

MAINE STATE LEGISLATURE

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*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*

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Maine State Legislature
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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).

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

report to the Legislature by December 31, 2005 on the feasibility of implementing outcome-based forestry as a basis for forest policy. The provisions regarding outcome-based forestry sunset July 1, 2006.

LD 1695

An Act to Clarify, Enhance and Strengthen the Animal Welfare Laws of Maine

**PUBLIC 399
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WATSON NUTTING J	OTP-AM	H-613

LD 1695 proposed changing the composition of the Animal Welfare Advisory Committee. It would have required nonlegislative appointments to be reviewed by the joint standing committee of the Legislature having jurisdiction over animal welfare and to be confirmed by the Senate. It proposed requiring the Commissioner of Agriculture, Food and Rural Resources to provisionally adopt rules to implement the cruelty to animals laws and for the rules to be reviewed by the Legislature as major substantive rules prior to final adoption. It proposed directing the Commissioner of Agriculture, Food and Rural Resources to develop a mechanism to share information on persons convicted of animal cruelty with the Department of Human Services and the Department of Public Safety. It proposed requiring the Commissioner of Agriculture, Food and Rural Resources to study and make recommendations for increasing funding for animal welfare programs and authorizing the Joint Standing Committee on Agriculture, Conservation and Forestry to report out legislation to the Second Regular Session of the 120th Legislature.

Committee Amendment "A" (H-613) proposed replacing the original bill. It proposed several changes to the statutes relating to animal welfare and animal control including revising the membership and responsibilities of the Animal Welfare Advisory Committee

LD 1733

An Act to Prohibit the Misbranding of Genetically Engineered Food

PUBLIC 334

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KILKELLY GOOLEY	OTP-AM MAJ ONTP MIN	S-201

LD 1733 proposed allowing a food, food product or food ingredient to be labeled indicating that the product is free of or made without recombinant deoxyribonucleic acid technology, genetic engineering or bioengineering, in accordance with rules adopted by the Department of Agriculture, Food and Rural Resources.

Committee Amendment "A" (S-201) proposed the majority report of the Joint Standing Committee on Agriculture, Conservation and Forestry. This amendment proposed designating the rules authorized as routine technical rules and changing the implementation date to January 1, 2002. It also proposed allowing a food 1% or less of which consists of genetically engineered ingredients to be labeled as free of genetically engineered ingredients.

Joint Standing Committee on Agriculture, Conservation and Forestry

Enacted law summary

Public Law 2001, chapter 334 permits the use of a label on any food, food product or food ingredient that indicates that the product is free of or made without recombinant deoxyribonucleic acid technology, genetic engineering or bioengineering, in accordance with routine, technical rules adopted by the Department of Agriculture, Food and Rural Resources. It allows a food 1% or less of which consists of genetically engineered ingredients to be labeled as free of genetically engineered ingredients.

LD 1761 **Resolve, Establishing the Committee to Study and Make Recommendations to Enhance the Governance of the Allagash Wilderness Waterway** **DIED ON ADJOURNMENT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARTIN BUNKER	OTP-AM	S-162

LD 1761 proposed removing land within the restricted zone of the Allagash Wilderness Waterway from oversight and permitting requirements of the Maine Land Use Regulation Commission. It proposed establishing an Allagash Wilderness Advisory Council in statute to advise the Department of Conservation, Bureau of Parks and Lands on issues relating to the waterway. It proposed establishing in statute the authorized access points to the waterway.

Committee Amendment "A" (S-162) proposed replacing the bill with a resolve to establish the Committee to Study and Make Recommendations to Enhance the Governance of the Allagash Wilderness Waterway. LD 1761 as amended by S-162 was enacted in the House and placed on the Appropriations Table in the Senate. It died on adjournment.

LD 1771 **Resolve, to Establish the Maine Cattle Health Assurance Program** **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KILKELLY		

LD 1771 requires the Department of Agriculture, Food and Rural Resources to develop and implement the Maine Cattle Health Assurance Program. It specifies certain components of the program including the development of best management practices to promote dairy and beef farm profitability, animal health, food product safety and environmental quality; an on-site assessment, and an annual inspection and certification for participants in the program. It proposes establishment of a nonlapsing fund to receive public and private funding for the benefit of the program. It also proposes directing the department to enter into a memorandum of understanding with the Regional Dairy Quality Management Alliance for the purpose of obtaining expertise from other states in New England and the mid-Atlantic region.