

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.

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
WENTWORTH	OTP-AM MAJ	H-455 MAJ REP
HEESCHEN	ONTP MIN	H-559 JOSEPH
TITCOMB		
HOGLUND		

SUMMARY

This bill prohibited the use of state funds for installing or repairing any permanent outdoor lighting system unless the system conformed to minimum design standards. After January 1, 2000, state funds could not be used to operate any outdoor lighting system unless the system conformed to the standards established in the Maine Revised Statutes, Title 5, section 1768. The Director of the Bureau of Public Improvements was required to adopt rules to implement this section by January 1, 1992.

The bill also prohibited municipalities from installing permanent outdoor roadway luminaries unless the Director of the Bureau of Public Improvements determined that the purpose of the lighting can not be achieved by other means. The Attorney General was empowered to seek injunctive relief against municipalities that do not comply with the lighting standards established in this bill.

Committee Amendment "A" retained the bill's assignment of responsibility for building lighting to the Bureau of Public Improvements but made the Department of Transportation responsible for administering lighting standards on state highways and state aid highways. The section requiring municipalities to conform with the proposed lighting standards was deleted, and an appropriation section and a fiscal note were added to the bill.

House Amendment "A" clarified a provision in the committee amendment regarding illuminance standards for permanent outdoor luminaries installed with state funds and struck provisions that prohibited the use of state funds for the operation of nonconforming luminaries. The amendment also struck the appropriation section and replaced the fiscal note.

LD 1190 An Act Regarding Investment of State Funds in Corporations Doing Business in Northern Ireland

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CONLEY	OTP-AM MAJ	S-413 CONLEY
PEARSON	OTP-AM MIN	
KILKELLY		
CASHMAN		

SUMMARY

This bill directed the Treasurer of State and the Board of Trustees of the Maine State Retirement System to urge domestic corporations in which the State or the Maine State Retirement System have investments and that have operations in Northern Ireland to adopt employment practices, known as the MacBride Principles, that are designed to reduce discrimination in employment. The bill required the Treasurer of State and the Board of Trustees of the Maine State Retirement System to prepare a list of all domestic corporations in Northern Ireland in which the Treasurer of State or the board had invested and to use that list as the basis for determining which domestic corporations doing business in Northern Ireland were subject to the disinvestment provisions of the Maine Revised Statutes, Title 5, section 1962, subsection 3. The list had to be prepared by January 1993, and disinvestment became effective on July 1, 1994.

Senate Amendment "B" replaced the original bill. It required the Treasurer of State and the Board of Trustees of the Maine State Retirement System to report annually on their efforts to implement the Maine Revised Statutes, Title 5, section 1955 and added a fiscal note to the bill.

LD 1198 An Act to Clarify the Procedures of Local Boards of Appeal

PUBLIC 234

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
LOOK JOSEPH	OTP	H-248 JOSEPH

SUMMARY

This bill clarified that boards of appeal need not create a written transcript of every proceeding; they may create a transcript or tape record the hearing, but are not required to do either. They are required to keep a written record and reduce their decisions to writing. The bill also clarified the deadline for motions to reconsider and take action, and extended the appeal period to 45 days to allow extra time in case there is a reconsideration.

House Amendment "A" added a fiscal note to the bill.

LD 1221 RESOLUTION, Proposing to Require That Certain State Officers Be Appointed by the Governor

ONTP-MAJ REP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
BUTLAND AULT SMALL RICH	ONTP MAJ OTP-AM MIN	

SUMMARY

This resolution proposed a referendum to amend the Constitution of Maine to provide for the appointment by the Governor of the Secretary of State, the Treasurer of State and the Attorney General.

LD 1228 An Act Regarding the Issuance of Identification Cards

PUBLIC 249

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MCCORMICK TWITCHELL	OTP	H-293 JOSEPH

SUMMARY

This bill gave the Secretary of State discretion in issuing an identification card to a person already in possession of a photographic license.

House Amendment "A" added a fiscal note to the bill.