

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

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.

Enacted law summary

Public Law 1999, chapter 666 establishes July 25th of each year as 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.

Public Law 1999, chapter 666 was enacted as an emergency measure effective April 11, 2000.

LD 2522

An Act to Establish a Memorial Dedicated to the Civilian Conservation Corps

PUBLIC 747

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-940 S-767 MICHAUD

LD 2522 proposed to establish a memorial dedicated to the Civilian Conservation Corps. It proposed that the responsibility to establish and maintain the memorial near the entrance to the Cultural Building that houses the Maine State Library, the Maine State Museum and the Maine State Archives in the State House complex be placed with the Capitol Planning Commission. The bill proposed that funding for the memorial be raised from both the public and private sectors. It also proposed that educational and historical information regarding the Civilian Conservation Corps in Maine be maintained at the Maine State Museum.

Committee Amendment "A" (H-940), proposed to replace the appropriation section in the original bill and to add an allocation section to authorize the expenditure of any private funding received by the Capitol Planning.

Senate Amendment "A" to Committee Amendment "A" (S-767), proposed to clarify that the State funds provided for a portion of the costs of establishing a Civilian Conservation Corps memorial were to be one-time funds.

Enacted law summary

Public Law 1999, chapter 747 establishes a memorial dedicated to the Civilian Conservation Corps. The law places responsibility with the Capitol Planning Commission to establish and maintain the memorial near the entrance to the Cultural Building that houses the Maine State Library, the Maine State Museum and the Maine State Archives in the State House complex. Chapter 747 requires that funding for the memorial come from both the State and private sources and clarifies that the \$10,000 provided by the State for the project represents a "one-time" appropriation. The law authorizes the Capitol Planning Commission to expend any private funds received for the project. It also requires that educational and historical information regarding the Civilian Conservation Corps in Maine be maintained at the Maine State Museum.