resource development program.

See title page for effective date.

CHAPTER 115

H.P. 328 - L.D. 420

An Act Regarding the School Board of the Governor Baxter School for the Deaf

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

Sec. 1. 20-A MRSA §7406, sub-§1, as amended by PL 1999, c. 775, §7, is further amended to read:

1. Membership. In appointing members to the school board, the Governor shall give proper consideration to achieving statewide geographical representation, cultural equity and gender equity. In appointing voting members to the school board, the Governor shall select nominees with experience or special knowledge in one or more of the following areas: law, finance, organizational issues, management, education, human resources and collective bargaining. The school board and interested parties may submit a list of recommended candidates to the Governor to aid in making appointments of voting and nonvoting members. The appointments of voting members made by the Governor are subject to review by the joint standing committee of the Legislature having jurisdiction over education matters and subject to confirmation by the Legislature. The appointments of nonvoting members made by the Governor are not subject to review by the joint standing committee of the Legislature having jurisdiction over education matters or subject to confirmation by the Legislature. The Governor shall appoint the school board consist-

ing of 15 voting members and 2 nonvoting members as follows:

- A. Four parents of students who are deaf or hard-of-hearing, including a minimum of one parent with a child enrolled in the residential program and one parent with a child receiving service from the school's outreach program;
- B. Three deaf representatives of the State's deaf community;
- C. Eight members of the general public, at least 2 of whom must have expertise in deaf education; and
- F. Two students, one who attends the school and one who receives outreach services, both of whom are nonvoting members and who may not participate as board members in executive sessions or receive materials as board members from executive sessions.

See title page for effective date.

CHAPTER 116

S.P. 201 - L.D. 592

An Act Regarding Age Eligibility for Enrollment in a Public Secondary School

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

Whereas, the school year as defined in statute will begin before the 90 days has passed; and

Whereas, this legislation will affect students for the upcoming 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 enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §5201, sub-§3, ¶F is enacted to read:

F. A person who obtains a waiver from the commissioner pursuant to section 5206.

Sec. 2. 20-A MRSA §5206 is enacted to read:

§5206. Waiver

The superintendent may request that the commissioner approve on a case-by-case basis waivers of the age requirements under section 5201 to allow a student who has reached 20 years of age before the start of the school year to be enrolled as a public secondary school student.

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

Effective May 8, 2003.

CHAPTER 117

H.P. 332 - L.D. 424

An Act To Increase the Availability of Handicapped Parking Spaces for People with Disabilities

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

Sec. 1. 30-A MRSA §3009, sub-§1, ¶D, as amended by PL 1999, c. 127, Pt. A, §45, is further amended to read:

D. The following provisions apply to the establishment and policing of parking spaces for handicapped persons.

(1) Municipal public parking areas are subject to any applicable requirements of the Maine Human Rights Act, Title 5, chapter 337, subchapter ~~5~~ 5. The municipality shall post a sign adjacent to and visible from each handicapped parking space established by the municipality. The sign must display the international symbol for accessibility.

(2-A) Enforcement of handicapped parking restrictions must be in accordance with Title 29-A, section 521, subsection 9-A.

(3) Any vehicle or motorcycle parked in a parking space clearly marked as a handicapped parking space and that does not bear a special registration plate or placard issued under Title 29-A, section 521 or 523, or a similar plate issued by another state, must be cited for a forfeiture of not less than \$100. "Clearly marked" includes painted signs on pavement and vertical standing signs that are visible in existing weather conditions.