

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
114TH LEGISLATURE  
FIRST REGULAR SESSION



BILL SUMMARY  
JOINT STANDING COMMITTEE  
ON  
STATE AND LOCAL GOVERNMENT  
PART I - STATE GOVERNMENT

JULY 1989

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\* Denotes Chair

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ONE HUNDRED AND FOURTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
AUGUST 1989

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

4. Identification of any equity in a business that an elected state, county, or municipal officer transferred to a member of that officer's family;
5. Disclosure by executive employees of any immediate family relationships or business association with any person or business appearing before them in a proceeding;
6. Inclusion of "independent children" and parents of executive employees in the conflict of interest provisions governing executive employees;
7. Disclosure of the name of each source of income of \$300 or more by executive employees; and
8. Disclosure at the beginning of a proceeding by executive employees of any gifts of more than \$100 provided by any person or organization who is a party in the proceeding.

LD 310      **An Act to Amend the Composition of House District 48 and  
House District 49**

LV/WD

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
MILLS	LV/WD	
HASTINGS		

SUMMARY

LD 310 proposes to remove the town of Lovell from House District 49 and place it in House District 48. The town of Stoneham will be removed from House District 48 and placed in House District 49.

The bill failed to receive committee approval because the 1990 Census, which will be used for reapportionment of the Maine Legislature in the 1990's, is very close. In addition, the committee was concerned that this bill would serve as a catalyst for transferring municipalities across the State from one legislative district to another.

**LD 317**      **RESOLUTION, Proposing an Amendment to the Constitution of  
Maine Requiring Successful Gubernatorial Candidates to  
Receive More than 50 Percent of the Votes Duly Cast**

ONTP-MAJ REP  
ACCEPTED

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
MAHANY	ONTP      MAJ	
JOSEPH	OTP      MIN	
CLARK N		
CONLEY		

SUMMARY

LD 317 proposed that any person elected Governor of Maine receive a majority of the votes cast for Governor. In the event that a candidate does not receive a majority of the votes in a general election, a runoff election would be held. The runoff election would occur within two weeks following the convening of both Houses of the Legislature in January to certify the initial general election results.

A minority of the committee supported a Committee Amendment that proposed to create a commission to study and make recommendations concerning the process and schedule for a run-off election, and the withdrawal of candidates from a run-off election. The Legislature would adopt a law governing the scheduling and the process of a run-off election.

Opposition to the bill focused on the problems of scheduling a run-off and tabulating the results before the Governor could take office in January. In addition, the opponents were concerned whether municipalities had the resources and the ability to prepare for a run-off election within a short period of time following the General Election.

**LD 327 An Act to Amend the Legislative Disclosure Laws**

**LV/WD**

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

BOST  
CARROLL D  
BERUBE  
JOSEPH

LV/WD

SUMMARY

LD 327 proposed to strengthen the conflict of interest and disclosure laws that apply to state legislators. The bill proposed that:

1. Legislators disclose the name of each source of income of \$300 or more and the percentage of the Legislator's total income that each source comprises;
2. Legislators disclose the names of state agencies before which the legislators represented persons or organizations during the previous 3 years;
3. The Commission on Governmental Ethics and Election Practices formally brief State Legislators annually, no later than February 1, with respect to ethics laws;
4. A one year prohibition apply to former legislators with respect to lobbying legislators;
5. Any person who files charges against a legislator with the Ethics Commission, provide a notice of the charges and the grounds for these charges at least 7 days prior to filing them with the commission.

Some of the provisions of LD 327 were included in a Committee bill, LD 1773.

**LD 335 An Act to Strengthen the Social Worker Training and Education Requirements**

**PUBLIC 268**

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

KANY  
GWADOSKY  
HUSSEY  
MARSTON

OTP-AM

S-152

SUMMARY

LD 335 proposed to require any person currently employed or newly employed by the State as a social worker to successfully complete an examination on the Child Protection Act (22 MRSA C. 1071). In addition, every social worker employed by the State would be required to complete a course of training and an examination with respect to conducting investigations under the Child Protection Act. The Maine Criminal Justice Academy would prescribe the requirements of the course.