

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
117TH LEGISLATURE**

**SECOND REGULAR SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
STATE AND LOCAL GOVERNMENT**

**JUNE 1996**

***MEMBERS:***

*Sen. Jane A. Amero, Chair*

*Sen. David L. Carpenter*

*Sen. Susan W. Longley*

*Rep. Beverly C. Daggett, Chair*

*Rep. Douglas J. Ahearne*

*Rep. William Lemke*

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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 &amp; 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&amp;S XXX</i> .....	<i>Chapter # of enacted Private &amp; 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 1745 An Act to Establish the Boundary Line between the Town of  
Cornville and the Towns of Solon and Athens**

P & S 65

Sponsor(s)  
MILLS

Committee Report  
OTP

Amendments Adopted

LD 1745 proposed to define and describe with greater certainty the location of the common boundary between the Town of Cornville and the Towns of Solon and Athens.

***Enacted law summary***

Private and Special Law 1995, chapter 65 describes the location of the common boundary between the Town of Cornville and the Towns of Solon and Athens.

**LD 1751 Resolve, to Authorize the Exchange of a Parcel of Land Owned  
by the State with One Owned by Luke Bolduc**

RESOLVE 62

Sponsor(s)  
GUERRETTE  
MCCORMICK

Committee Report  
OTP

Amendments Adopted

LD 1751 proposed to authorize the Commissioner of Defense and Veterans' Services to exchange a certain piece of land owned by the State with a certain piece of land owned by a private citizen.

***Enacted law summary***

Resolve 1995, chapter 62 authorizes the Commissioner of Defense and Veterans' Services to exchange a certain piece of land owned by the State with a certain piece of land owned by a private citizen.

**LD 1754 An Act to Improve the Hancock County Budget  
Procedure**

DIED BETWEEN HOUSES

Sponsor(s)  
RUHLIN  
POVICH

Committee Report  
ONTP MAJ  
OTP-AM MIN

Amendments Adopted

LD 1754 proposed to require the Hancock County commissioners to present the county budget to the Hancock County legislative delegation and would have given the Hancock County legislative delegation authority to modify the budget by a 2/3 vote.

**Committee Amendment "A" (S-492)** would have replaced the bill. The amendment proposed to shift the responsibility for calling and scheduling the informational meeting on the Hancock County budget estimates from county commissioners to the chair of the county legislative delegation. Copies of the budget estimate would have been required to be provided for the delegation 7 days before the meeting. The amendment also clarified the process for the apportionment of county taxes and clarified that a copy of the final county budget must be filed

with the State Auditor. Finally, the amendment would have added a mandate preamble and fiscal note to the bill.

**LD 1790      An Act to Implement Performance Budgeting in State Government**

PUBLIC 705  
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AMERO DAGGETT	OTP-AM	S-502 S-525

LD 1790 would have defined a schedule for implementing performance budgeting in State Government. Performance budgeting allocates resources based on the achievement of measurable objectives, which, in turn, are related to an agency's mission and goals. As strategic planning clarifies agencies' objectives and lays the foundation for performance-based budgets, this bill would have required all state agencies to develop strategic plans. This bill would have required that each state agency develop in the next biennium a strategic plan and tie measurable objectives for one program to its budget proposal.

Because performance budgets are based on an agency's goals and objectives, the budget unit is centered around programs that will achieve those goals. Frequently, agencies share common goals. As a result, effective budgeting requires agencies to conduct joint strategic planning and budgeting. This bill would have required that agencies of State Government that share common goals and objectives be grouped into policy areas. For the 2000-2001 biennium, this bill would have required strategic planning and performance budgets on a policy-area basis.

**Committee Amendment "A" (S-502)** would have made some technical changes, correcting several dates. The amendment also would have required that an agency consult with and receive comments from the joint standing committee of the Legislature having jurisdiction over that agency's matters for the development of a strategic plan.

**Senate Amendment "A" To Committee Amendment "A" (S-525)** would have removed the Department of Corrections from the group of departments required to participate in a demonstration project to develop joint strategic plans and budgets in the area of job training.

**Senate Amendment "B" To Committee Amendment "A" (S-572)** would have clarified that Legislators are not entitled to the legislative per diem or any expenses for attendance at any meetings regarding performance-based budgeting if those meetings are held when the Legislature is not in session. (Not adopted)

***Enacted law summary***

Public Law 1995, chapter 705 defines a schedule for implementing performance budgeting in State Government. Performance budgeting allocates resources based on the achievement of measurable objectives, which, in turn, are related to an agency's mission and goals. As strategic planning clarifies agencies' objectives and lays the foundation for performance-based budgets, the law requires all state agencies to develop strategic plans. The law also requires that each state agency develop in the next biennium a strategic plan and tie measurable objectives for one program to its budget proposal. In developing their plans, agencies must consult with and receive comments from the joint standing committee of the Legislature having jurisdiction over their affairs.