

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
128<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

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

August 2017

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# STATE OF MAINE

128<sup>TH</sup> LEGISLATURE  
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## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 128<sup>th</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

*CARRIED OVER*..... carried over to a subsequent session of the Legislature  
*CON RES XXX*..... chapter # of constitutional resolution passed by both houses  
*CONF CMTE UNABLE TO AGREE*..... Committee of Conference unable to agree; legislation died  
*DIED BETWEEN HOUSES*..... House & Senate disagreed; legislation died  
*DIED IN CONCURRENCE*..... defeated in each house, but on different motions; legislation died  
*DIED ON ADJOURNMENT*..... action incomplete when session ended; legislation died  
*EMERGENCY*..... enacted law takes effect sooner than 90 days after session adjournment  
*FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE*..... emergency failed to receive required 2/3 vote  
*FAILED, ENACTMENT or FINAL PASSAGE*..... failed to receive final majority vote  
*FAILED, MANDATE ENACTMENT*..... legislation proposing local mandate failed required 2/3 vote  
*HELD BY GOVERNOR*..... Governor has not signed; final disposition to be determined at subsequent session  
*LEAVE TO WITHDRAW*..... sponsor's request to withdraw legislation granted  
*NOT PROPERLY BEFORE THE BODY*..... ruled out of order by the presiding officer; legislation died  
*INDEF PP*..... indefinitely postponed; legislation died  
*ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X*... ought-not-to-pass report accepted; legislation died  
*P&S XXX*..... chapter # of enacted private & special law  
*PUBLIC XXX*..... chapter # of enacted public law  
*RESOLVE XXX*..... chapter # of finally passed resolve  
*VETO SUSTAINED*..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 128<sup>th</sup> Legislature is Wednesday, November 1, 2017. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

***Joint Standing Committee on State and Local Government***

This bill amends the State's growth planning and land use laws to reflect that addressing the effects of sea level rise is a state planning and regulatory goal. The bill amends the laws regarding the State's coastal management policies to direct state, local and certain federal agencies responsible for regulating, planning, developing or managing coastal resources to conduct their activities affecting the coastal area consistent with the policy of encouraging the assessment of and planning for the effects of the rise in sea level. The bill provides that if a coastal municipality or multimunicipal region that includes a coastal municipality adopts a growth management program under the State's growth planning and land use laws, it may include in its comprehensive plan projections regarding sea level changes and the potential effects of the rise in sea level and may develop a coordinated plan for addressing the effects of the rise in sea level. The bill also provides that "coastal municipality" means a municipality or township in the coastal zone as identified by the Department of Agriculture, Conservation and Forestry, Maine Coastal Program.

**Committee Amendment "A" (H-28)**

This amendment removes from the bill the provision that directs government agencies responsible for regulating, planning, developing or managing coastal resources to conduct their activities consistent with the policy of encouraging the assessment of and planning for the effects of the rise in sea level.

**LD 618      Resolve, Authorizing the Mount Hunger Area of the Town of Gray To Proceed with the Secession Process      Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AUSTIN S	ONTP OTP-AM	

This resolve is a concept draft pursuant to Joint Rule 208.

This resolve proposes to authorize the Mount Hunger area of the Town of Gray to proceed with the secession process.

**Committee Amendment "A" (H-70)**

This amendment is the minority report of the committee. The amendment replaces the bill, which is a concept draft. The amendment authorizes the Mount Hunger area of the Town of Gray to proceed with the secession process in accordance with the Maine Revised Statutes, Title 30-A, chapter 113, subchapter 2.

This amendment was not adopted.

**LD 619      Resolve, Authorizing the Area of the West Side of Little Sebago Lake of the Town of Gray To Proceed with the Secession Process      Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AUSTIN S	ONTP OTP-AM	

This resolve is a concept draft pursuant to Joint Rule 208.

This resolve proposes to authorize the area of the west side of Little Sebago Lake of the Town of Gray to proceed with the secession process.

**Committee Amendment "A" (H-71)**

***Joint Standing Committee on State and Local Government***

This amendment is the minority report of the committee. The amendment replaces the resolve, which is a concept draft. The amendment authorizes the west side of Little Sebago Lake in the Town of Gray to proceed with the secession process in accordance with the Maine Revised Statutes, Title 30-A, chapter 113, subchapter 2.

This amendment was not adopted.

**LD 635 An Act To Incentivize Legislative Carpooling**

**Accepted Majority  
(ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FULLER R	ONTP OTP-AM	

This bill provides for an increased mileage reimbursement rate for Legislators who transport other Legislators in a car pool to or from legislative meetings and sessions. The bill provides for a 25% increase in the rate paid per mile for each additional passenger and specifies that the passenger is not eligible for mileage reimbursement.

**Committee Amendment "A" (H-32)**

This amendment incorporates a fiscal note.

This amendment was not adopted.

**LD 648 An Act To Expand the Types of Nonprofit Organizations to Which Surplus Property May Be Sold by the State**

**PUBLIC 310**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GRANT G BELLOWS S	OTP	

This bill amends the law regarding sales of government surplus property to expand the types of nonprofit organizations that must be given an opportunity to purchase government surplus property through private sales to include any nonprofit organization that has been determined to be exempt from taxation under the federal tax code.

**Enacted Law Summary**

Public Law 2017, chapter 301 amends the law regarding sales of government surplus property to expand the types of nonprofit organizations that must be given an opportunity to purchase government surplus property through private sales to include any nonprofit organization that has been determined to be exempt from taxation under the federal tax code.

**LD 725 An Act To Recognize Local Control Regarding Food Systems**

**PUBLIC 215**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T HICKMAN C	OTP-AM ONTP	S-74 S-136 JACKSON T

This bill authorizes municipal governments to regulate local food systems and the transport of water for commercial purposes by ordinance and requires the State to recognize such ordinances.