

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
120th Legislature*

First Regular Session

Bill Summaries

*Joint Standing Committee
on
Agriculture, Conservation and Forestry*

August 2001

Members:

*Sen. Richard Kneeland, Chair
Sen. John Nutting
Sen. Marge L. Kilkelly*

*Rep. Linda Rogers McKee, Chair
Rep. Paul Volenik
Rep. Susan M. Hawes
Rep. Sally Landry*

*Rep. Jacqueline A. Lundeen
Rep. Raymond G. Pineau
Rep. Walter R. Gooley
Rep. Clifton E. Foster
Rep. Roderick W. Carr
Rep. Arlan R. Jodrey*

Staff:

Jill Ippoliti, 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

120th Legislature
First Regular Session

Summary Of Legislation Before The Joint Standing Committees
August 2001

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 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*
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 First Regular Session (unless otherwise specified in a particular law) is **September 21, 2001**.

David E. Boulter, Director
 Offices Located in the State House, Rooms 101/107/135

Joint Standing Committee on Agriculture, Conservation and Forestry

LD 906

An Act to Amend the Laws Pertaining to the Control of Disease in Poultry

PUBLIC 91

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NUTTING J WESTON	OTP-AM	S-49

LD 906 proposed directing the Commissioner of Agriculture, Food and Rural Resources to establish a mandatory Salmonella enteritidis risk reduction and surveillance program for commercial egg-type poultry farms.

Committee Amendment "A" (S-49) proposed alternate language to require the Commissioner of Agriculture, Food and Rural Resources, in cooperation with the University of Maine Cooperative Extension Service, to develop a Salmonella enteritidis risk reduction and surveillance program for poultry and to adopt rules to implement the program. It proposed mandatory participation in the program for commercial egg producers upon final adoption of major substantive rules.

Enacted law summary

Public Law 2001, chapter 91 requires the Commissioner of Agriculture, Food and Rural Resources to develop a Salmonella enteritidis risk reduction and surveillance program for poultry and to adopt major substantive rules to implement the program.

LD 912

An Act to Amend the Harness Racing Laws to Provide for Staggered Terms

**PUBLIC 63
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KNEELAND CHIZMAR	OTP-AM	S-19

LD 912 proposed staggering the terms of the members of the State Harness Racing Commission and the Harness Racing Promotional Board. It proposed allowing the commission to elect one of its members to serve as chair rather than having the Governor appoint a member.

Committee Amendment "A" (S-19) proposed amending the bill to have the Governor continue to appoint the chair of the State Harness Racing Commission. It also proposes removing the stipulation that the chair must be without an industry affiliation.

Enacted law summary

Public Law 2001, chapter 63 staggers the terms of the members of the State Harness Racing Commission and the Harness Racing Promotional Board. It removes the stipulation that the chair must be without an industry affiliation.

Joint Standing Committee on Agriculture, Conservation and Forestry

Public Law 2001, chapter 63 was enacted as an emergency measure effective April 12, 2001.

LD 913 **An Act Regarding Variances to the Implementation Dates of the Nutrient Management Law** **PUBLIC 64 EMERGENCY**

<u>Sponsor(s)</u> KNEELAND GOOLEY	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> S-20
---	-----------------------------------	-----------------------------------

LD 913 proposed amending the nutrient management law regarding the issuance of variances to allow the Commissioner of Agriculture, Food and Rural Resources to issue a variance from the deadline for completion and certification of a plan. The bill also proposed eliminating the requirement for a 90-day time period between the time of the request for a variance and the applicable implementation date.

Committee Amendment "A" (S-20) proposed replacing the bill with alternate language to allow the Commissioner of Agriculture, Food and Rural Resources to grant variances to delay the date by which a nutrient management plan must be prepared and certified. It also proposed providing a reclassification within the Office of Agricultural, Natural and Rural Resources.

Enacted law summary

Public Law 2001, chapter 64 allows the Commissioner of Agriculture, Food and Rural Resources to grant a variances from the January 1, 2001 deadline for preparation and certification of a nutrient management plan when technical assistance or resources were not available. It also provides a reclassification within the Office of Agricultural, Natural and Rural Resources.

Public Law 2001, chapter 64 was enacted as an emergency measure with a retroactive effective date of January 1, 2001.

LD 925 **An Act to Allow Cultivation of Those Varieties of Ribes That are Certified Resistant or Immune to White Pine Blister Rust** **ONTP**

<u>Sponsor(s)</u> BROOKS	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
-----------------------------	---------------------------------	---------------------------

LD 925 proposed allowing the possession, shipment and cultivation of plants of the genus Ribes, including gooseberries, currants, European black currants and other members of the Ribes plant genus if the products were specifically labeled by the shipper as certified resistant or immune to white pine blister rust.