

# MAINE STATE LEGISLATURE

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*State Of Maine  
120th Legislature*

*First Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
State and Local Government*

*August 2001*

**Members:**

*Sen. Peggy A. Pendleton, Chair  
Sen. Edward M. Youngblood  
Sen. Margaret Rotundo*

*Rep. Martha A. Bagley, Chair  
Rep. John F. McDonough  
Rep. Paul R. Hatch  
Rep. Paul J. Lessard  
Rep. Janet L. McLaughlin  
Rep. Susan Kasprzak  
Rep. Eleanor M. Murphy  
Rep. Peter D. Chase  
Rep. Anita P. Haskell  
Rep. Philip Cressey, Jr.*

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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 State and Local Government

vendors and suppliers who fail to meet the basic tenets of ethical business and employment practices. The amendment also clarified that the code applies only to vendors wishing to contract with the State for covered goods. It would have required those businesses to sign an affidavit that they and, to the best of their knowledge, their suppliers at the point of assembly comply with local laws and with any applicable treaty obligations in the production of goods being offered for sale to the State. Should the State Purchasing Agent based on reliable information determine that a violation of the code has occurred, the amendment proposed that the agent continue the contract but to work cooperatively with the vendor to cure the vendor's or a supplier's violations. The amendment would have provided an ongoing exemption from the requirements of the bill if the State Purchasing Agent finds that needed goods covered by the law are available only from a vendor who is not in compliance with the code.

The amendment also proposed changes in the membership of the commission established in the bill to study ethical foreign investment practices by the State and added an appropriation section and fiscal note to the bill.

The bill, as amended, died on the Appropriations Table but was included without the report back by the old commission and the study of foreign investment in the Part II Budget, Public law 2001, Chapter 439, Part NNNN.

**LD 1759**

### **An Act to Define the Responsibilities of the Chief Information Officer and to Make Membership Changes on Technical Boards**

**PUBLIC 388**

<u>Sponsor(s)</u> PENDLETON		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> S-232
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LD 1759 proposed to establish in statute the position of Chief Information Officer and the Office of Chief Information Officer. The CIO holds the lead information technology position in the executive branch and is responsible for directing, coordinating and overseeing information technology planning, policy-making, architecture and standardization for State Government. Specifically the bill proposed to:

1. Add the CIO to the membership list of several existing boards and commissions usually replacing the Commissioner of DAFS;
2. Amend current DAFS law to account for the existence of the new CIO position;
3. Repeal several functions previously performed by the Bureau of Information Services;
4. Define the responsibilities of the CIO, including responsibilities formerly assigned to BIS; and
5. Repeal current conformance and misuse of State Government computer system laws and reenact them under the new CIO law.

**Committee Amendment "A" (S-232)** proposed to clarify the title of the bill and spell out that the responsibilities of the chief information officer with respect to information technology advocacy do not extend to the legislative and judicial branches of State Government. The chief information officer acts as a liaison to the judicial and legislative branches for information technology purposes.

#### *Enacted law summary*

## Joint Standing Committee on State and Local Government

Public Law 2001, chapter 388 establishes in statute the position of Chief Information Officer and the Office of Chief Information Officer within the Department of Administrative and Financial Services and clarifies the role and responsibilities of the CIO. Several new information technology responsibilities are assigned to the CIO and some duties formerly performed by the Director of the Bureau of Information Services are transferred to the CIO. The CIO is to act as advocate and coordinator in the area of information technology within the Executive Branch of State Government and as liaison to the Judicial and Legislative Branches.

**LD 1766**                      **Resolve, to Authorize the Northern Maine Technical College to Transfer .26 Acres of Land to the City of Presque Isle to Ensure Road Safety**                      **RESOLVE 35**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KNEELAND BRUNO	OTP	

LD 1766 proposed to authorize the transfer of approximately .26 acres of land owned by the Northern Maine Technical College to the City of Presque Isle. The transfer would allow the city to realign a roadway abutting the NMTC campus to ensure safer flow of traffic on that roadway.

### *Enacted law summary*

Resolve 2001, chapter 35 authorizes the transfer of approximately .26 acres of land by the Northern Maine Technical College to the City of Presque Isle. The transfer allows the city to realign a roadway abutting the NMTC campus to ensure safer flow of traffic on that roadway.

**LD 1772**                      **Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 2001**                      **RESOLVE 19  
EMERGENCY**

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

LD 1772, which was a committee bill pursuant to Joint Order H.P. 1247, proposed the laying of the county taxes and authorizing expenditures of Kennebec County for the year 2001.

**Senate Amendment "A" (S-108)**, which was not adopted, proposed to add \$3,000 for membership in the Kennebec Valley Council of Governments.

### *Enacted law summary*

Resolve 2001, chapter 19 authorizes the laying of the county taxes and authorizes expenditures of Kennebec County for the year 2001.

Resolve 2001, chapter 19 was finally passed as an emergency measure effective May 14, 2001.