

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION



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

JULY 1989

MEMBERS

Sen. Georgette B. Berube *
Sen. Donald E. Esty, Jr.
Sen. David L. Carpenter

Rep. Ruth Joseph *
Rep. Dorothy A. Rotondi
Rep. Beverly C. Daggett
Rep. Dan A. Gwadosky
Rep. Conrad Heeschen
Rep. Anne M. Larrivee
Rep. Alberta M. Wentworth
Rep. Jeanne F. Begley
Rep. Dana C. Hanley
Rep. John S. McCormick, Jr.

* Denotes Chair

Staff: Ted Potter, Legislative Analyst

Office of Policy & Legal Analysis
Room 101, State House Sta. 13
Augusta, ME 04333
(207) 289-1670

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, PRINCIPAL ANALYST
ULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
WILBERT W. BREWER
ROD R. BURROWES
MIRO FLATEBO
DEBORAH C. FRIEDMAN
JOHN B. KNOX



STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 289-1670

ANNIKA E. LANE
EDWARD POTTER
MARGARET J. REINSCH
LARS H. RYDELL
JOHN R. SELSER
HAVEN WHITESIDE
CAROLYN J. CHICK, RES. ASST
ROBERT W. DUNN, RES. ASST
HARTLEY PALLESCHI, JR., RES. ASST

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 bill failed to give the director of the office the necessary authority to implement the provisions of the bill. Other bills dealing with children were before the committee, and LD 1377 could be incorporated into a bill selected by the committee. In addition, the biennial appropriation required would have been roughly \$550,000.

**LD 1394 An Act Making Changes to the Composition of the Governor's
Advisory Council on Alcoholism**

PUBLIC 330

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
BUSTIN	OTP-AM	S-180
MATTHEWS		S-200 BUSTIN
ROLDE		
MAYO		

SUMMARY

LD 1394 proposed that the 5 executive directors of the regional alcohol and drug abuse councils be included as members of the Maine Council on Alcohol and Drug Abuse Prevention and Treatment.

The Committee Amendment removed the ceiling figure of 5 executive directors and authorized the executive directors to appoint designees to represent them on the Council. Senate Amendment "A" increased the number of council members from 25 to 30.

LD 1404 An Act to Expand State Agency Access to Applicant Lists

LV/WD

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
WHITCOMB	LV/WD	
WENTWORTH		
LARRIVÉE		

SUMMARY

LD 1404 proposed that when state agencies hire classified employees through the use of registers of eligible applicants the hiring agency will receive the entire list of applicants and not a list limited to 6 names.

The bill failed to receive Committee approval for several reasons. For some job classifications, an entire list of applicants could include hundreds of names. The bureau of Human Resources is in the process of decentralizing hiring for many agencies and allowing many agencies to use direct hire procedures.

LD 1412 Resolve, Concerning Grant of Easement

RESOLVE 34

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
BUSTIN	OTP-AM	S-181
FARNSWORTH		

SUMMARY

LD 1412 proposed that the State Bureau of Public Improvements grant an easement to the Hallowell Water District. The easement would be 50 feet wide by 926 feet long. The purpose of the easement is to allow the Water District to install an 8 inch water main to land owned by Maurice G. Blais.

The Committee amended the bill to require the Hallowell Water District to restore the excavated land to its original state, including topographical and drainage features. If the Water District exceeds its authority, the State will bring action for trespass against the district. The emergency preamble and clause were removed from the bill because of the constitutional prohibition of emergency land sales, transfers, or leases.

**LD 1429 An Act to Amend the State Identification Law for
Developmentally Disabled Students**

LV/WD

SPONSOR(S)
BALDACCI
STEVENS P

COMMITTEE REPORT
LV/WD

AMENDMENTS ADOPTED

SUMMARY

LD 1429 proposed that students with developmental disabilities who are enrolled in school supported work programs may apply and receive official state nondriver identification cards for \$2.

**LD 1485 An Act to Require the Permanent Recording of the Location of
Stone Walls**

ONTP

SPONSOR(S)
AULT
AIKMAN
BUTLAND
NUTTING

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

LD 1485 concerned state agencies which undertake public improvements that destroy or remove landmarks. Current law requires state agencies to keep records of the precise locations of landmarks that are removed or destroyed by public improvements. LD 1485 proposed that state agencies record these records (descriptions) in the town office and the registry of deeds for the county in which the landmark is located.

The bill also proposed that whenever a state agency demolishes a stone wall, the precise location of the former stonewall would be recorded in the town office and the registry of deeds for the county in which the stonewall was located.

The bill failed to receive Committee approval because of the impact on the State, especially the Department of Transportation. The bill appeared to strive to preserve cultural or historical landmarks which would be very costly to the State.