

MAINE STATE LEGISLATURE

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**STATE OF MAINE
116TH LEGISLATURE**

FIRST REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
STATE AND LOCAL GOVERNMENT**

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

JULY 1993

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.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. 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

P&S XXX

RESOLVE XXX

CON RES XXX

EMERGENCY

CARRIED OVER

ONTP

ENACTMENT FAILED

INDEF PP

FAILED EMERGENCY ENACTMENT

FAILED MANDATE ENACTMENT

DIED BETWEEN BODIES

CONF CMTE UNABLE TO AGREE

VETO SUSTAINED

UNSIGNED

DIED ON ADJOURNMENT

Chapter # of enacted Public Law

Chapter # of enacted Private & Special Law

Chapter # of enacted Resolve

Chapter # of Constitutional Resolution passed by both Houses

Enacted law takes effect sooner than 90 days

Bill carried over to Second Session

Ought Not to Pass report accepted

Bill failed to get majority vote

Bill Indefinitely Postponed

Emergency bill failed to get 2/3 vote

Bill imposing local mandate failed to get 2/3 vote

House & Senate disagree; bill died

Committee of Conference formed but unable to agree

Legislature failed to override Governor's Veto

Not signed by Governor within 10 days

Action incomplete when session ended; bill died

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.

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

4693NRG

SUMMARY

The State in 1989 agreed to build an underground water pipeline between Station 10+00 and Station 30+90 under McKown Point Road in Boothbay Harbor as shown on record drawings prepared by Wright-Pierce Engineers of Topsham. It was the intention that this pipeline be constructed at the expense of the State according to good engineering design acceptable to the Boothbay Harbor Water System and then be transferred to the system. The underground water pipeline has now been constructed. For the transfer to take place, a resolve is necessary to give the Director of the Bureau of General Services authority to convey ownership of state property to the Boothbay Harbor Water System.

The committee amendment (H-56) adds a fiscal note to the bill.

LD 409

Resolve, to Increase Efficiency and Reduce Costs for State Agencies

ONTP

SPONSOR(S)
TREAT
HARRIMAN

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

This resolve requires the Department of Administrative and Financial Services to develop a program of high performance work organization. All state agencies will be required to submit a plan to the department and 2 will be selected to participate in a pilot program, one of which will be the Department of Human Services.

LD 417

An Act to Clarify the Maine Administrative Procedure Act

PUBLIC 362

SPONSOR(S)
JOSEPH

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-526

SUMMARY

This bill adjusts language in the Maine Administrative Procedure Act. The bill defines "adopt" and "effective date" and provides that a designee of the agency who has responsibility over the subject area of a rule may hold a rule-making hearing. The bill also provides that a contingency affecting the adoption of a rule must be reported to the Secretary of State. In addition, the bill repeals a provision that requires the Secretary of State to publish compilations of rules using state resources. The bill enables the Secretary of State to correct minor errors in rules, specifies the filing period for the regulatory agenda and allows agencies to amend the regulatory agenda by notice to the Legislature and Secretary of State prior to rule adoption.

The committee amendment (H-526) makes clear that the Secretary of State must compile, edit, index and arrange for publication and distribution of rules only if the Secretary of State can do so within existing resources. The amendment adds a provision requiring the Secretary of State to publish an annual list of current rules of state agencies. The amendment also makes technical changes to the bill and adds a fiscal note.