

# 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.

The penalty for failure to submit a report would be liability of the Legislator or staff person to pay for the total costs for attendance at the conference. Following receipt of a late report, the penalty would no longer apply.

The bill failed to receive committee approval because the Legislative Council, without legislation can require Legislators and legislative staff people to issue reports concerning conferences they attend. Furthermore, a statutory requirement would not be effective because one Legislature cannot bind future Legislatures.

**LD 1014**      **An Act Concerning the Number of Terms Which a Legislator May Serve Consecutively in Either Chamber**      **ONTP**

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
HANLEY	ONTP	
HEPBURN		
WEBSTER C		
GARLAND		

SUMMARY

LD 1014 proposed that Legislators in the Maine Legislature be limited to 5 consecutive terms in each house.

The bill failed approval because it was unconstitutional. Since the Maine Constitution is the only basis for qualifications for public office, the proposal in LD 1014 must be in the form of a Constitutional Amendment. In addition, no other states limit the number of terms to which a legislator may be elected.

Currently, 40.4% of House members and 48.6% of Senate members are serving their first or second term in office. The problem of "incumbency" does not appear to be a substantial problem in the State Legislature.

**LD 1015**      **An Act Relating to the Director of the Bureau of Health**      **PUBLIC 507**

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
GAUVREAU	OTP-AM      MAJ	H-407      JOSEPH
RYDELL	ONTP      MIN	S-146      MAJ REP
BERUBE		
MANNING		

SUMMARY

LD 1015 proposed that the Director of the Bureau of Health:

- A. be appointed by the Commissioner of Human Services;
- B. be subject to legislative review and confirmation;
- C. serve in the unclassified service; and
- D. serve at the pleasure of the Commissioner.

The purpose of the bill was to ensure that qualified people are appointed as director of the Bureau of