

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
Offices located in Room 215 of the Cross Office Building

Joint Standing Committee on State and Local Government

LD 2114

An Act to Provide Full Utility of Retired School Buildings

**PUBLIC 586
EMERGENCY**

<u>Sponsor(s)</u> DUNLAP CATHCART		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-940
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LD 2114 proposed to provide that a municipality may use a school building transferred to it by a school board for municipal purposes in the condition that the building was in on the date of the transfer as long as work performed by the municipality on the building is limited to repairs and minor alterations.

Committee Amendment "A" (H-940) proposed to amend the original bill by striking out references to the condition of the school building being transferred to a municipality and by deleting references to limits on the nature of the work that could be done to the building by a receiving municipality.

Enacted law summary

Public Law 2001, chapter 586 clarifies current law that allows a municipality to use a school building transferred to it by a school board for municipal purposes.

Public Law 2001, chapter 586 was enacted as an emergency measure effective April 1, 2002.

LD 2115

An Act to Abolish the Educational Leave Advisory Board

PUBLIC 519

<u>Sponsor(s)</u>		<u>Committee Report</u>		<u>Amendments Adopted</u>
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LD 2115 proposed to terminate the Educational Leave Advisory Board. It proposed to retain language that declares the educational leave program for state employees to be in the public interest.

Enacted law summary

Public Law 2001, chapter 519 terminates the Educational Leave Advisory Board. It retains language that declares the educational leave program for state employees to be in the public interest.

LD 2134

Resolve, Authorizing the Commissioner of Administrative and Financial Services to Purchase Land in Machias, Maine

RESOLVE 105

<u>Sponsor(s)</u>		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-1030
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LD 2134 was reported from the Joint Standing Committee on State and Local Government pursuant to Joint Order 2001, H.P. 1598. The resolve proposed to authorize the Commissioner of Administrative and Financial Services to purchase land in the Machias Industrial Park in Machias for the new Downeast Correctional Facility. The resolve would be repealed 3 years from its effective date.

Joint Standing Committee on State and Local Government

Committee Amendment "A" (H-1030) proposed to add a fiscal note to the resolve.

Enacted law summary

Resolve 2001, chapter 105 resulted from a committee bill from the Joint Standing Committee on State and Local Government. The resolve authorizes the Commissioner of Administrative and Financial Services to purchase land in the Machias Industrial Park in Machias for the new Downeast Correctional Facility. The resolve is repealed 3 years from its effective date.

LD 2177 **An Act to Implement the Recommendations of the Joint Standing Committee on State and Local Government Pursuant to Reviews Conducted under the State Government Evaluation Act** **PUBLIC 597**

<u>Sponsor(s)</u>		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 2177 proposed to implement the recommendations of the Joint Standing Committee on State and Local Government as a result of its review of agencies under the State Government Evaluation Act. The bill proposed to amend the scheduling guidelines for the committee's future reviews of State Government agencies.

Enacted law summary

Public Law 2001, chapter 597 implements the recommendations of the Joint Standing Committee on State and Local Government as a result of its review of agencies under the State Government Evaluation Act. The bill amends the scheduling guidelines for the committee's future reviews of State Government agencies.

LD 2193 **An Act to Create the Office of Program Evaluation and Government Accountability** **PUBLIC 702**

<u>Sponsor(s)</u>		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-1039 S-595 PENDLETON
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LD 2193, which was a committee bill of the Joint Standing Committee on State and Local Government, proposed to establish both the Joint Legislative Oversight Committee and the Office of Program Evaluation and Government Accountability for the purposes of providing legislative oversight of programs of State Government and to ensure the appropriate use of public funds. The bill, as proposed, described the duties of the committee and the office. It proposed to authorize the committee to hire a director to operate the office. It also described the duties and powers of the director and the office. The bill also described the manner in which program evaluations would be conducted by the office and the manner in which reports would be released to the committee and to the public. The bill also proposed to prohibit employees of the office from organizing or joining a union. This bill also proposed to include an appropriations and allocations section and a fiscal note.

Committee Amendment "A" (H-1039) proposed to make the following changes to the bill.