

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**

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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 1382 An Act To Require Responsible Contracting on Public Construction Projects

Died Between Houses

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINGS B JACKSON T	ONTP OTP-AM	

The purpose of this bill is to ensure that the work on public construction and maintenance contracts is performed by responsible, qualified firms that maintain the capacity, expertise, personnel and other qualifications and resources necessary to successfully perform public contracts in a timely, reliable and cost-effective manner. This bill establishes responsible contractor requirements for publicly funded construction projects that receive state funds in excess of \$50,000 or other financial assistance from the State with a value in excess of \$50,000. The bill outlines a responsible contractor certification process to be administered by the Department of Administrative and Financial Services, Bureau of General Services.

Committee Amendment "A" (H-450)

This amendment is the minority report of the committee. The amendment incorporates a fiscal note.

This amendment was not adopted.

LD 1456 An Act To Return the Duties of the State Compensation Commission To Make Recommendations for the Salaries of the Governor and Judges

PUBLIC 242

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARTIN J	OTP-AM	H-359

This bill amends the provisions of law regarding the State Compensation Commission, which makes recommendations for compensation for legislators and constitutional officers. The bill makes the following changes to the State Compensation Commission:

1. It amends the membership of the commission;
2. It changes report dates; and
3. Expands the scope of the commission to include making recommendations for compensation of the Governor, justices and judges, the Secretary and Assistant Secretary of the Senate and the Clerk and Assistant Clerk of the House of Representatives.

The bill also repeals the Judicial Compensation Commission.

Committee Amendment "A" (H-359)

This amendment does the following:

1. It specifies that no current or former Legislators or legislative staff may be appointed to the State Compensation Commission;
2. It clarifies that the work of the commission does not prevent the Chief Justice and other judicial staff from making recommendations regarding judicial compensation; and

Joint Standing Committee on State and Local Government

3. It removes from the duties of the commission making recommendations for compensation of the Attorney General, Secretary of State, Treasurer of State and State Auditor.

Enacted Law Summary

Public Law 2017, chapter 242 amends the provisions of law regarding the State Compensation Commission. The law makes the following changes to the State Compensation Commission:

- 1. It specifies that members of the commission be appointed in January of every odd-numbered year;
- 2. It provides that commission members appointed by the President of the Senate and the Speaker of the House, respectively, may be from the same political party;
- 3. It prohibits any current or former Legislators or legislative staff from being appointed to the commission;
- 4. It amends the reporting requirements to provide for two interim reports and one final report during for each two-year period;
- 5. It removes from the duties of the commission making recommendations for compensation of the Attorney General, Secretary of State, Treasurer of State and State Auditor; and
- 6. It adds to the duties of the commission making recommendations for compensation of the Governor, justices and judges, the Secretary and Assistant Secretary of the Senate and the Clerk and Assistant Clerk of the House of Representatives.

The law repeals the Judicial Compensation Commission.

LD 1459 An Act To Protect the Public from Dangerous Buildings

PUBLIC 136

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LIBBY N SHEATS B	OTP-AM	S-97

This bill amends the law governing dangerous buildings to provide an option under which the municipal officers or county commissioners may delay the disposal of a dangerous building if the owner or party in interest has demonstrated ability and willingness to satisfactorily rehabilitate the building. The bill clarifies the language in current law regarding recovery of expenses related to an order prescribing disposal of a dangerous building.

Committee Amendment "A" (S-97)

This amendment makes two clarifying changes to the language in the bill. It adds a cross-reference that was missing from the bill as drafted, and it clarifies that expenses incurred by a municipality or county must be repaid by the owner.

Enacted Law Summary

Public Law 2017, chapter 136 amends the law governing dangerous buildings to provide an option under which the municipal officers or county commissioners may delay the disposal of a dangerous building if the owner or party in interest has demonstrated ability and willingness to satisfactorily rehabilitate the building. The law also clarifies language regarding recovery of expenses related to an order prescribing disposal of a dangerous building. It specifies that expenses incurred by a municipality or county must be repaid by the owner.