

MAINE STATE LEGISLATURE

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STATE OF MAINE
128TH 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

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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 128th 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 128th 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

LD 1153 An Act To Establish a Village Corporation

ONTP

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

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

This bill proposes to authorize the Town of Frye Island to consolidate with another municipality and then establish the territory within the limits of Frye Island as a village corporation within the other municipality.

LD 1191 An Act To Extend to One Year the Probationary Period for Certain Municipal Employee Positions

Veto Sustained

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SPEAR J KATZ R	OTP	

This bill increases from six months to one year the period of probation for municipal employees who are exempt from the federal Fair Labor Standards Act of 1938, except for law enforcement officers.

LD 1192 An Act To Require Maine Governmental Departments That Affect Citizen Health and Safety To Staff at Least 75 Percent of Available Positions

Died Between Houses

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TEPLER D CHIPMAN B	OTP-AM ONTP	

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

This bill would require that those departments and agencies of State Government that affect the health and safety of the citizens of the State ensure that at least 75% of the available positions in those departments and agencies are staffed.

Committee Amendment "A" (H-200)

This amendment is the majority report of the committee. The amendment replaces the bill. The amendment requires the Department of Corrections, the Department of Health and Human Services and the Department of Public Safety each to submit a report on authorized staff positions and vacancies on or before September 1st of each even-numbered year. The report must include, but is not limited to, the total number of authorized positions in the department and the number of vacant positions, each measured as of June 30th of the reporting year, and the vacancy rate, calculated as the number of vacant positions divided by the number of authorized positions. If the calculated vacancy rate for the department is equal to or greater than 0.25, the report must include a written justification for the vacancy for each vacant position. Each department is required to submit its report to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the appropriate joint standing committee of oversight.

This amendment was not adopted.