

MAINE STATE LEGISLATURE

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**STATE OF MAINE
117TH LEGISLATURE**

SECOND REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
LEGAL AND VETERANS AFFAIRS**

JUNE 1996

MEMBERS:

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Sen. Albert G. Stevens, Jr.

Sen. Michael H. Michaud

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**ONE HUNDRED SEVENTEENTH LEGISLATURE
SECOND REGULAR SESSION**

***Summary Of Legislation Before The Joint Standing Committees
June 1996***

We are pleased to provide this summary of bills that were considered by the 15 Joint Standing Committees of the Maine Legislature staffed by this office. The document is a compilation of bill summaries which describe each bill, committee amendments and other relevant amendments, as well as the final action taken on the bill. Also included are statistical summaries of bill activity this Session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills handled by the joint standing committees. It is organized alphabetically by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are 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 finally passed 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>

Please note the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is July 4, 1996.

LD 1720**An Act to Allow the Adjutant General to Sell Unfit and Unneeded Property and Apply Proceeds to the Military Bureau's Capital Repair Account, to Authorize the Adjutant General to Transfer Real Property, and to Authorize the Military Bureau to Retain the Proceeds of Armory Rentals**

PUBLIC 684

Sponsor(s)
FERGUSONCommittee Report
OTP-AMAmendments Adopted
H-823
S-489

LD 1720 proposed to permit the Military Bureau to condemn and sell military property, including armories, without further legislative approval. The bill proposed that proceeds of the sales would be deposited into an account within the bureau and could be used by the bureau to acquire, construct and repair facilities. The bill proposed to create the Armory Rental Fund into which fees charged by the bureau for rental of its armories would be deposited and from which the Bureau could draw funds for operation and maintenance of the armories.

Committee Amendment "A" (S-489) proposed to create an Armory Rental Fund and authorize the Military Bureau to rent armories. The amendment proposed to delay the effective date of the creation of the Armory Rental Fund until July 1, 1997.

The amendment proposed to require the Adjutant General to obtain an appraisal of the value of any real property of the Military Bureau prior to selling that property and to prohibit the Adjutant General from selling any real property for less than that appraised value.

The amendment also proposed to authorize the Adjutant General to sell the armories in Brunswick, Newport, Rumford, Sanford and South Portland, subject to the restriction that they are appraised and not sold for less than that appraised value. The amendment also proposed to require the Adjutant General to obtain the approval of the Legislature and the Governor, through the enactment of a resolve, prior to selling any other armory or real property.

House Amendment "A" To Committee Amendment "A" (H-823) proposed to allow the Department of Defense and Veterans' Services, Military Bureau to make expenditures from the Capital Repair Account without legislative approval for any capital repair project costing less than \$300,000. The amendment proposed to prohibit the bureau from using the account for a capital repair project costing \$300,000 or more unless that expenditure is approved in advanced by the Legislature.

The amendment also proposed to require the Military Bureau to report to the Legislature every 2 years on planned capital repair projects costing less than \$300,000.

Enacted law summary

Public Law 1995, chapter 684 permits the Military Bureau, with certain restrictions, to sell certain military properties and to rent its armories. The revenues from these activities are placed in special accounts and the bureau has authority, with limitations, to use the funds for certain projects.