

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

LD 1810

An Act to Implement the Recommendations of the Committee to Study Access to Private and Public Lands in Maine

PUBLIC 466

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| | OTP-AM | H-658 S-387 GOLDTHWAIT |

LD 1810 proposed legislation to implement the recommendations of the Committee to Study Access to Private and Public Lands in Maine. The Joint Standing Committee on Agriculture, Conservation and Forestry was authorized to report out legislation under Joint Order 1999, H.P. 1951.

Committee Amendment "A" (H-658) proposed an amendment to the committee bill to remove the proposed prohibitions on certain land acquisitions and to revise the provisions for granting a variance from reclamation standards for excavation sites.

Senate Amendment "A" (S-219) proposed additional revisions to the provisions for granting a variance from reclamation standards for excavation sites.

Senate Amendment "B" (S-387) proposed removing the sections of the bill that relate to reauthorizing the Committee to Study Access to Private and Public Lands in Maine. The committee was reauthorized in a Joint Study Order. See the summary for H.P. 1387.

Enacted law summary

Public Law 2001, chapter 466 implements certain recommendations of the Committee to Study Access to Private and Public Lands in Maine. It requires the Land for Maine's Future Board to include in its biennial report to the Legislature a description of access to acquisitions made during the report period. It directs the Land for Maine's Future Board, the Department of Conservation, Bureau of Parks and Lands and the Department of Inland Fisheries and Wildlife to consider public vehicular access to land proposed for acquisition and to provide justification for land or interest in land acquired without public vehicular access.

It allows an owner or operator of a gravel pit or excavation site to receive a variance from reclamation standards required by the Department of Environmental Protection when that owner or operator, working with the Off-road Recreational Vehicle Division within the Department of Conservation, designs or develops a satisfactory plan for a recreational management area. When a variance is granted to allow a gravel pit to be reclaimed as a pond of 30 acres or greater, the owner must demonstrate that public access to the pond is ensured.