

# MAINE STATE LEGISLATURE

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*State Of Maine  
120th Legislature*

*Second Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
State and Local Government*

*May 2002*

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120th Legislature
Second Regular Session

Summary Of Legislation Before The Joint Standing Committees
May 2002

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 organized for convenient reference to information on bills considered by the committees. It is arranged alphabetically by committee name and within committees by bill (LD) number.

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:

- 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
PASSED..... Joint Order passed in both bodies
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 Second Regular Session (unless otherwise specified in a particular law) is July 25, 2002.

Patrick T. Norton, Interim Director
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## Joint Standing Committee on State and Local Government

current year's county budget. A municipality not paying its full share of the transitional budget in 2002 would be required to pay the interest incurred by the county for borrowing in anticipation of taxes on behalf of the municipality. The amendment also proposed to add a fiscal note to the bill.

**Senate Amendment "A" (S-440)** proposed to add a mandate preamble to the bill.

### *Enacted law summary*

Public Law 2001, chapter 499 authorizes Sagadahoc County to borrow money by issuing bonds or notes in anticipation of taxes to fund county services while transitional budgets are carried out to implement the new county fiscal year enacted last year. The total face amount of municipal bonds or notes may not exceed 80% of the taxes anticipated from the transitional budgets. Municipalities are authorized to spread payment to the county of their portion of the transitional budget over a period from one to 5 years and are required to make their payment of their annual share of the transitional budget at the same time they pay their share of the current year's county budget. A municipality not paying its full share of the transitional budget in 2002 is required to pay the interest incurred by the county for borrowing in anticipation of taxes on behalf of the municipality.

Public Law 2001, chapter 499 was enacted as an emergency measure effective March 5, 2002.

### **LD 1991**

**Resolve, to Develop a Living Memorial in Capitol Park in Honor of the Victims and Heroes of the September 11, 2001 Tragedy** RESOLVE 110

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ETNIER EDMONDS	OTP-AM	H-801 S-544 GOLDTHWAIT

LD 1991 proposed to establish the Commission to Erect a Memorial to the Victims and Heroes of the September 11, 2001 Tragedy.

**Committee Amendment "A" (H-801)** proposed to:

1. Provide that the commission shall focus on development of a living memorial consistent with the natural elements of the existing architectural plans for Capitol Park, such as plantings of vegetation or development or restoration of pathways;
2. Prohibit the memorial from being in the form of a statue, monument or similar structure and require any identification of the memorial to be unobtrusive and dignified;
3. Require the commission to hold a public hearing to receive public comment on the nature of the memorial; and
4. Add standard language regarding management of the commission's budget and change the reporting date for the commission to be consistent with the drafting guidelines adopted by the Legislative Council.

The amendment also proposed to add appropriation and allocation sections and a fiscal note to the resolve.

**Senate Amendment "A" to Committee Amendment "A" (S-544)** proposed to eliminate the commission and provide that the State House and Capitol Park Commission shall undertake the study.

# Joint Standing Committee on State and Local Government

## *Enacted law summary*

Resolve 2001, chapter 110 directs the State House and Capitol Park Commission to study and report to the First Regular Session of the 121<sup>st</sup> Legislature on the establishment of a memorial to the victims and heroes of the September 11, 2001 tragedy. In conducting the study, the commission shall focus on development of a living memorial consistent with the natural elements of the existing architectural plans for Capitol Park, such as plantings of vegetation or development or restoration of walkways.

**LD 1993**

**An Act to Amend the Laws Governing the Washington County  
Emergency Medical Services Authority**

**P & S 50  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOODWIN	OTP-AM MAJ OMTP MIN	H-792

LD 1993 proposed to make minor changes to the laws governing the Washington County Emergency Medical Services Authority to enhance the authority's ability to serve communities located in counties near Washington County.

**Committee Amendment "A" (H-792)** proposed to replace the bill and to add an emergency preamble and clause. It proposed to expand the service area of the Washington County Emergency Medical Services Authority, to add one member from the Passamaquoddy Tribe to the board of directors of the authority and to establish the appointing authority for that member. The amendment also proposed to allow appointing authorities to appoint alternate members to the board of directors and to authorize those alternate members to vote in the absence of the appointed member. The amendment also proposed to allow the board of directors to elect a treasurer who is not a member or alternate member of the authority. Finally, the amendment proposed to allow the approved cost-basis schedule to include either a surcharge or discount to certain member communities.

## *Enacted law summary*

Private and Special Law 2001, chapter 50 expands the service area of the Washington County Emergency Medical Services Authority. It adds one member from the Passamaquoddy Tribe to the board of directors of the authority and establishes the appointing authority for that member. The Act also allows appointing authorities to appoint alternate members to the board of directors and authorizes those alternate members to vote in the absence of the appointed member. The law also allows the board of directors to elect a treasurer who is not a member or alternate member of the authority. Finally, it allows the approved cost-basis schedule to include either a surcharge or discount to certain member communities.

Private and Special Law 2001, chapter 50 was enacted as an emergency measure effective February 28, 2002.