

# MAINE STATE LEGISLATURE

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*State Of Maine  
121st Legislature*

*First Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
State and Local Government*

*July 2003*

**Members:**

*Sen. Margaret Rotundo, Chair*

*Sen. Lloyd P. LaFountain III*

*Sen. Carolyn M. Gilman*

*Rep. Janet L. McLaughlin, Chair*

*Rep. George H. Bunker, Jr.*

*Rep. Christopher R. Barstow*

*Rep. Susanne P. Ketterer*

*Rep. Edward J. Suslovic*

*Rep. Anita Peavey-Haskell*

*Rep. Robert H. Crosthwaite*

*Rep. Stephen Bowen*

*Rep. Oscar C. Stone*

*Rep. Gary E. Sukeforth*

**Staff:**

*Lisa M. Baldwin, Legislative Analyst*

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*13 State House Station*

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# Maine State Legislature



## Office Of Policy And Legal Analysis Office Of Fiscal And Program Review

### 121st Maine Legislature First Regular Session

#### Summary Of Legislation Before The Joint Standing Committees

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing and joint 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](http://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:

<i>CARRIED OVER PURSUANT TO HP 1212</i> .....	<i>Bills carried over to the 2<sup>nd</sup> Regular Session</i>
<i>CON RES XXX</i> .....	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i> .....	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN BODIES</i> .....	<i>House &amp; Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i> .....	<i>One body accepts ONTP report; the other indefinitely postpones the bill</i>
<i>DIED ON ADJOURNMENT</i> .....	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i> .....	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT/FINAL PASSAGE</i> .....	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</i> .....	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i> .....	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>NOT PROPERLY BEFORE THE BODY</i> .....	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i> .....	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i> .....	<i>Ought Not To Pass report accepted</i>
<i>OTP-ND</i> .....	<i>Committee report Ought To Pass In New Draft</i>
<i>P&amp;S XXX</i> .....	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>PASSED</i> .....	<i>Joint Order passed in both bodies</i>
<i>PUBLIC XXX</i> .....	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i> .....	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i> .....	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i> .....	<i>Legislature failed to override Governor's Veto</i>

Please note that the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 13, 2003.

**David C. Elliott, Director**  
Offices located in Room 215 of the Cross Office Building

*Joint Standing Committee on State and Local Government*

**LD 27**                      **Resolve, Directing the Maine Historic Preservation Commission to Develop a Database of Historic or At-risk Areas and Sites in the State**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUNLAP MARTIN	ONTP	

LD 27 proposed to require the Maine Historic Preservation Commission to develop a database of historic or at-risk areas and sites in the State.

**LD 37**                      **An Act to Rename the Town of Westport**                      **PUBLIC 62  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HALL GROSE	OTP-AM	S-18

LD 37 proposed to change the name of the Town of Westport to "Town of Westport Island." This bill was introduced in anticipation of a referendum to change the town name that was scheduled to be held before January 1, 2004 for approval by the residents of Westport.

**Committee Amendment "A" (S-18)** proposed to add an emergency preamble and emergency clause to the bill. The amendment also proposed to make this law effective date retroactive to March 24, 2003.

***Enacted Law Summary***

Public Law 2003, chapter 62 authorizes the Town of Westport to change its name to "Town of Westport Island." A referendum to change the name was scheduled to be held on March 29, 2003 for approval by the residents of Westport.

Public Law 2003, chapter 62 was enacted as an emergency measure effective March 24, 2003.

**LD 40**                      **Resolve, to Extend the Reporting Deadline of the Commission to Recognize Veterans of World War II and the Korean War in the State House Hall of Flags**                      **RESOLVE 77  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GAGNON CLARK	OTP-AM	S-266 GAGNON S-4

## *Joint Standing Committee on State and Local Government*

LD 40 proposed to extend the due date of the final report of the commission to recognize veterans of World War II and the Korean War in the State House Hall of Flags to November 1, 2003. The resolve also proposed to increase from 4 to 8 the number of meetings the commission may hold.

**Committee Amendment "A" (S-4)** proposed to add an appropriation section to the bill.

**Senate Amendment "A" to Committee Amendment "A" (S-266)** proposed to strike the appropriation section and replace it with language indicating that it is the Legislature's intent that the costs of the study be funded through the Legislature's study budget.

### *Enacted Law Summary*

Resolve 2003, chapter 77 extends the due date of the final report of the commission to recognize veterans of World War II and the Korean War in the State House Hall of Flags to November 1, 2003. It also increases from 4 to 8 the number of meetings the commission may hold.

Resolve 2003, chapter 77 was finally passed as an emergency measure effective June 17, 2003.

**LD 46**

### **An Act To Allow Free Clinics To Purchase Medications and Supplies through State Contracts**

**PUBLIC 79**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LAVERRIERE-BOUC BRYANT	OTP-AM	H-73

LD 46 proposed to allow health care facilities that are federally qualified health centers, federally qualified look-alikes or rural health centers that provide primary and preventive care services to purchase through state agencies or state contracts prescription drugs and medical supplies for patients to whom they provide free care. The bill also proposed to require rulemaking by January 1, 2004 to implement the directive.

**Committee Amendment "A" (H-73)** proposed to place the purchasing program from the original bill in the Maine Revised Statutes, Title 5, chapter 155, which governs state purchases. The amendment also proposed to replace "health care facility licensed under this Title as a federally qualified health center, federally qualified look-alike or rural health clinic" from the bill with "nonprofit free health care clinic."

### *Enacted Law Summary*

Public Law 2003, chapter 79 expands the state's cooperative purchasing program to include nonprofit free health clinics that provide free primary or preventative services for the purpose of allowing these clinics to purchase medications and supplies through the Bureau of General Services.