

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

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***

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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&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 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**

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** **AMENDMENTS ADOPTED**
OTP-AM H-481 H-549 JOSEPH

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**

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.

Part B of the bill creates a new Department of Natural Resources by combining the Department of Agriculture, Food and Rural Resources, the Department of Conservation, the Department of Environmental Protection and all programs administered by the State Planning Office related to natural resource planning and management. The department will be organized into 4 bureaus: the Office of the Commissioner, the Bureau of Enforcement, the Bureau of Production and the Bureau of Preservation.

Part C of the bill merges the Department of Public Safety and the Department of Defense and Veterans' Services into a new Department of Public Safety and the Department of Veterans' Affairs.

Part D of the bill eliminates the Maine Solid Waste Management Agency. Its functions are reallocated to the Department of Environmental Protection, except for waste reduction and recycling which are transferred to Department of Economic and Community Development.

Part E of the bill eliminates the drug education functions in the Department of Education and places them in the Office of Substance Abuse.

Part F of the bill restructures the Maine Drug Enforcement Agency and makes it a division of the State Police.

LD 1494 An Act to Require the Utilization of an Owner's Representative on State Government Construction Contracts CARRIED OVER

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
CAMPBELL

SUMMARY

This bill requires state agencies and school districts to employ an owner's representative to facilitate the smooth completion of public works projects. Local units of government are also required to employ an owner's representative if the State is providing more than 50% of the funding for a project. The owner's representative is charged with working with the owner, architect, engineer and general contractor in a cooperative manner to avoid unnecessary problems and to resolve problems that occur in a nonadversarial manner.

LD 1496 An Act to Encourage the Involvement of Volunteers in State Government ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
BALDACCI ONTP
RUHLIN

SUMMARY

This bill encourages the State to maximize the use of volunteers, especially senior citizen volunteers.

LD 1527 An Act to Impose Limits on the Terms of Legislators, Constitutional Officers, Members of the Judiciary and Members of Congress and to Limit Lobbying in Successive Years CARRIED OVER

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
JOSEPH