

# MAINE STATE LEGISLATURE

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*State Of Maine  
120th Legislature*

*First Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
Legal and Veterans' Affairs*

*August 2001*

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**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](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:

*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*  
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## Joint Standing Committee on Legal and Veterans' Affairs

Sustainment Maintenance Center located at the former Loring Air Force Base. The primary purpose of the authority is to maintain, rebuild, repair, store and manufacture equipment for the state, the United States Departments of Army, Air Force, Navy, Treasury and for foreign governments in conjunction with the Foreign Military Sales Program of the United States Department of Defense. This state operation is completely reimbursed with federal funds.

Revenue generated by the Authority must be first used to support the Authority. Other unexpended balances may be transferred to any other non-General Fund state account of the Military Bureau including but, not limited to, capital repair and maintenance of state armories and Maine National Guard Tuition Assistance. The Authority may acquire public and private monies and property.

Employees of the former Maine Readiness Sustainment Maintenance Center shall be transferred to the Maine Military Authority and are members of the Maine State Retirement System and the state employee health plan. Employees of the Authority are not subject to the civil service laws but are state employees.

Books and records of the authority are confidential but subject to audit and open for inspection by the state and federal governments.

Public Law 2001, chapter 374 was enacted as an emergency measure effective June 8, 2001.

**LD 1517**                      **Resolve, to Create a Commission to Review the Landlord-tenant Laws in the State**                      **DIED ON ADJOURNMENT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LONGLEY	OTP-AM    MAJ ONTP        MIN	S-229

LD 1517 proposed to create a commission to review and recommend updates of the landlord-tenant laws in the State.

**Committee Amendment "A" (S-229)** proposed to clarify that the 3 members of the Commission to Review Landlord-tenant Laws established in this resolve that are landlords and the 3 members that are tenants can either be landlords or a representative of a landlord or tenants or a representative of the tenant.

The bill was enacted in the House but died in the Senate on the Appropriations Table upon adjournment.

**LD 1518**                      **RESOLUTION, Proposing an Amendment to the Constitution of Maine Concerning Direct Initiative of Legislation**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LONGLEY TUTTLE	ONTP	

## Joint Standing Committee on Legal and Veterans' Affairs

LD 1518, a constitutional resolution, proposed to provide that 50% of the required number of signatures of electors for a direct initiative of legislation should be signatures of electors who are qualified to vote in the Second Congressional District. It also proposed to require that the Legislature, after a failure to enact a direct initiative without change and before this initiative could be submitted to the electors, hold 6 public hearings on this initiative. As proposed, three of these hearings would be held in the First Congressional District, and 3 of these hearings would be held in the Second Congressional District.

**LD 1526**                      **An Act to Institute a Citizens' Guide to Elections**                      **ONTP**

<u>Sponsor(s)</u> NORBERT		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1526 proposed to require the Secretary of State to produce and distribute a guide for voters prior to every election. As proposed, this guide would contain objective information about referenda and candidates, including, but not limited to, information regarding the policies of the candidates.

**LD 1529**                      **An Act to Improve Elections**                      **ONTP**

<u>Sponsor(s)</u> SCHNEIDER TURNER		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1529 proposed to make the following changes to the laws governing elections:

1. A student could not gain residency in the municipality in which that student's school is located, unless that student resided there prior to attending that school.
2. A person who establishes residence by affidavit would be required to show adequate proof of identification to the registrar when that person registers to vote.
3. Each municipal clerk would be required to attend a training session at least once every 2 years in regard to the conduct of elections.

**LD 1532**                      **An Act to Amend the Governmental Ethics Laws Administered by the Commission on Governmental Ethics and Election Practices**                      **CARRIED OVER**

<u>Sponsor(s)</u>		<u>Committee Report</u>		<u>Amendments Adopted</u>
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LD 1532, which was carried over to the Second Regular Session proposes to amend the governmental ethics laws. The bill proposes to define "anything of value," "associated" and "employer of another." The bill also proposes to