

MAINE STATE LEGISLATURE

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STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON
STATE GOVERNMENT
BILL SUMMARY



JULY, 1985

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ONE HUNDRED AND TWELFTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
JULY 1985

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees of the Maine Legislature, covering the First Regular Session of the 112th Legislature. The summaries are arranged by LD number and indexed separately by committee.

In most states, sheriffs are elected and serve four year terms. The following are exceptions to the four year term of office:

- a) Arkansas - 2 yr. term
- b) Delaware - 2 yr. term
- c) Maine - 2 yr. term
- d) New Hampshire - 2 yr. term
- e) New Mexico - 2 yr. term
- f) Oklahoma - 2 yr. term
- g) So. Dakota - 2 yr. term
- h) Tennessee - 2 yr. term
- i) Vermont - 2 yr. term
- j) New Jersey - 3 yr. term
- k) New York - 3 yr. term
- l) Massachusetts - 6 yr. term

Opponents to the bill pointed out that legislators run for office every two years, and sheriffs should not occupy special status. It was also argued that sheriffs campaign when they speak to civic and fraternal organizations and obtain public recognition. Thus, their visibility does not make campaigning every 2 years onerous nor does it make the implementation of their job inefficient.

LD:

953

AN ACT RELATING TO DISPOSAL OF PROPERTY
TAKEN BY THE STATE

MCPHERSON
ROLDE

LV-WD

HOUSE Accepted Committee Report
SENATE Accepted Committee Report
GOV

SUMMARY:

LD 953 proposed a policy for the State with respect to the disposition of surplus real estate taken by the State by eminent domain. According to the bill:

- A. Real estate purchased or taken by the State by the power of eminent domain, all or some of which is to be subsequently sold by the State, would be first offered to the prior owner.
- B. The price at which the prior owner could purchase the real estate from the State would be fixed at the original price paid by the State to the prior owner (or the proportional price if only part of the original real estate acquisition will be sold) plus interest.
- C. The prior owner would be notified by registered mail sent to the owner's last known address. If the owner did not reply within 30 days following the mailing of the notice, the State could dispose of the property to another buyer.

The bill was withdrawn at the request of the sponsor. The bill was the product of a dispute between the Department of Transportation and a property owner who sold property to the department that was never used by that agency. When the property was offered by the department for sale, the sale price was substantially higher than the purchase price for that property.

Following introduction of the bill, the Department of Transportation and the interested property owner were able to reconcile their difference, and the bill was withdrawn.

The provisions of the bill raised some very controversial issues, namely, the preference of purchases for state property and property sale price criteria. These issues need to be examined very carefully.

LD: 973 AN ACT TO CLARIFY AND MAKE TECHNICAL CHANGES GWADOSKY
EMERGENCY IN THE LAW GOVERNING BOARDS AND COMMISSIONS BOUTILIER
ND: 1560 DESCOTEAUX

OTP-ND HP1072 HOUSE Accepted Committee Report CH #295
SENATE Accepted Committee Report
GOV

SUMMARY:

Please refer to LD 1560, the new draft of LD 973.

LD: 992 RESOLVE, PERTAINING TO A STATE EMPLOYEE MANNING
EMERGENCY HEALTH PROMOTION GILL
ND: 1428

OTP-ND HPO990 HOUSE Accepted Committee Report CH #23
SENATE Accepted Committee Report
GOV

SUMMARY:

Please refer to LD 1428, the new draft of LD 992.

LD: 1044 RESOLVE, TO ESTABLISH THE COMMISSION ON THE THERIAULT
EMERGENCY EVALUATION OF OCCUPATIONAL AND PROFESSIONAL LISNIK
LICENSING BOARDS BRANNIGAN
VIOLETTE

LV-WD HOUSE Accepted Committee Report
SENATE Accepted Committee Report
GOV

SUMMARY:

LD 1044 proposed to establish a 7 member commission to include 3 legislators (2 reps and 1 senator) to study and evaluate Maine's 41 occupational/professional licensing boards. The commission was directed to:

A. study licensing requirements and procedures