

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
119TH LEGISLATURE**

**FIRST REGULAR SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
CRIMINAL JUSTICE**

**JULY 1999**

**MEMBERS:**

*Sen. Robert E. Murray, Jr., Chair  
Sen. William B. O'Gara  
Sen. Paul T. Davis*

*Rep. Edward J. Povich, Chair  
Rep. Roger D. Frechette  
Rep. Christopher T. Muse  
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Rep. Roger L. Sherman*

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**ONE HUNDRED NINETEENTH LEGISLATURE**  
**FIRST REGULAR SESSION**

**Summary Of Legislation Before The Joint Standing and Select Committees**  
**August 1999**

We are pleased to provide this summary of all bills that were considered by the Joint Standing and Select Committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing and select committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet ([www.state.me.us/legis/opla](http://www.state.me.us/legis/opla)).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

*CARRIED OVER.....Bill carried over to Second Regular Session*  
*CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses*  
*CONF CMTE UNABLE TO AGREE.....Committee of Conference unable to agree; bill died*  
*DIED BETWEEN BODIES.....House & Senate disagree; bill died*  
*DIED IN CONCURRENCE..... One body accepts ONTP report; the other indefinitely postpones the bill*  
*DIED ON ADJOURNMENT.....Action incomplete when session ended; bill died*  
*EMERGENCY..... Enacted law takes effect sooner than 90 days*  
*ENACTMENT FAILED..... Bill failed to get vote required for enactment or final passage*  
*NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died*  
*INDEF PP.....Bill Indefinitely Postponed*  
*ONTP..... Ought Not To Pass report accepted*  
*OTP ND..... Committee report Ought To Pass In New Draft*  
*OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title*  
*P&S XXX..... Chapter # of enacted Private & Special Law*  
*PUBLIC XXX..... Chapter # of enacted Public Law*  
*RESOLVE XXX..... Chapter # of finally passed Resolve*  
*UNSIGNED.....Bill held by Governor*  
*VETO SUSTAINED.....Legislature failed to override Governor's Veto*

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 18, 1999.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BULL KONTOS		

LD 678 proposes to require a person who routinely operates an ambulance to complete an ambulance operator course beginning January 1, 2002.

This bill has been carried over to the Second Regular Session.

**LD 684**                      **An Act to Allow for Continuing Law Enforcement Certification of the Commissioner of Public Safety and the Assistant to the Commissioner**                      **PUBLIC 114**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POVICH	OTP-AM	H-154

LD 684 proposed to amend the duties of the Commissioner of Public Safety to allow a commissioner who has completed the basic law enforcement training course and who is certified by the Board of Trustees of the Maine Criminal Justice Academy to enforce the laws of the State. The bill also proposed to make minor technical changes.

This bill was submitted on behalf of the Department of Public Safety.

**Committee Amendment "A" (H-154)** proposed to retitle and replace the bill. Instead of giving the Commissioner of Public Safety law enforcement powers, the amendment proposed to provide that the certification of a commissioner or assistant to the commissioner who is a law enforcement officer does not lapse during the period the officer serves as commissioner or as assistant to the commissioner. Currently, the administrative rules of the Maine Criminal Justice Academy provide that preservice and basic law enforcement certification lapse if an officer terminates employment and is not employed full time in a law enforcement capacity for a period of four years after termination.

*Enacted law summary*

Public Law 1999, chapter 114 provides that Maine Criminal Justice Academy certification of a commissioner or assistant to the commissioner who is a law enforcement officer does not lapse during the period the officer serves as commissioner or as assistant to the commissioner.

**LD 696**                      **An Act to Provide for Sentence Reform**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WATERHOUSE BENNETT	ONTP	

LD 696 proposed to require the court to set a life term of imprisonment for a person who is convicted of murder or a Class A, B or C crime and has two prior convictions for murder or a Class A, B or C crime.