

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
119TH LEGISLATURE**

**SECOND REGULAR SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
CRIMINAL JUSTICE**

**JULY 2000**

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**ONE HUNDRED NINETEENTH LEGISLATURE**  
**SECOND REGULAR SESSION**

**Summary Of Legislation Before The Joint Standing Committees**  
**July 2000**

We are pleased to provide this summary of 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:

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  
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... Emergency bill failed to get 2/3 vote  
FAILED ENACTMENT/FINAL PASSAGE..... Bill failed to get majority vote  
FAILED MANDATE ENACTMENT..... Bill imposing local mandate failed to get 2/3 vote  
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 Second Regular Session (unless otherwise specified in a particular law) is August 11, 2000.

*David E. Boulter, Director*  
Offices Located in the State House, Rooms 101 & 107

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLWELL	OTP-AM	H-945 H-980 POVICH

LD 2196 proposed to establish the Central Maine Regional Public Safety Communication Center to provide emergency communication services to participating state, county and municipal entities. The bill proposed to establish a governing council and a board of directors to establish policy and to provide administrative oversight.

**Committee Amendment "A" (H-945)** proposed to replace the bill. The amendment proposed to establish the Central Maine Regional Public Safety Communication Center to provide the governmental function of emergency communication services to participating state, county and municipal entities in the central Maine region. The amendment proposed that the following agencies and municipalities may participate in the establishment of the center: the Maine State Police, the Kennebec County Sheriff's office and the municipalities of Gardiner, Augusta, Waterville, Winslow and Oakland.

The amendment proposed to establish the center as a body corporate and politic with a governing council and a board of directors to establish policy and to provide administrative oversight.

The amendment also proposed to add a fiscal note.

**House Amendment "A" to Committee Amendment "A" (H-980)** proposed to remove the requirement that the Board of Directors of the Central Maine Regional Public Safety Communication Center approve job descriptions for staff of the center. The amendment proposed to remove language governing employees of the center and provide that the initial staff of the center must be selected from within the pool of current dispatch employees employed by any municipality or agency that joins the center. The amendment proposed that the rights and obligations of any municipality or agency that joins the center that arise out of an existing collective bargaining agreement to which it is a party may not be abrogated by the creation of the center. The amendment also proposed to require the center to bargain with any local union selected by the employees that is entitled to recognition as the collective bargaining agent.

***Enacted law summary***

Private and Special Law 1999, chapter 85 establishes the Central Maine Regional Public Safety Communication Center to provide the governmental function of emergency communication services to participating state, county and municipal entities in the central Maine region. The following agencies and municipalities may participate in the establishment of the center: the Maine State Police, the Kennebec County Sheriff's office and the municipalities of Gardiner, Augusta, Waterville, Winslow and Oakland.

Private and Special Law 1999, chapter 85 establishes the center as a body corporate and politic with a governing council and a board of directors to establish policy and to provide administrative oversight.

Private and Special Law 1999, chapter 85 also provides that the initial staff of the center must be selected from within the pool of current dispatch employees employed by any municipality or agency that joins the center. Private and Special Law 1999, chapter 85 also provides that the rights and obligations of any

municipality or agency that joins the center that arise out of an existing collective bargaining agreement to which it is a party may not be abrogated by the creation of the center and requires the center to bargain with any local union selected by the employees that is entitled to recognition as the collective bargaining agent.

Private and Special Law 1999, chapter 85 specifies that the Central Maine Regional Public Safety Communication Center takes effect only when 2 or more eligible municipalities or agencies agree to participate.

**LD 2315**

**An Act to Amend the Department of Corrections Statutes**

**PUBLIC 583**

<u>Sponsor(s)</u> MURRAY		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> S-512
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LD 2315 proposed to change the Department of Corrections laws to reflect restructuring of the department facilities.

**Committee Amendment "A" (S-512)** proposed to eliminate an outdated provision, whose subject matter is covered comprehensively in the Maine Revised Statutes, Title 30-A, section 1656. The amendment proposed to clarify the relationship between the Department of Corrections confidentiality statute and other confidentiality provisions. The amendment proposed to provide for consistency of references to juvenile correctional facilities.

This amendment proposed to incorporate recommended reporting requirements by the Department of Corrections pursuant to the report of the Study Group to Review Procedures and Consider Improvements in Juvenile and Adult Probation Services, pursuant to Resolve 1997, chapter 124.

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

***Enacted law summary***

Public Law 1999, chapter 583 amends the Department of Corrections laws to reflect institutional restructuring. Public Law 1999, chapter 583 clarifies the relationship between the Department of Corrections confidentiality statute and other confidentiality provisions in law and incorporates Department of Corrections reporting requirements that were part of the recommendations of the Study Group to Review Procedures and Consider Improvements in Juvenile and Adult Probation Services, pursuant to Resolve 1997, chapter 124.

**LD 2362**

**An Act to Establish State Death Benefits for Law Enforcement Officers Killed in the Line of Duty**

**DIED ON  
ADJOURNMENT**

<u>Sponsor(s)</u> AMERO		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-1002 POVICH S-579
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