

# 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  
116TH LEGISLATURE**

**FIRST REGULAR SESSION**

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

**JULY 1993**

***Staff:***

***Roy Lenardson, Legislative Analyst  
David C. Elliott, Principal Analyst***

***Office of Policy and Legal Analysis  
Room 101, State House Station 13  
Augusta, ME 04333  
(207)287-1670***

***MEMBERS:***

***\*Sen. Georgette B. Berube  
Sen. Donald E. Esty, Jr.  
Sen. Jeffrey H. Butland***

***\*Rep. Ruth Joseph  
Rep. Marge L. Kilkelly  
Rep. Glenith C. Gray  
Rep. Lucien A. Dutremble  
Rep. Douglas J. Ahearne  
Rep. G. Steven Rowe  
Rep. Ellen W. Walker  
Rep. Theone F. Look  
Rep. Richard A. Bennett  
Rep. Paul R. Young***

***\*Denotes Chair***

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST  
JULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
MARION HYLAN BARR  
JON CLARK  
LISA COPENHAVER  
DEBORAH C. FRIEDMAN  
MICHAEL D. HIGGINS  
JILL IPPOLITI



JOHN B. KNOX  
ROY W. LENARDSON  
PATRICK NORTON  
JANE ORBETON  
MARGARET J. REINSCH  
PAUL J. SAUCIER

JOHN G. KELLEY, RESEARCHER  
DARLENE A. SHORES LYNCH, RESEARCHER  
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE  
OFFICE OF POLICY AND LEGAL ANALYSIS  
ROOM 101/107/135  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL: (207) 287-1670  
FAX (207) 287-1275

**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:

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

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

4693NRG

**LD 856 An Act Regarding County Contingent Account Limits**

PUBLIC 343

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>		<b>AMENDMENTS ADOPTED</b>	
BEGLEY	ONTP	MAJ	H-500	JOSEPH
	OTP-AM	MIN	S-116	

**SUMMARY**

Currently most counties are authorized to establish contingent accounts up to \$50,000 that may be used by the county commissioners for emergency purposes. This bill limits contingency accounts to \$100,000.

The committee amendment (S-116) authorizes counties to raise the limit on the contingent account to \$100,000 and changes the approval process for use of additional funds in the account if it does so. The amendment requires that all expenditures from the contingent account in excess of the previous \$50,000 limit must be approved by majority vote of the legislative delegation or the county budget or finance committee.

The House amendment (H-500) deletes a requirement for approval by the county legislative delegation because it creates a problem with the delegation of legislative authority.

**LD 858 An Act to Reestablish a Portion of the Boundary between Lincoln and Kennebec Counties**

P &amp; S 15

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
BEGLEY	OTP	

**SUMMARY**

This bill describes the location of a portion of the common boundary between Lincoln County and Kennebec County.

**LD 865 An Act to Establish the Town Line between Vassalboro and China**

P &amp; S 19

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
MITCHELL E BUSTIN	OTP-AM	H-165

**SUMMARY**

This bill describes the location of the common boundary between the Town of Vassalboro and the Town of China.

The committee amendment (H-165) corrects an erroneous reference to Route 32 in the boundary description and adds a reference to the survey plan on which the boundary line is addressed.

**LD 881 An Act Regarding Lobbying**DIED BETWEEN  
BODIES

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
LAWRENCE	OTP-AM	S-183

**SUMMARY**

This bill proposes that former Legislators be prohibited from serving as lobbyists for a period of 2 years immediately following their departure from the Legislature.

The committee amendment (S-183) replaces the original bill and uses the definition of lobbying already in law as a basis for restriction on activity by a former Legislator and reduces the 2-year restriction to one year. The amendment also adds a fiscal note.

**LD 884      An Act to Create a State Municipalities Investment Pool      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
CLEVELAND	ONTP            MAJ	
	OTP-AM        MIN	

**SUMMARY**

This bill authorizes the Maine Municipal Bond Bank (MMB) to create a combined investment fund for use by municipalities within the State. This fund allows municipalities to obtain short-term investments, provide enhanced ease of access to investments that meet all state statutory requirements for municipal investments and simultaneously provide a competitive rate of return. The fund facilitates proper record keeping for compliance with federal tax code requirements on arbitrage and rebate standards.

The bill clarifies the definition of municipality. In addition, the bill enhances the efficiency of the MMB's power to borrow for short-term and long-term municipal capital needs by authorizing the MMB to borrow, on behalf of municipalities, using security instruments other than a formal municipal bond. This makes it possible for municipalities approved for long-term financing through the MMB to obtain more readily any short-term bond anticipation financing that municipalities may require.

The bill also clarifies that the goals of the pool may be achieved by creating a separate, registered pool of funds or that funds may be pooled and then invested in other already existing registered funds. Finally, the bill allows a municipality to have any payments to it from the State deposited directly in its account in the pool.

**LD 885      An Act to Implement Constitutional Provisions Requiring      ONTP**  
**the Funding of Mandates Imposed on Local Units of Government**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
CLEVELAND	ONTP	

**SUMMARY**

This bill provides a framework for implementing the provisions of the Constitution of Maine, Article IX, Section 21 which requires the State to fund 90% of new mandates it imposes on local units of government. It defines the terms used in that section, provides the Legislature with guidance in applying the section and establishes a means to provide state funds to local units of government under the 90% provision. LD's 779 and 1247 are related bills.

**LD 910      An Act to Limit Terms of State Office Holders      ONTP**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
BENNETT	ONTP	