

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 resolve creates a Commission to Study the Size of the Legislature. The commission shall submit its report and any implementing legislation to the Second Regular Session of the 116th Legislature.

LD 1441 An Act to Amend the Laws Governing the Knox County Budget Committee

**PUBLIC 345
EMERGENCY**

SPONSOR(S)
MELENDY

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-492

SUMMARY

This bill makes changes to the laws governing the Knox County Budget Committee, including:

1. It requires that the proposed budget include all revenue sources used by the county commissioners in arriving at their budget estimates. It also specifies that reserve accounts and funds retained by the county may be used by the budget committee to reduce the tax levy.
2. It requires that the budget committee record in its minutes an explanation for any change in the use of county funds.
3. It requires that the Secretary of State transmit the redistricting plan to the Legislature for review and enactment.

The committee amendment (H-492) maintains the requirement that the Knox County commissioners include in their estimated budget all revenues used in arriving at their estimates, including balances in reserve accounts and similar accounts.

1. The amendment requires that funds in reserve accounts and similar accounts must first be used for the purposes for which the funds were created. Once those purposes have been accomplished or abandoned, the county budget committee may use the funds to reduce the tax levy. The bill allowed the county budget committee to use all funds in reserve accounts and similar accounts to reduce the tax levy.
2. The amendment adds a provision requiring the county commissioners to prepare a redistricting plan for the county budget committee. The redistricting plan must be submitted to the Secretary of State, who must transmit the plan to the Legislature for review and enactment.
3. The amendment also makes technical changes to the bill and adds the state mandate preamble, an emergency preamble and emergency clause and a fiscal note.

LD 1442 An Act to Distribute the Power and Privilege of Serving in Elected Office

ONTP

SPONSOR(S)
MICHAEL
HALL

COMMITTEE REPORT
ONTP MAJ
OTP-AM MIN

AMENDMENTS ADOPTED

SUMMARY

This bill proposes to establish term limits for state Legislators and members of the United States Congress. The bill limits state Legislators and members of the United States House of Representatives to 4 consecutive terms and members of the United States Senate to 2 consecutive terms.

**LD 1448 An Act to Separate Peaks Island and Certain Other
Islands in Casco Bay from the City of Portland**

CARRIED OVER

SPONSOR(S) ADAMS	COMMITTEE REPORT	AMENDMENTS ADOPTED
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SUMMARY

Part A of this bill authorizes the incorporation of the Town of Peaks Island if the legal residents of Peaks Island, House Island and Pumpkin Knob in Casco Bay approve, by referendum, separation from the City of Portland and incorporation as a separate town.

Part B of this bill requires the parties to negotiate matters of duties and responsibilities in advance of the referendum election. If the parties fail to agree, the matters are subject to binding arbitration.

**LD 1468 An Act to Place Appropriate Citations to Various Boards
and Commissions within the Maine Revised Statutes, Title 5,
Sections 12004-A to 12004-L**

PUBLIC 381

SPONSOR(S)	COMMITTEE REPORT OTP-AM	AMENDMENTS ADOPTED H-481 H-549 JOSEPH
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SUMMARY

This bill is submitted in compliance with Public Law 1991, chapter 844, section 5, that requires the Revisor of Statutes and the Secretary of State to jointly submit legislation placing appropriate references in the Maine Revised Statutes, Title 5, sections 12004-A to 12004-L for all boards and commissions listed in statute but not classified in Title 5.

The committee amendment (H-481) adds a fiscal note to the bill.

The house amendment (H-549) changes the field of reference to Tribal-State Government as opposed to State Government. The amendment also specifies more clearly the statutory reference.

LD 1472 An Act to Reorganize State Government

CARRIED OVER

SPONSOR(S) CARROLL	COMMITTEE REPORT	AMENDMENTS ADOPTED
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SUMMARY

Part A of the bill creates a new Department of Fisheries and Wildlife by combining the Department of Marine Resources and the Department of Inland Fisheries and Wildlife. The new department will have 3 divisions: fisheries, wildlife and enforcement.