

# 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*

***Enacted Law Summary***

Resolve 2003, chapter 59 authorizes the conveyance of certain property on the Johnson Mill Road in Orrington by the Director of the Bureau of Parks and Lands within the Department of Conservation to Mrs. Lillian King.

**LD 1550**                      **Resolve, Authorizing the Transfer of Land from the State to Maine School Administrative District No. 16**                      **RESOLVE 51**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COWGER TREAT	OTP-AM	H-388

LD 1550 proposed to authorize the transfer of state-owned property, commonly known as "community gardens," located on Winthrop Street in Hallowell, to Maine School Administrative District No. 16.

**Committee Amendment "A" (H-388)** proposed to require that if the State transfers the property known as the "community gardens" located in Hallowell to Maine School Administrative District No. 16, it must sell or lease that property. The amendment proposed to allow the State to transfer all or part of that property to School Administrative District No. 16. The amendment also proposed to authorize the State to enter into a 3-year option agreement with the board of directors of Maine School Administrative District No. 16 to sell or lease that property.

***Enacted Law Summary***

Resolve 2003, chapter 51 authorizes the transfer of state-owned property, commonly known as "community gardens," located on Winthrop Street in Hallowell, to Maine School Administrative District No. 16. It requires that if the State transfers the property known as the "community gardens" located in Hallowell to Maine School Administrative District No. 16, it must sell or lease that property at fair market value. The State is permitted to transfer all or part of that property to School Administrative District No. 16. It also authorizes the State to enter into a 3-year option agreement with the board of directors of Maine School Administrative District No. 16 to sell or lease that property.

**LD 1555**                      **An Act To Reapportion the House Legislative Districts**                      **PUBLIC 44**

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

LD 1555 proposed to repeal the current statutory Maine House of Representatives districts and enact the districts for the Maine House of Representatives as described in the unanimous report submitted by the apportionment commission to the Clerk of the House.

## Joint Standing Committee on State and Local Government

### *Enacted Law Summary*

Public Law 2003, chapter 44 repeals the current statutory Maine House of Representatives districts and enacts the districts for the Maine House of Representatives as described in the unanimous report submitted by the apportionment commission to the Clerk of the House.

**LD 1556**                      **An Act To Reapportion the Districts for Representatives to the United States Congress**                      **DIED BETWEEN BODIES**

Sponsor(s)

Committee Report

Amendments Adopted

LD 1556 proposed to repeal the current statutory congressional districts and enact the districts to the United States Congress as described in the report submitted by a majority of the apportionment commission to the Clerk of the House.

**House Amendment "A" (H-108)** proposed to repeal the current statutory congressional districts and enact the districts to the United States Congress as described in the report submitted by a minority of the apportionment commission to the Clerk of the House.

**Senate Amendment "A" (S-38)**, which is the same as House Amendment "A", proposed to repeal the current statutory congressional districts and enact the districts to the United States Congress as described in the report submitted by a minority of the apportionment commission to the Clerk of the House.

**Senate Amendment "B" (S-47)** proposed to specify that it is only the nonseverability provision and the internally inconsistent deadline in the statutes governing reapportionment that are being "notwithstanding"; all of the other requirements remain applicable.

None of the amendments were adopted.

**LD 1557**                      **An Act To Reapportion the County Commissioner Districts**                      **PUBLIC 43**

Sponsor(s)

Committee Report

Amendments Adopted

LD 1557 proposed to repeal the current statutory county commissioner districts and enact the districts for the county commissioners as described in the unanimous report submitted by the apportionment commission to the Clerk of the House.

### *Enacted Law Summary*

Public Law 2003, chapter 43 repeals the current statutory county commissioner districts and enacts the districts for the county commissioners as described in the unanimous report submitted by the apportionment commission to the Clerk of the House.