

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

**STATE OF MAINE
119TH LEGISLATURE**

SECOND REGULAR SESSION

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

JULY 2000

MEMBERS:

Sen. Peggy A. Pendleton, Chair

Sen. Jill M. Goldthwait

Sen. Paul T. Davis

Rep. Douglas J. Ahearne, Chair

Rep. Martha A. Bagley

Rep. Benjamin L. Rines, Jr.

Rep. John F. McDonough

Rep. Joanne T. Twomey

Rep. Randall L. Bumps

Rep. Susan Kasprzak

Rep. Arlan R. Jodrey

Rep. Earl E. Richardson

Rep. Belinda A. Gerry

Rep. Donald G. Soctomah

Staff:

Christopher Spruce, Legislative Analyst

Danielle D. Fox, Legislative Analyst

Office of Policy and Legal Analysis

13 State House Station

Augusta, ME 04333

(207)287-1670



Maine State Legislature
OFFICE OF POLICY AND LEGAL ANALYSIS

13 State House Station, Augusta, Maine 04333-0013
 Telephone: (207) 287-1670
 Fax: (207) 287-1275

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).

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

Enacted law summary

Resolve 1999, chapter 135 creates the Commission to Study Economically and Socially Just Policies for Foreign Investments and Foreign Purchasing by the State. In examining this issue, the 12-member commission must evaluate the policies of other states, propose standards concerning foreign companies that do business with the State and foreign companies invested in by the State, and make recommendations to the Legislature as to whether the State should do business with and invest in foreign companies that oppress or mistreat their workers. The law requires the commission to consider such factors as child labor and exploitation of workers under unhealthy conditions. The commission also must identify the possible positive and negative impacts of proposed policies on Maine workers, Maine small businesses and Maine taxpayers. The law requires the commission to issue its report by November 15, 2000.

LD 2471

Resolve, to Recognize Veterans of the Vietnam War in the State House Hall of Flags

RESOLVE 113

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAMPBELL MICHAUD	OTP-AM	H-1037 AHEARNE H-837

LD 2471 proposed to create a special commission to erect a plaque in the Hall of Flags honoring the veterans of the Vietnam War from Maine.

Committee Amendment "A" (H-837), proposed to amend the original resolve by adding a flag or flags to the items that will be displayed in the State House Hall of Flags to honor veterans of the Vietnam War. It also proposed to require that the Maine Historic Preservation Commission develop and recommend to the Legislative Council and to the joint standing committee of the Legislature having jurisdiction over state and local government matters a more formalized, permanent process through which to handle future requests for adding new plaques, flags or other commemorative items to the State House Hall of Flags. The Historic Preservation Commission would be required to report in writing on its proposal to the committee and the Executive Director of the Legislative Council by December 15, 2000. It also proposed to authorize the committee to report out legislation based on the commission's recommendations.

House Amendment "A" to Committee Amendment "A" (H-1037), proposed to make technical changes to bring the resolve into conformance with the Legislative Council's guidelines for commissions. The amendment also proposed to specify that commission members may not be Legislators and must serve without compensation. The amendment also proposed to incorporate the change from Senate Amendment "A" (S-540).

Senate Amendment "A" (S-540), which was not adopted, proposed a technical change in the resolve to ensure consistency with Committee Amendment "A," filing number H-837.

Enacted law summary

Resolve 1999, chapter 113 creates a 5-member commission to erect a plaque and place a flag or flags in the Hall of Flags honoring the veterans of the Vietnam War from Maine. The law specifies that none of the commission members may be legislators and that all must serve without compensation. It also requires that

the Maine Historic Preservation Commission develop and recommend to the Legislative Council and to the joint standing committee of the Legislature having jurisdiction over state and local government matters a more formalized, permanent process through which to handle future requests for adding new plaques, flags or other commemorative items to the State House Hall of Flags. The Historic Preservation Commission must report in writing on its proposal to the committee and the Executive Director of the Legislative Council by December 15, 2000. The law also authorizes the joint standing committee having jurisdiction over state and local government matters to report out legislation based on the commission's recommendations in the First Session of the 120th Legislature.

LD 2480

An Act to Allow Police Assistance in Emergency Situations

PUBLIC 654

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MURPHY E	OTP-AM MAJ	H-908
LAWRENCE	ONTP MIN	

LD 2480 proposed to allow a police department to respond to a request for assistance from another police department when there is no liability agreement if the assistance is for a major unplanned incident, in which case liability remains with the responding department except for command or operational decisions made by the requesting department. Current law allows one police department to assist another police department only if their respective municipalities have preexisting agreements concerning liability.

Committee Amendment "A" (H-908), proposed to clarify the meaning of a "major unplanned incident."

Enacted law summary

Public Law 1999, chapter 654, except where expressly prohibited by municipal ordinance or policy, allows a police department to respond to a request for assistance from another police department when there is no preexisting liability agreement among the departments if the assistance is for a major unplanned incident. The law specifies that when the response is for a major unplanned incident, the liability remains with the responding department except for command or operational decisions made by the requesting department. Public Law 1999, chapter 654 also defines a "major unplanned incident" for the purposes of the chapter.

LD 2507

An Act to Establish a Commemorative Day Recognizing Major-General Henry Knox

**PUBLIC 666
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SKOGLUND	ONTP MAJ	
PINGREE	OTP MIN	

LD 2507 proposed to establish a commemorative day recognizing Major-General Henry Knox of Thomaston, who was a Revolutionary War general and hero and Secretary of War under President George Washington.