

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
119TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
AGRICULTURE, CONSERVATION AND FORESTRY

JULY 1999

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**ONE HUNDRED NINETEENTH LEGISLATURE**  
**FIRST REGULAR SESSION**

**Summary Of Legislation Before The Joint Standing and Select Committees**  
**August 1999**

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

The document is organized for convenient reference to information on bills considered by the committees. It is organized 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](http://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:

*CARRIED OVER*..... *Bill carried over to Second Regular Session*  
*CON RES XXX*..... *Chapter # of Constitutional Resolution passed by both Houses*  
*CONF CMTE UNABLE TO AGREE*..... *Committee of Conference unable to agree; bill died*  
*DIED BETWEEN BODIES*..... *House & Senate disagree; bill died*  
*DIED IN CONCURRENCE*..... *One body accepts ONTP report; the other indefinitely postpones the bill*  
*DIED ON ADJOURNMENT*..... *Action incomplete when session ended; bill died*  
*EMERGENCY*..... *Enacted law takes effect sooner than 90 days*  
*ENACTMENT FAILED*..... *Bill failed to get vote required for enactment or final passage*  
*NOT PROPERLY BEFORE THE BODY*..... *Ruled out of order by the presiding officers; bill died*  
*INDEF PP*..... *Bill Indefinitely Postponed*  
*ONTP*..... *Ought Not To Pass report accepted*  
*OTP ND*..... *Committee report Ought To Pass In New Draft*  
*OTP ND/NT*..... *Committee report Ought To Pass In New Draft/New Title*  
*P&S XXX*..... *Chapter # of enacted Private & Special Law*  
*PUBLIC XXX*..... *Chapter # of enacted Public Law*  
*RESOLVE XXX*..... *Chapter # of finally passed Resolve*  
*UNSIGNED*..... *Bill held by Governor*  
*VETO SUSTAINED*..... *Legislature failed to override Governor's Veto*

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 18, 1999.

Public Law 1999, chapter 362 repeals several sections of a statute governing the production and distribution of milk and milk products. It directs the Department of Agriculture, Food and Rural Resources to provisionally adopt major substantive rules for the inspection, licensing, testing, labeling and sanitation of milk and milk products. It requires these rules to be submitted to the Legislature no later than January 3, 2000 and authorizes the Joint Standing Committee on Agriculture, Conservation and Forestry to report out legislation relating to the milk laws during the Second Regular Session of the 119th Legislature.

**LD 1960**                      **An Act to Change the Names of Divisions within the Bureau of Forestry  
to More Accurately Reflect the Roles and Duties of Those Divisions**                      **PUBLIC 155**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOOLEY KILKELLY	OTP-AM	

LD 1960 proposed changing the names of the Department of Conservation, Division of Forest Fire Control to the Division of Forest Protection and the Division of Insect and Disease Management to the Division of Forest Health and Monitoring to more accurately reflect the responsibilities of each division. This bill was submitted on behalf of the Department of Conversation.

*Enacted law summary*

Public Law 1999, chapter 155 changes the names of the Department of Conservation, Division of Forest Fire Control to the Division of Forest Protection and the Division of Insect and Disease Management to the Division of Forest Health and Monitoring to more accurately reflect the responsibilities of each division.

**LD 1974**                      **Resolve, to Transfer a Parcel of State Land to the Town of Carrabassett  
Valley**                      **RESOLVE 41**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BENOIT MCGLOCKLIN	OTP-AM	H-538 PIEH S-210

LD 1974 proposed authorizing the Director of the Bureau of Parks and Lands within the Department of Conservation to negotiate the transfer of certain public reserved land owned by the State to the Town of Carrabassett Valley and requiring the proceeds from the sale to be used to acquire additional real estate in the same county as the transferred land.

**Committee Amendment "A" (S-210)** proposed changing the acreage of the transfer and removing language relating to a previously transferred parcel. It also proposed allowing the Town of Carrabassett Valley to lease portions of the property for uses consistent with the uses specified in the resolve. It proposed adding to those uses hunting and timber management and increasing the amount of land that the Town of Carrabassett Valley could develop under the terms of the deed.

The amendment also proposed to add a fiscal note to the resolve.

**House Amendment "A" to Committee Amendment "A" (H-538)** proposes to correct the fiscal note on the committee amendment.

*Enacted law summary*

Resolve 1999, chapter 41 authorizes the Director of the Bureau of Parks and Lands within the Department of Conservation to negotiate the transfer of certain public reserved land owned by the State to the Town of Carrabasset Valley. It requires the proceeds from the sale to be used to acquire additional real estate in the same county as the transferred land for the same purposes. The land to be transferred is subject to restrictions on development and must be used for public outdoor recreation. The Town of Carrabasset Valley may lease portions of the property for uses consistent with the uses specified in the resolve, including hunting and timber management. The Town of Carrabasset Valley can develop up to 25 acres under the terms of the deed.

**LD 1979**                      **An Act to Limit the Percentage of Forest Products Harvested from Certain Lands That May Be Sold to a Foreign Country**                      **ONTP**

<u>Sponsor(s)</u> CASSIDY	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1979 proposed limiting the amount of forest products harvested on certain lands that could be transported to foreign countries. The restrictions would have applied to people owning 5,000 acres of land or more. The bill would have limited exports to 10% of the total volume of annual forest products harvested on these ownerships.

**LD 1980**                      **An Act to Provide Labeling for Cider**                      **PUBLIC 175  
EMERGENCY**

<u>Sponsor(s)</u> KILKELLY RINES	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> S-119
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LD 1980 proposed mandatory labeling of unpasteurized cider to state that product was not pasteurized.

**Committee Amendment "A" (S-119)** proposed language to replace the original bill. It proposed specifying accepted processing methods for cider and requiring a warning label for cider that was not processed in accordance with these methods. It also proposed adding an emergency preamble and emergency clause. It also exempts hard cider from the cider labeling restrictions and requirements. It also adds a fiscal note to the bill.

*Enacted law summary*

Public Law 1999, chapter 175 specifies accepted processing methods for cider and requires a warning label for cider that is not processed in accordance with these methods. Hard cider is exempted from the cider labeling restrictions and requirements.

Chapter 175 was enacted as an emergency measure effective May 13, 1999.

**LD 1985**                      **An Act to Require the Labeling of Irradiated Food Sold at Retail**                      **CARRIED OVER**

<u>Sponsor(s)</u> ETNIER	<u>Committee Report</u>	<u>Amendments Adopted</u>
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