

MAINE STATE LEGISLATURE

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STATE OF MAINE
115TH LEGISLATURE

FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
STATE AND LOCAL GOVERNMENT

AUGUST 1991

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**ONE HUNDRED AND FIFTEENTH LEGISLATURE
FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION
JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1991**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX	<i>Chapter # of enacted Public Law</i>
P&S XXX	<i>Chapter # of enacted Private & Special Law</i>
RESOLVE XXX	<i>Chapter # of enacted Resolve</i>
CON RES XXX	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
EMERGENCY	<i>Enacted law takes effect sooner than 90 days</i>
CARRIED OVER	<i>Bill carried over to 2nd Session</i>
FAILED EMERGENCY ENACTMENT	<i>Bill failed to get 2/3 vote</i>
ONTP	<i>Ought Not to Pass report accepted</i>
LVWD	<i>Leave to Withdraw report accepted</i>
INDEF PP	<i>Bill Indefinitely Postponed</i>
DIED BETWEEN BODIES	<i>House & Senate disagree; bill died</i>
VETO SUSTAINED	<i>Legislature failed to override Governor's Veto</i>
UNSIGNED	<i>Not signed by Governor within 10 days</i>
DIED ON ADJOURNMENT	<i>Action incomplete when 1st session ended</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

LD 1102 An Act to Authorize Municipalities to Create Regional Public Safety Districts

ONTP

SPONSOR(S)
COLES
KETOVER

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

This bill would have allowed municipalities to create regional public safety districts for the purpose of providing a range of public safety services to their members. When a regional public safety district formed under this proposed law provided a service that duplicated a service provided by the counties, the counties were not permitted to charge a municipality that had joined the district for that service. The bill also made the establishment of E-9-1-1 centers discretionary rather than mandatory for the counties and required the Department of Public Safety to do a cost and benefit analysis before paying for E-9-1-1 equipment in a county center or a district center. It also extended the date for municipal compliance with the E-9-1-1 program from July 1, 1991 to July 1, 1994.

LD 1107 An Act to Clarify the Appointment and Dismissal of the Warden of the Maine State Prison

PUBLIC 310

SPONSOR(S)
HEPBURN
PENDLETON
MANNING

COMMITTEE REPORT
OTP

AMENDMENTS ADOPTED

SUMMARY

This bill removed conflicting wording and clarified that the Warden of the Maine State Prison does not serve at the pleasure of the Commissioner of Corrections but is subject to the Civil Service Law.

LD 1109 An Act to Allow Supplemental Dependent Life Insurance for State Employees

ONTP-MAJ REP

SPONSOR(S)
MITCHELL E
RAND
LARRIVEE

COMMITTEE REPORT
ONTP MAJ
OTP-AM MIN

AMENDMENTS ADOPTED

SUMMARY

This bill would have provided the opportunity for state employees to purchase at their own expense supplemental life insurance coverage regardless of the employment status of spouses.

LD 1113 An Act to Assist the Expansion of Municipal Sewer Systems

PUBLIC 236

SPONSOR(S)
REED G
EMERSON
BERUBE

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-230
H-259 TAMMARO

SUMMARY

This bill amended the Maine Revised Statutes, Title 30-A, section 3442 to permit an assessment of more than 50% of the cost of a sewer expansion on the owners of property benefited by the expansion if more than 1/2 of the property owners agree to the expansion or if the owners of more than 1/2 of the benefited

property agree to the expansion. The bill also integrated Title 30-A, section 3442 with the impact fee legislation found in Title 30-A, section 4354 by making it clear that impact fees may be assessed in various amounts against developers whose projects require a sewer extension, regardless of the restrictions in Title 30-A, section 3442, subsection 2.

Committee Amendment "A" changed the bill to increase from 50% to 75% the percentage of the number of landowners who must petition the municipal officers to extend the sewer to benefit their property when they are willing to pay more than 50% of the cost as presently required by law. It deleted provisions giving the same right to the owner or owners of more than 50% of the land that would be benefited.

House Amendment "A" was presented on behalf of the Committee on Bills in Second Reading to amend the enacting clause and language of the Maine Revised Statutes, Title 30-A, section 4354 to reflect changes made to that section by Public Law 1991, chapter 18.

LD 1115 An Act Establishing Procedures for Notice of Proposed Zoning Changes PUBLIC 504

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
DORE LARRIVEE GRAY KERR	OTP-AM	H-644

SUMMARY

Current law requires that, when a property is under consideration for conditional or contract rezoning, all abutters must be given notice and an opportunity to be heard. This bill extended that requirement to all proposed rezonings and also required that notice be given to the owner of the property that is to be rezoned.

Committee Amendment "A" clarified provisions in the bill relating to a municipality's responsibilities for informing the public about proposed zoning ordinances that would change the use of a zone by either permitting industrial, commercial or retail development in a zone where such uses were previously prohibited or by prohibiting such uses in a zone where they were previously permitted. The amendment added provisions to the bill that would permit the Superior Court to invalidate an ordinance if an abutter to the new zone or a property owner within the zone demonstrated to the court on appeal that the municipality failed to send that person the notice required by law, that the person had no knowledge of the proposed zoning change and that the person was prejudiced by that lack of knowledge.

LD 1124 An Act Concerning the Maine Turnpike Authority ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MILLS BOUTILIER GOULD R R	ONTP	

SUMMARY

This bill would have increased the membership of the Maine Turnpike Authority from 4 to 5. The bill also provided that the election of an executive director or general manager was subject to review and confirmation by the Legislature.