

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE

SECOND REGULAR SESSION
January 6, 2016 to April 29, 2016

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 29, 2016

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2016

Sec. 19. Maine Revised Statutes headnote amended; revision clause. In the Maine Revised Statutes, Title 37-B, chapter 11, in the chapter headnote, the words "Maine veterans' home" are amended to read "Maine veterans' homes" and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

See title page for effective date.

CHAPTER 398
H.P. 1076 - L.D. 1585

**An Act To Improve Services
for Persons Who Are Deaf or
Hard of Hearing by Updating
the Laws Governing
Qualifications for Certain
Members of the
Telecommunications Relay
Services Advisory Council**

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

Sec. 1. 35-A MRSA §8704, sub-§1, ¶E, as amended by PL 2013, c. 40, §1, is further amended to read:

E. Eight members appointed by the Governor as follows:

- (1) One member from the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf;
- (2) One member from a statewide association for the deaf;
- (3) One member from a ~~center on deafness~~ disability rights organization in this State;
- (4) One member from the largest incumbent local exchange carrier providing telecommunications relay service in this State;
- (5) One member of a telephone association in this State, except that the representative under this subparagraph may not be a representative of the carrier under subparagraph (4);
- (6) Two members from the general public who use telecommunications devices for the deaf ~~as a primary means of that operate in connection with~~ telecommunications relay services as their primary means of telecommunications; and
- (7) One member representing ~~an Internet telecommunications relay service provider a company~~ that provides service to customers

~~in this State telecommunications relay services through the Internet, wireless telecommunications or cable telecommunications.~~

See title page for effective date.

CHAPTER 399
H.P. 1027 - L.D. 1504

**An Act To Establish November
1st as Veterans in the Arts and
Humanities Day**

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

Sec. 1. 1 MRSA §150-M is enacted to read:

§150-M. Veterans in the Arts and Humanities Day

Each political subdivision and school administrative unit is encouraged to celebrate Veterans in the Arts and Humanities Day on November 1st of each year. The celebration may include recognition of the contributions of veterans of the United States Armed Forces and their military service past and present, promotion of the significant contributions veterans have made to the arts and humanities and public awareness of the talent of those veterans now working in a variety of artistic fields. The celebration may also include public proclamations, appropriate parades and ceremonies and the introduction of curricula in school systems recognizing the efforts of veterans and their contributions to our way of life, including the arts and humanities. The Governor may annually issue a proclamation urging the people of the State to observe the day with appropriate celebration and activity.

See title page for effective date.

CHAPTER 400
H.P. 1049 - L.D. 1538

**An Act To Amend the Quorum
Requirements That Apply to
the Citizen Trade Policy
Commission**

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

Sec. 1. 10 MRSA §12, as enacted by PL 2007, c. 266, §4, is amended to read:

§12. Quorum

For purposes of holding a meeting, a quorum is ~~11~~ 9 members. A quorum must be present to start a meet-

ing but not to continue or adjourn a meeting. For purposes of voting, a quorum is ~~9~~ 7 voting members.

See title page for effective date.

CHAPTER 401

H.P. 422 - L.D. 609

An Act To Allow a Nonresident Landowner Who Owns 25 or More Acres of Land To Hunt on Residents-only Deer Hunting Day

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

Sec. 1. 12 MRSA §11401, sub-§1, ¶E is enacted to read:

E. Notwithstanding paragraph B, subparagraph 3, a nonresident who owns 25 or more acres of land in the State and leaves that property open to hunting, holds a valid hunting license and is not otherwise prohibited by law may hunt deer on the Saturday preceding the first day of open season on deer.

This paragraph is repealed on September 15, 2018.

See title page for effective date.

CHAPTER 402

S.P. 406 - L.D. 1137

An Act To Promote Workforce Development

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

Whereas, due to Maine's aging population, the State faces a workforce shortage as an increasing number of workers are retiring and fewer people are available to replace them; and

Whereas, more workers need to be trained to meet the needs of Maine businesses with a skilled labor force; and

Whereas, the Competitive Skills Scholarship Program is one of the Department of Labor's job training programs specifically created to train workers for jobs in high-demand, high-wage careers with a dedicated source of funding; and

Whereas, the Department of Labor is limited in the amount of funding it can use to train eligible work-

ers because of an annual cap on administration costs and the immediate removal of that cap would allow the department to provide more training to individuals within the current calendar 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. 26 MRSA §2033, sub-§2, as amended by PL 2013, c. 502, Pt. O, §1, is further amended to read:

2. Program established. The department shall establish and administer an employment training program known as the Competitive Skills Scholarship Program. The purpose of the program is to provide individuals with access to education, training and support leading to skilled, well-compensated jobs with anticipated high employment demand, to improve the economic well-being of the participants in the program and to provide employers with a skilled labor force in accordance with the provisions of this section.

The commissioner may expend funds through the department's career centers from the fund for the costs of education, training and support in accordance with subsection 6, for career counseling and for the administration of the program. Career counseling must include developing a plan and assisting a participant in accessing the support necessary for the participant to participate in the plan. The commissioner shall establish a limit on or a formula that limits the proportion of program funds that are expended on career counseling and for administration; ~~except that, beginning with fiscal year 2014-15, the commissioner may not expend, on an annualized basis, more than \$550,000 of the annual revenue to the fund for administrative costs and for career counseling.~~

Sec. 2. 26 MRSA §2033, sub-§10, as enacted by PL 2007, c. 352, Pt. A, §3, is amended to read:

10. Monitoring, evaluation and annual report. The department shall implement a comprehensive evaluation strategy that evaluates the fund, using both quantitative and qualitative data and including an analysis of the return on investment in the fund. The evaluation must consider, at a minimum, the following factors: the value of total compensation, including, but not limited to, health insurance and other benefits to those participating in training; the impact of the program on the Unemployment Compensation Fund; the impact on productivity and performance for employers; and the impact on meeting the demand for skilled workers in industries in this State. The evaluation must measure the impact of the program over time, includ-