

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. Jill M. Goldthwait

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 192 **An Act to Prohibit a Former Legislator from Employment in the Legislative, Judicial or Executive Branch for 2 Years after the End of the Legislator's Term** **ONTP**

<u>Sponsor(s)</u> AHEARNE	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 192 proposed to prohibit a former Legislator from obtaining employment in the legislative, judicial or executive branch until two years after the most recent legislative term for which the Legislator was elected.

LD 201 **RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Term of the Governor** **ONTP**

<u>Sponsor(s)</u> CAMERON	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 201 proposed an amendment to the Constitution of Maine to change the term of office for the Governor from four years to six years and to prohibit the Governor from serving consecutive terms.

LD 206 **RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for 4-year Terms for Senators and Members of the House of Representatives** **ONTP**

<u>Sponsor(s)</u> CAMERON	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 206 proposed an amendment to the Constitution of Maine to change Legislators' terms to four years following the general election in 2000 or 2002. The resolution proposed that the Legislature meet every year, with business in the fourth year restricted as it is presently in the second year. (See also LD 269)

LD 207 **An Act to Change How the Mileage Allowance is Determined for Sheriffs and Deputies** **PUBLIC 8**

<u>Sponsor(s)</u> FERGUSON	<u>Committee Report</u> OTP MAJ ONTP MIN	<u>Amendments Adopted</u>
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LD 207 proposed to allow sheriffs and deputies to be reimbursed for mileage at the same rate as other county employees in the county in which the sheriff is employed. All travel initiated by a state agency would continue to be reimbursed at the rate established in the Maine Revised Statutes, Title 5, section 8.

Enacted law summary

Public Law 1997, chapter 8 authorizes counties to reimburse sheriffs and deputies for travel expenses at the same rate other county employees are reimbursed, rather than at the rate provided to state employees which the law previously required.

LD 209 **An Act to Increase Term Limits to 12 Years for Elected Officials and Constitutional Officers** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS HATCH	ONTP	

LD 209 would have extended the number of years of service authorized under the term limits law from eight to 12 years for Legislators, the Secretary of State, the Treasurer of State, the Attorney General and the State Auditor.

LD 211 **An Act to Permit Municipalities to Restrict the Sale of Tobacco Products** **PUBLIC 63**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS	OTP MAJ ONTP MIN	S-18 MILLS

LD 211 proposed to repeal the provision of law that prohibits municipalities from enacting ordinances and regulations regarding tobacco displays, product placement and the time of tobacco product sales.

Senate Amendment "B" (S-18) proposed to require that if a municipality intends to consider an ordinance or regulation regarding the sale, possession and use of tobacco that is more restrictive than state law, it must provide notice to each retail tobacco licensee doing business within the municipal corporate limits.

Enacted law summary

Public Law 1997, chapter 63 repeals the provision of law that prohibits municipalities from enacting ordinances and regulations regarding tobacco displays, product placement and the time of tobacco product sales and requires a municipality to provide notice to each retail tobacco licensee doing business within the municipality if the municipality intends to enact any such ordinance and the ordinance is more restrictive than state law.