

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).

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.

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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LD 1985 proposed prohibiting the retail sale of irradiated food unless the food is labeled "irradiated food."

LD 1987 **An Act to License Hikers, Canoeists, Kayakers and Off-road Bicyclists** **ONTP**

<u>Sponsor(s)</u> JOY		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1987 proposed establishing a recreational license to be issued by the Commissioner of Conservation to any resident or nonresident who engaged in hiking, canoeing, kayaking or off-road bicycling in the State. A person would be exempt from this requirement if the person were hiking, canoeing, kayaking or off-road bicycling on the land of the person or the person's immediate family or if the person possessed a valid hunting or fishing permit or a license to operate a snowmobile or all-terrain vehicle. Proposed fees for the recreational license ranged from \$5 for a resident who is under 16 years of age to \$48 for a nonresident who is 16 years of age or older. All fees would be used for trail maintenance and enforcement of the licensing provision to be divided between the Department of Conservation, Bureau of Parks and Lands and the Department of Inland Fisheries and Wildlife.

LD 1999 **Resolve, to Create a Committee to Establish a Memorial Dedicated to the** **RESOLVE 83**
Civilian Conservation Corps

<u>Sponsor(s)</u> DUPLESSIE CATHCART		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-305 H-767 DUPLESSIE
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LD 1999 proposed creating a 9-member Committee to Establish a Memorial Dedicated to the Civilian Conservation Corps.

Committee Amendment "A" (H-305) proposed adding an appropriation section and a fiscal note to the resolve.

House Amendment "A" to Committee Amendment "A" (H-767) proposed changes in the composition of the committee. It proposed deauthorizing payment of any reimbursement or expenses to the members of the committee and amending the fiscal note and striking the appropriations section to reflect this change.

Enacted law summary

Resolve 1999, chapter 83 establishes the Committee to Establish a Memorial Dedicated to the Civilian Conservation Corps. The committee is charged with studying issues relating to the funding, location and inscription of a memorial. The committee consists of 2 to 4 former members of the Civilian Conservation Corps and one member of the House of Representatives. The committee is required to submit its report to the Second Regular Session of the 119th Legislature by January 14, 2000.

LD 2005 **Resolve, to Establish the Maine Forest Policy Round Table Study** **CARRIED OVER**
Commission

<u>Sponsor(s)</u> VOLENIK		<u>Committee Report</u>		<u>Amendments Adopted</u>
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LD 2005 proposes establishing the Maine Forest Policy Round Table Study Commission to address and study key forestry issues, including economic and labor issues, and to make recommendations for changes in the State's forestry policy.