

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:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & 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 & 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

SUMMARY

This resolution provides for direct popular election and for filling vacancies in the offices of the Attorney General and the Secretary of State in the manner currently provided for the Governor. LD's 698, 743, 1032, 1291 and 1296 are related bills.

LD 1279 Resolve, Creating the New England Regional Commission ONTP
on Fiscal and Public Policy

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
RICHARDSON ONTP

SUMMARY

This resolve creates the New England Regional Commission on Fiscal and Public Policy to develop fiscal and public policies that benefit the New England states, all of which are eligible to participate.

LD 1291 RESOLUTION, Proposing an Amendment to the Constitution of DIED BETWEEN
Maine to Provide for the Direct Popular Election of the BODIES
Attorney General

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
BENNETT OTP-AM MAJ
BERUBE ONTP MIN

SUMMARY

This resolution provides for direct popular election of the State's Attorney General in the same manner as currently provided for the Governor. LD's 698, 743, 1032 and 1255 are related bills.

LD 1292 RESOLUTION, Proposing an Amendment to the Constitution of ONTP
Maine to Provide for the Direct Popular Election of the
Treasurer of State

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
BENNETT OTP-AM MAJ
 ONTP MIN

SUMMARY

This resolution provides for direct popular election of the Treasurer of State in the same manner as currently provided for the Governor. LD's 698 and 743 are related bills.

LD 1293 RESOLUTION, Proposing an Amendment to the Constitution of ONTP
Maine to Provide Legislative Review of Delegated
Rule-making Authority

SPONSOR(S) COMMITTEE REPORT AMENDMENTS ADOPTED
MARTIN J OTP-AM MAJ
 ONTP MIN

SUMMARY

This resolution proposes to amend the Constitution of Maine to allow the Legislature or a committee of the Legislature to disapprove rules adopted by administrative agencies pursuant to a legislative delegation of authority.

LD 1296 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Popular Election of the Secretary of State

DIED BETWEEN BODIES

SPONSOR(S)	COMMITTEE REPORT		AMENDMENTS ADOPTED
BENNETT	OTP-AM	MAJ	H-434
BERUBE	ONTP	MIN	

SUMMARY

This resolution provides for direct popular election of the Secretary of State in the manner currently provided for the Governor. This resolution also changes the line of succession due to incapacitation of the Governor, making the Secretary of State the next in line. LD's 698, 743, 1032 and 1255 are related bills.

The committee amendment (H-434) adds a fiscal note to the resolution.

LD 1309 An Act to Authorize Sagadahoc County to Provide Centralized Administrative Services to Those Sagadahoc County Municipalities That Desire to Share the Cost of Those Services

PUBLIC 407

SPONSOR(S)	COMMITTEE REPORT		AMENDMENTS ADOPTED
COLES	ONTP	MAJ	H-625 JOSEPH
	OTP	MIN	H-650 JOSEPH

SUMMARY

This bill allows counties to adopt cooperative plans with member municipalities to provide administrative services on a centralized basis.

The bill limits cooperative plans to Sagadahoc County at this time, although other counties could be authorized to provide centralized services using this framework. Sagadahoc County is specified as the pilot county as it is small enough to have an intimate relationship with its member municipalities, but large enough to provide pooled expert services to member municipalities that choose to participate.

The bill prohibits the assessment as part of the general county tax of the costs of these services to municipalities that do not choose to participate, but allows the use of the county tax as an enforcement mechanism for delinquent obligations of participating municipalities.

The committee amendment (H-625) establishes a date of July 1, 1995 for the termination of centralized administrative services by certain counties. The amendment also requires that recommendations for continued authorization of the program be made to the Joint Standing Committee on State and Local Government.

The House amendment (H-650) clarifies the review authority of the county commissioners in determining whether the cooperative program should be extended.