

# MAINE STATE LEGISLATURE

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*State Of Maine  
121st Legislature*

*Second Regular Session and  
Second Special Session*

*Bill Summaries*

*Joint Standing Committee  
on  
Appropriations and Financial Affairs*

*May 2004*

**Members:**

*Sen. Mary R. Cathcart, Chair  
Sen. Margaret R. Rotundo  
Sen. Karl W. Turner*

*Rep. Joseph C. Brannigan, Chair  
Rep. Richard H. Mailhot  
Rep. Scott W. Cowger  
Rep. Benjamin F. Dudley  
Rep. Sean Faircloth  
Rep. Hannah Pingree  
Rep. Richard W. Rosen  
Rep. S. Peter Mills  
Rep. H. Sawin Millett, Jr.  
Rep. Julie Ann O'Brien*

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*Maine State Legislature*



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

*121st Maine Legislature  
Second Regular Session and  
Second Special 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/billsumm.htm](http://www.state.me.us/legis/opla/billsumm.htm)).

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
- 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 that the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is April 30, 2004; and non-emergency legislation enacted in the Second Special Session is July 30, 2004. Four bills (LD's 1572, 1629, 1636 and 1637) that were considered at the First Special Session in August 2003 are also included in these summaries.

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

**JOINT STANDING COMMITTEE ON  
APPROPRIATIONS AND FINANCIAL AFFAIRS**

historic sites, to acquire land for coastal and inland waterway access and to capitalize a revolving loan fund for land trusts and municipalities to acquire land and conservation easements for public access.

**LD 1536**                      **An Act To Authorize the State To Establish a Multijurisdictional Lottery or Lottery Games**                      **ONTP**

Sponsor(s) GAGNON	Committee Report ONTP	Amendments Adopted
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LD 1536 was originally referred to the Joint Standing Committee on Legal and Veterans Affairs, rereferred to the Joint Standing Committee on Appropriations and Financial Affairs and carried over from the First Regular Session. The bill proposed to authorize the Director of the Bureau of Alcoholic Beverages and Lottery Operations within the Department of Administrative and Financial Services to enter into an agreement with a multijurisdictional lottery association to operate, market and promote a joint lottery or lottery games.

LD 1919, Public Law 2003, chapter 673, Part MM authorizes the Director of the Bureau of Alcoholic Beverages and Lottery Operations within the Department of Administrative and Financial Services to enter into an agreement with a multijurisdictional lottery association to operate, market and promote a joint lottery or lottery games and provides related allocations.

**LD 1569**                      **An Act To Authorize a General Fund Bond Issue in the Amount of \$16,800,000 To Construct and Upgrade Water Pollution Control Facilities, To Remediate Solid Waste Landfills, To Clean Up Uncontrolled Hazardous Substance Sites and To Make Drinking Water System Improvements**                      **ONTP**

Sponsor(s) TREAT COWGER	Committee Report ONTP	Amendments Adopted
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LD 1569 was carried over from the First Regular Session and proposed to authorize a General Fund bond issue in the amount of \$16,800,000 to be used for the following purposes:

1. The sum of \$2,500,000 to construct and upgrade water pollution control facilities, providing the state match for \$12,500,000 in federal funds;
2. The sum of \$10,000,000 to provide grants to construct water pollution control facilities;
3. The sum of \$2,150,000 to clean up uncontrolled hazardous substance sites;
4. The sum of \$350,000 to remediate solid waste landfills; and

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5. The sum of \$1,800,000 to support drinking water system improvements that address public health threats, providing the state match for \$6,000,000 in federal funds.

LD 1572, Public Law 2003, chapter 33, Part B which was approved by the voters in November 2003, authorized the amount of \$6,950,000 as follows:

- A. The sum of \$2,000,000 to construct and upgrade water pollution control facilities, providing the state match for \$10,000,000 in federal funds;
- B. The sum of \$1,500,000 to provide grants to construct water pollution control facilities;
- C. The sum of \$500,000 to clean up uncontrolled hazardous substance sites;
- D. The sum of \$500,000 to provide grants to rural communities to solve local pollution problems;
- E. The sum of \$500,000 to provide grants to municipalities and individuals to eliminate licensed overboard discharges to shellfish areas, great ponds and drainage areas of less than 10 square miles;
- F. The sum of \$1,200,000 to support drinking water system improvements that address public health threats, providing the state match for \$4,140,000 in federal funds; and
- G. The sum of \$750,000 to provide grants for the construction of environmentally sound water sources that help avoid drought damage to crops.

LD 1572

**An Act To Authorize Bond Issues for Ratification by the  
Voters at the November 2003 Election**

P & S 33

Sponsor(s) HATCH, PH USHER	Committee Report OTP-AM MAJ OTP-AM MIN	Amendments Adopted S-317 H-622 BRANNIGAN
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LD 1572 was carried over from the First Regular Session and proposed to authorize a General Fund bond issue in the amount of \$75,000,000 to be used for highways and bridges; airports; state-owned ferry vessels and ferry and port facilities; port and harbor structures; development of rail corridors and improvements to railroad structures and intermodal facilities; investment in the statewide public transportation fleet and public park and ride and service facilities; and statewide trail and pedestrian improvements.

**Committee Amendment “A” (S-317)** was the majority report of the committee. It proposed to replace the bill and authorize a total transportation and General Fund bond issue in the amount of \$93,800,000 for the following purposes:

1. Part A proposed to authorize the amount of \$60,800,000 to be used for highways and bridges, airports, state-owned ferry vessels and ferry and port facilities and port and harbor structures; development of rail corridors and improvements to railroad structures and intermodal facilities; investment in the statewide