

MAINE STATE LEGISLATURE

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**STATE OF MAINE
118TH LEGISLATURE**

**FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION**

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

JULY 1997

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Sen. James D. Libby

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ONE HUNDRED EIGHTEENTH LEGISLATURE
FIRST REGULAR AND FIRST SPECIAL SESSIONS

Summary Of Legislation Before The Joint Standing Committees
August 1997

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. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

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 Regular 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 IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</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/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</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>OTP ND</i>	<i>Committee report Ought To Pass In New Draft</i>
<i>OTP ND/NT</i>	<i>Committee report Ought To Pass In New Draft/New Title</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>Bill held by Governor</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 First Regular Session (unless otherwise specified in a particular law) is June 26, 1997 and September 19, 1997 for the First Special Session.

David E. Boulter, Director
 Offices Located in the State House, Rooms 101/107/135

LD 71

**An Act to Return a Certain Parcel of Land to Hartland from
Pittsfield**

**P & S 7
EMERGENCY**

Sponsor(s)
STEDMAN

Committee Report
OTP-AM

Amendments Adopted
H-6

LD 71 proposed to transfer back to the Town of Hartland a piece of property that was annexed to the Town of Pittsfield in 1852.

Committee Amendment "A" (H-6) added a mandate preamble and made the bill an emergency.

Enacted law summary

Private and Special Law 1997, chapter 7 transfers back to the Town of Hartland a piece of property that was annexed to the Town of Pittsfield in 1852. Chapter 7 was enacted as an emergency measure effective March 28, 1997.

LD 77

An Act to Change the Budgeting Process for York County

CARRIED OVER

Sponsor(s)
JOYNER

Committee Report

Amendments Adopted

LD 77 proposed to give the York county commissioners the final approval authority over the county budget. As the county legislative delegation was divided on whether and how to amend the York County budget process, the bill was carried over to the Second Regular Session.

LD 83

**An Act to Amend the Laws Requiring Notification for Public
Hearings Concerning Ordinance Changes**

**PUBLIC 36
EMERGENCY**

Sponsor(s)
CARLETON

Committee Report
OTP-AM

Amendments Adopted
H-7

LD 83 proposed to change the notification time for a public hearing involving a municipal zoning ordinance from 14 days to 13 days and to change the time allowed for publication of certain public hearing notices in the newspaper and for the mailing of certain notices to abutting property owners.

Committee Amendment "A" (H-7) proposed to make the bill an emergency.

Enacted law summary

Public Law 1997, chapter 36 changes the notification time for a public hearing involving a municipal zoning ordinance from 14 days to 13 days. It also changes the time allowed for publication of certain public hearing

notices in the newspaper and for the mailing of certain notices to abutting property owners. Chapter 36 was enacted as an emergency measure effective March 28, 1997.

LD 84 **An Act to Reduce the Meal Allowance for Legislators from \$32 to \$16** **INDEF PP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JONES SA	OTP-AM A OTP-AM B OTP-AM C	

LD 84 proposed to reduce the meal allowance for Legislators from \$32 to \$16.

Committee Amendment "A" (H-329), which was not adopted, proposed to reduce the meal allowance for Legislators from \$32 to \$22 and transfer most of the savings realized by reducing the meal allowance to the constituent service allowance. The amendment added an appropriation section and a fiscal note to the bill.

Committee Amendment "B" (H-330), which was not adopted, proposed to reduce the meal allowance for Legislators from \$32 to \$22. The amendment also added an appropriation section and a fiscal note to the bill.

Committee Amendment "C" (H-331), which was not adopted, added an appropriation section and a fiscal note to the bill.

LD 88 **An Act to Clarify That a Town's Mooring Ordinance May Grandfather Existing Commercial or Noncommercial Moorings** **PUBLIC 89**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PINKHAM R HARRIMAN	OTP-AM	H-119

LD 88 proposed to clarify that a town's mooring ordinance may include provisions to grandfather commercial or noncommercial moorings established prior to the adoption of the ordinance.

Committee Amendment "A" (H-119) proposed to clarify that the location and use of the grandfathered mooring privilege is determined by the harbor master or other local authority with power to regulate moorings.

Enacted law summary

Public Law 1997, chapter 89 clarifies that a town's mooring ordinance may include provisions to grandfather commercial or noncommercial moorings established prior to the adoption of the ordinance and provides that the location and use of the mooring is determined by the harbor master or other local regulatory authority.