

MAINE STATE LEGISLATURE

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**STATE OF MAINE
116TH LEGISLATURE**

FIRST REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
STATE AND LOCAL GOVERNMENT**

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

JULY 1993

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

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The bill also designates the Revisor of Statutes as an associate commissioner, ex officio, which brings state law into conformity with the rules of the National Conference of Commissioners on Uniform State Laws.

The committee amendment (H-26) adds an appropriation and a fiscal note to the bill.

LD 111 An Act Relating to the Somerset County Budget Process ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
KETTERER	ONTP	

SUMMARY

This bill establishes a budget finance committee for Somerset County.

LD 130 An Act Regarding the Androscoggin County Budget Committee ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
BERUBE	ONTP	

SUMMARY

This bill repeals the laws establishing the Androscoggin County Budget Committee and creates in its stead the Androscoggin County Budget Advisory Committee.

LD 138 An Act Related to the Code Enforcement Officer Certification Program ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
SULLIVAN AMERO	ONTP	

SUMMARY

This bill is to clarify that local officials and boards that issue permits are not engaged in "code enforcement" for the purposes of the training and certification requirement of the Maine Revised Statutes, Title 30-A, section 4451.

LD 139 An Act to Increase the County Share and Change the Name of the Government Operations Surcharge Fund INDEF PP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
LINDAHL	ONTP MAJ	H-114
	OTP-AM MIN	H-145 ROWE

SUMMARY

This bill increases to 50% the county share of the Government Operations Surcharge Fund. This money is used to reimburse counties for the costs of maintaining the jail system.

The committee amendment (H-114) changes the name of the Government Operations Surcharge Fund to the County Government Operations Surcharge Fund. The amendment changes the distribution of money from the fund to counties to more accurately reflect the intent expressed in the original law, which is to use the funds for the sole purpose of reimbursing counties for costs associated with the operation of the county jail system and other law enforcement services. The current 10% surcharge on court fines remains in place. Those funds are paid into the County Government Operations Surcharge Fund. Currently 2% of the total funds collected through fines and the surcharge are paid out of the fund to the counties each month. The amendment increases the percentage of total collections that is returned to the counties by 1% each year, beginning July 1, 1995, until all the money collected through the surcharge is returned to the counties.

The amendment changes the method of determining the counties' shares of the fund. Currently, 1991 is used as the base year and each county receives the same percentage of the fund as it received in 1991. The amendment bases the distribution of current funds on the percentage of court collections received by each county in the previous year. The amendment also adds a fiscal note to the bill.

The House amendment (H-145) amends the committee amendment to change the name of the Government Operations Surcharge Fund back to the Jail Operations Surcharge Fund, as it was named before 1991 and to restrict use of the fund to costs associated with operation of the jail.

LD 144 An Act to Amend the Laws Governing the Publication of PUBLIC 19
Municipal Annual Reports

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MURPHY	OTP	

SUMMARY

This bill allows distribution of municipal annual reports at least 3 days before a municipality's annual business meeting.

LD 163 Resolve, for Amending the Laws Pertaining to Job RESOLVE 15
Classification Specifications

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
NORTON	OTP-AM	H-252

SUMMARY

This resolve requires the Department of Administrative and Financial Services to reclassify certain executive branch positions from unclassified to classified.

The committee amendment (H-252) requires the Department of Administrative and Financial Services to identify all those positions in the executive branch that are currently unclassified and submit the appropriate legislation to change the positions to classified, with the exception of the commissioner and one deputy commissioner in each department. The amendment also provides the department with the option of requesting additional exemptions, provided the requests are made in writing and include a justification. The amendment also adds a fiscal note.