

MAINE STATE LEGISLATURE

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STATE OF MAINE
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
STATE AND LOCAL GOVERNMENT

AUGUST 1995

Staff:

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

Office of Policy and Legal Analysis
Room 101/107/135, 13 State House Station
Augusta, ME 04333
(207)287-1670

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**Maine State Legislature
OFFICE OF POLICY AND LEGAL ANALYSIS**

State House Station 13, Augusta, Maine 04333
Telephone (207) 287-1670
Telecopier (207) 287-1275

**ONE HUNDRED AND SEVENTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**SUMMARY OF LEGISLATION BEFORE
THE JOINT STANDING COMMITTEES**

AUGUST 1995

This document is a compilation of the bill summaries prepared by this office for the Joint Standing 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 publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, 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, together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various categories of final action are abbreviated as follows:

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

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

LD 961 **An Act to Require the Legislature to Set the Fees Imposed by Executive Agencies** ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
WINSOR ONTP

SUMMARY

This bill sunsets agency fees on July 1, 1996 unless the amounts of those fees have been approved by act of the Legislature. After that date, the amounts of all fees must be approved by the Legislature.

LD 966 **An Act Concerning County Sheriff Patrols in Municipalities with No Local Law Enforcement** ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
DUNN ONTP

SUMMARY

This bill limits the county sheriffs' patrol obligations to only those areas not otherwise served by a law enforcement agency.

LD 975 **An Act to Establish the Department of Health and Family Services** CARRIED OVER

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

SUMMARY

This bill has been carried over to the second regular session. In Part A this bill establishes the Department of Health and Family Services. The department assumes fully the duties of the current Department of Human Services and Department of Mental Health and Mental Retardation. The department consists of 4 bureaus: the Bureau of Child and Family Services, the Bureau of Health, the Bureau of Income Maintenance and the Bureau of Long-term Services. The department includes the Division of Substance Abuse, bringing into the department the current Office of Substance Abuse.

In Part B this bill transfers from the Department of Human Services and the Department of Mental Health and Mental Retardation to the Department of Health and Family Services all of the expenditures, assets, liabilities, appropriations and allocations, rules, contracts and agreements, records, property and employees of those 2 departments. It directs the Revisor of Statutes to make any statutory corrections necessary for consistency of the statutes.

In Part C this bill directs transitional activities concerning the budget and the functions of the departments involved. It directs the Joint Standing Committee on Human Resources to submit legislation needed to correct errors and inconsistencies.

In Part D this bill amends the Maine Revised Statutes, Title 5 as required to establish the new department.

In Part E this bill amends the Maine Revised Statutes, Title 22 as required to transfer functions from the Department of Human Services to the Department of Health and Family Services.

In Part F this bill amends the Maine Revised Statutes, Title 34-B as required to transfer functions from the Department of Mental Health and Mental Retardation to the Department of Health and Family Services.

In Part G this bill amends the Maine Revised Statutes, Title 2 as required to establish the Department of Health and Family Services and corrects cross-references in Title 5.

In Part H this bill corrects cross-references in the Maine Revised Statutes, Title 34-B.

In Part I this bill transfers the Office of Substance Abuse from the Executive Department to the Department of Health and Family Services and changes the office's name to the Division of Substance Abuse.

In Parts J and K this bill transfers from the Office of Substance Abuse to the Department of Health and Family Services all of the expenditures, assets, liabilities, appropriations and allocations, rules, contracts and agreements, records, property and employees of that office. It directs the Revisor of Statutes to make any statutory corrections necessary for consistency of the statutes. It directs transitional activities concerning the budget and the functions of the departments involved. It directs the Joint Standing Committee on Human Resources to submit legislation needed to correct errors and inconsistencies.

LD 987 Resolve, Renaming a Cove in the Town of Friendship RESOLVE 19

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
PINGREE	OTP-AM	S-179

SUMMARY

This resolve renames coves in the towns of St. George, Cushing and Friendship.

COMMITTEE AMENDMENT "A" (S-179) replaces the bill and removes 4 of the sections of the resolve that renamed coves in St. George, Cushing and Friendship. The only remaining section is the naming of a cove in Friendship.

LD 994 An Act to Require State Agencies to Prepare Impact Statements ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
BUSTIN	ONTP	

SUMMARY

The purpose of this bill is to establish impact measurement, evaluation and reporting to serve as a foundation for enabling the Legislature to judge the relative value of any program or service. The bill requires all state agencies to prepare impact statements for the purpose of evaluating the extent to which the agencies' programs and services are achieving their goals and the efficiency of state agencies in conducting their programs and services. The bill requires agencies to submit the impact statements to the Governor. The Department of Audit is required to develop criteria to be used by agencies to conduct evaluations and a system for compiling the information required for the evaluations and to audit the impact statements.

LD 1018 An Act to Prohibit the Expenditure of Public Funds to Challenge the Adoption or Amendment of a Municipal Charter ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CHICK	ONTP	