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 Chapter # of enacted Public Law P&S XXX Chapter # of enacted Private & Special Law RESOLVE XXX Chapter # of enacted Resolve Chapter # of Constitutional Resolution passed by both Houses CON RES XXX Enacted law takes effect sooner than 90 days **EMERGENCY** CARRIED OVER Bill carried over to Second Session Ought Not to Pass report accepted ONTP ENACTMENT FAILED Bill failed to get majority vote INDEF PP Bill Indefinitely Postponed FAILED EMERGENCY ENACTMENT Emergency bill failed to get 2/3 vote FAILED MANDATE ENACTMENT Bill imposing local mandate failed to get 2/3 vote **DIED BETWEEN BODIES** House & Senate disagree; bill died CONF CMTE UNABLE TO AGREE Committee of Conference formed but unable to agree **VETO SUSTAINED** Legislature failed to override Governor's Veto UNSIGNED Not signed by Governor within 10 days DIED ON ADJOURNMENT 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

The amendment also adds an emergency preamble, an emergency clause, a fiscal note and a preamble indicating that a 2/3 vote is necessary for enactment of this bill as implementing legislation under the Constitution of Maine, Article IX, Section 21.

The House amendment (H-604) makes a technical change to the committee amendment and amends the fiscal note.

LD 783 An Act to Change the Composition of the Board of Directors of the Maine Criminal Justice Academy

ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

AULT

ONTP

SUMMARY

This bill changes the composition of the Board of Directors of the Maine Criminal Justice Academy by adding to the board a county jail administrator and a county jail correctional officer.

An Act to Limit the Terms of the President of the Senate and LD 795 the Speaker of the House of Representatives

ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

SUMMERS

ONTP

SUMMARY

This bill limits to 2 the number of terms that a person may serve as President of the Senate or Speaker of the House of Representatives. The committee used LD's 559, 742 and 768 to limit the terms of presiding officers, floor leaders and committee chairs.

LD 807 An Act Regarding Records of Notaries Public

CARRIED OVER

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

FAIRCLOTH

SUMMARY

This bill tracks the language of the archives law concerning the public records of any public office and requires that public records be transferred to the custody of the State Archivist upon the termination of the existence or function of the public office.

Current statutory language requires that the records of a resigning notary public be deposited with the clerk of the judicial courts in the county for which the notary public was appointed. This language raises questions as to whether the intent is for these records to be deposited in the District Court or in the Superior Court.

An Act to Eliminate the Bureau of Public Administration LD 816

PUBLIC 78

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

MARTIN J

0TP

SUMMARY

This bill repeals Private and Special Law 1965, chapter 185 establishing the Bureau of Public Administration, the Bureau was merged with the Margaret Chase Smith Center for Public Policy and ceased The bill amends the Maine Revised Statutes, Title 5, chapter 14 creating the State Government Internship Program and Title 36, section 318 by substituting the Margaret Chase Smith Center for Public Policy for references to the Bureau of Public Administration. The bill also removes references to the State Government Internship Program Advisory Committee, since that advisory committee was repealed by Public Law 1991, chapter 622, Part S.

LD 827 An Act to Amend the Kennebec County Budget Process

ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

VIGUE

ONTP

CAREY JACQUES

SUMMARY

This bill repeals the requirement that the Kennebec County budget be approved by the Legislature. Instead, the county budget would be approved by the Kennebec County Commissioners following review, conduct of public hearings and recommendations by the Kennebec County Budget Advisory Committee.

An Act to Establish the Boundary between the Town of LD 834

P & S 14

Cornville and the Town of Skowhegan

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

MARDEN

0TP

SUMMARY

This bill describes the location of the common boundary between the Town of Cornville and the Town of Skowhegan.

An Act Amending the Maine Administrative Procedure Act LD 851 Regarding Rulemaking

ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

SKOGLUND

ONTP

SUMMARY

This bill amends the rule-making provisions of the Maine Administrative Procedure Act. The bill requires any proposed rule that is the subject of written or oral testimony opposing adoption and that is subsequently adopted without addressing the opposing comments to be submitted to the Legislature for review. The rule does not go into effect until reviewed by the Legislature; and the Legislature may pass legislation vetoing the rule. If negating legislation is not enacted, the rule goes into effect 5 days after adjournment of the Legislature. LD 768 and 1050 are related bills. (See also LD 1293)