

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

Second Regular Session

Bill Summaries

*Joint Standing Committee
on
Labor*

May 2002

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Maine State Legislature
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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 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 arranged alphabetically by committee name 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:

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
Offices located in Room 215 of the Cross Office Building

Joint Standing Committee on Labor

Enacted law summary

Public Law 2001, chapter 625 requires the Department of Labor to adopt rules to clarify implementation of the severance pay law. Initial rules must be provisionally adopted as major substantive rules and submitted to the Legislature for review by January 15, 2003.

LD 2006

An Act to Protect Retirement Income

PUBLIC 657

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLWELL MARTIN	OTP-AM	H-873

LD 2006 proposed to preserve retirement benefits for teachers who serve in the Legislature. Under the bill, any legislator who is a public school teacher or an employee of the Vocational-Technical Institute System and a member of the Maine State Retirement System who takes a leave of absence in order to serve as a legislator may make contributions to the Retirement System on the amount that represents the difference between the salary earned as a legislator and the salary the legislator would have received in the legislator's job as a teacher.

Committee Amendment "A" (H-873) proposed to clarify that the right of a legislator on leave of absence from teaching or from the Maine Technical College System to make additional contributions to the Maine State Retirement System is prospective beginning July 1, 2002. The amendment also proposed to require the State to pay the employer share of contributions on the difference between the legislative salary and the teaching salary of those who elect the option provided in the bill.

Enacted law summary

Public Law 2001, chapter 657 provides that, beginning July 1, 2002, a Legislator who is a public school teacher or an employee of the Vocational-Technical Institute System who takes a leave of absence in order to serve as a Legislator may make contributions to the Maine State Retirement System on the amount that represents the difference between the salary earned as a Legislator and the salary the Legislator would have received in the Legislator's job as a teacher thus preserving a higher level of compensation for purposes of calculating retirement benefits. The law also requires the State to pay the employer share of contributions on the difference between the legislative salary and the teaching salary of those who elect the option.

LD 2028

An Act to Provide Retirement Equity for Capital Security Officers

**PUBLIC 646
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLWELL DAGGETT	OTP-AM	H-846

LD 2028 proposed to include capital security officers in the Maine State Retirement System 1998 Special Plan beginning January 1, 2002. A capital security officer eligible to transfer to the 1998 Special Plan who has been contributing to another retirement plan would be required to decide whether to transfer within 90 days of the effective date of eligibility in the 1998 Special Plan.

Joint Standing Committee on Labor

Committee Amendment "A" (H-846) proposed to change the effective date of providing coverage for capital security officers under the 1998 Special Plan to July 1, 2002. The amendment also proposed to make technical corrections in the bill and to add an emergency preamble, emergency clause and a fiscal note to the bill.

Enacted law summary

Public Law 2001, chapter 646 includes capital security officers in the Maine State Retirement System 1998 Special Plan effective July 1, 2002

Public Law 2001, chapter 646 was enacted as an emergency measure effective July 1, 2002.

LD 2030 **An Act to Establish the Administrative Operating Budget for the** **P & S 60**
Maine State Retirement System for the Fiscal Year Ending June 30, **EMERGENCY**
2003

Sponsor(s)

Committee Report
OTP

Amendments Adopted

LD 2030 proposed to establish the Maine State Retirement System's annual operating budget for fiscal year 2002-03. The bill identifies the retirement system's personal services costs and its costs for all other operating expenses. It also indicates how the system's expenses are apportioned among the General Fund, Non-General Fund accounts and Participating Local Districts.

Enacted law summary

Private and Special Law 2001, chapter 60 establishes annual administrative operating budge of the Maine State Retirement System for fiscal year 2002-03.

Private and Special Law 2001, chapter 60 was enacted as an emergency measure effective July 1, 2002.

LD 2034 **An Act to Provide Fairness in State Bid Criteria** **ONTP**

Sponsor(s)
CARR
MICHAUD MH

Committee Report
ONTP

Amendments Adopted

LD 2034 proposed to give preference in the award of construction and public works contracts by the State and its political subdivisions to in-state bidders, provided their bids are no more than 10% over bids submitted by out-of-state bidders.