

# MAINE STATE LEGISLATURE

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*State Of Maine  
120th Legislature*

*Second Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
Agriculture, Conservation and Forestry*

*May 2002*

**Members:**

*Sen. Richard Kneeland, Chair  
Sen. John M. Nutting  
Sen. Marge L. Kilkelly*

*Rep. Linda Rogers McKee, Chair  
Rep. Paul Volenik  
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Rep. Arlan R. Jodrey*

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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 Agriculture, Conservation and Forestry

**LD 2135**

**Resolve, Regarding Legislative Review of Chapter 21: Statewide Standards for Timber Harvesting in Shoreland Areas, a Major Substantive Rule of the Department of Conservation**

**RESOLVE 101  
EMERGENCY**

Sponsor(s)

Committee Report  
OTP-AM

Amendments Adopted  
H-959

LD 2135 proposed authorizing final adoption of Chapter 21: Statewide Standards for Timber Harvesting in Shoreland Areas, a major substantive rule of the Department of Conservation.

**Committee Amendment "A" (H-959)** proposed replacing the resolve. The amendment does not authorize adoption of Chapter 21. Instead, it proposed requiring the Department of Conservation to continue to work on developing a regulatory framework and an implementation plan for the Maine Forest Service to assume existing Department of Environmental Protection and Maine Land Use Regulation Commission responsibility for timber harvesting in shoreland areas. It proposed guidance to the department and requiring that the committee of jurisdiction be advised of progress. It proposed authorizing the joint standing committee of the Legislature having jurisdiction over forestry matters to report out a bill in the First Session of the 121st Legislature.

### *Enacted law summary*

Resolve 2001, chapter 101 denies authorization for the Department of Conservation to finally adopt Chapter 21: Statewide Standards for Timber Harvesting in Shoreland Areas. It requires the Department of Conservation to review the proposed provisionally adopted rule and use that as a basis to develop recommendations for a regulatory framework and an implementation plan for the Maine Forest Service to assume existing Department of Environmental Protection and Maine Land Use Regulation Commission responsibility for timber harvesting in shoreland areas. It gives guidance to the department in its continuing efforts and requires the department to provide interim progress reports and a final report no later than January 2, 2003 to the joint standing committee of the Legislature having jurisdiction over forestry matters. It authorizes the joint standing committee of the Legislature having jurisdiction over forestry matters to report out a bill in the First Session of the 121st Legislature.

Resolve 2001, chapter 101 was enacted as an emergency measure effective April 3, 2002.

**LD 2141**

**An Act to Amend the Animal Welfare Laws and Increase Funding for Animal Welfare**

**PUBLIC 617**

Sponsor(s)

Committee Report  
OTP-AM

Amendments Adopted  
H-963

LD 2141 proposed amendments to the animal welfare laws to clarify the disposition of dog license fees, and forfeitures for violating the animal welfare laws. It proposed a surcharge of 10% or \$10, whichever is greater, for civil violations or criminal violations of the animal welfare laws and specified that the surcharge be deposited in the Animal Welfare Fund. It proposed allocations from the Animal Welfare Fund to fund 2 District Humane Agents and a Veterinarian positions. It proposed eliminating funding for 4 of the 7 Intermittent State Humane Agents.

**Committee Amendment "A" (H-963)** proposed changes to the surcharge as proposed in the bill. It proposed a surcharge of \$10 for civil violations of animal welfare laws and 10% of the penalty for criminal violations of