

# 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&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; 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 &amp; 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.

4693NRG

**SUMMARY**

This bill proposes that former Legislators be prohibited from serving as lobbyists for a period of 2 years immediately following their departure from the Legislature.

The committee amendment (S-183) replaces the original bill and uses the definition of lobbying already in law as a basis for restriction on activity by a former Legislator and reduces the 2-year restriction to one year. The amendment also adds a fiscal note.

**LD 884      An Act to Create a State Municipalities Investment Pool      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
CLEVELAND	ONTP            MAJ	
	OTP-AM        MIN	

**SUMMARY**

This bill authorizes the Maine Municipal Bond Bank (MMB) to create a combined investment fund for use by municipalities within the State. This fund allows municipalities to obtain short-term investments, provide enhanced ease of access to investments that meet all state statutory requirements for municipal investments and simultaneously provide a competitive rate of return. The fund facilitates proper record keeping for compliance with federal tax code requirements on arbitrage and rebate standards.

The bill clarifies the definition of municipality. In addition, the bill enhances the efficiency of the MMB's power to borrow for short-term and long-term municipal capital needs by authorizing the MMB to borrow, on behalf of municipalities, using security instruments other than a formal municipal bond. This makes it possible for municipalities approved for long-term financing through the MMB to obtain more readily any short-term bond anticipation financing that municipalities may require.

The bill also clarifies that the goals of the pool may be achieved by creating a separate, registered pool of funds or that funds may be pooled and then invested in other already existing registered funds. Finally, the bill allows a municipality to have any payments to it from the State deposited directly in its account in the pool.

**LD 885      An Act to Implement Constitutional Provisions Requiring the Funding of Mandates Imposed on Local Units of Government      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
CLEVELAND	ONTP	

**SUMMARY**

This bill provides a framework for implementing the provisions of the Constitution of Maine, Article IX, Section 21 which requires the State to fund 90% of new mandates it imposes on local units of government. It defines the terms used in that section, provides the Legislature with guidance in applying the section and establishes a means to provide state funds to local units of government under the 90% provision. LD's 779 and 1247 are related bills.

**LD 910      An Act to Limit Terms of State Office Holders      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
BENNETT	ONTP	

**SUMMARY**

This bill establishes limitations on terms for state Legislators, the Attorney General, the Secretary of State, the Treasurer of State and the State Auditor. The bill limits those office holders to 4 consecutive terms, beginning with terms of office commenced during and after the First Regular Session of the 117th Legislature.

**LD 917      Resolve, to Obtain Land for the Construction of a Juvenile Detention Center in Northern Maine      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
BALDACCI	ONTP	

**SUMMARY**

This resolve authorizes the acquisition of property for such a facility in Northern Maine by eminent domain. The Legislature, in Private and Special Law 1989, chapter 90, approved bonds that authorized the building of a juvenile detention center in Northern Maine.

**LD 934      An Act to Compensate Towns and Counties for Time Police Officers Spend in Court      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
LEMONT GOULD R R	ONTP	

**SUMMARY**

This bill permits counties to be reimbursed for the time a law enforcement officer is required to be in court and to compensate officers who are in court on days off. The bill also changes the rate at which an officer and the municipalities and counties will be reimbursed for the time that an officer spends in court from \$10 a day to the hourly rate that the officer is entitled to in accordance with the salary range and step level set by the State.

**LD 943      An Act to Promote Fair Contract Bidding      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
BUSTIN CLEMENT	ONTP	

**SUMMARY**

This bill requires persons bidding on a state contract to submit proof of workers' compensation coverage and payment of unemployment compensation fees. A bidder who fails to submit the required proof is disqualified from the bidding process. Submission of false information is a Class D crime and results in reopening any contract for which false information was submitted.