

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

Staff:

James K. Dionne, Principal Analyst

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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).

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

LD 1878

An Act To Authorize a General Fund Bond Issue in the Amount of \$65,000,000 To Finance the Acquisition of Land and Interest in Land for Conservation, Water Access, Outdoor Recreation, Wildlife and Fish Habitat and Farmland Preservation: To Fund Capital Improvements to State Parks and Other Historic Public Areas: and To Access \$30,250,000 in Matching Contributions from Public and Private Sources

ONTP

Sponsor(s)
RICHARDSON, J
TREAT

Committee Report
ONTP

Amendments Adopted

LD 1878 proposed to provide a General Fund bond issue in the amount of \$65,000,000 to be used for the purpose of recapitalizing the Land for Maine's Future program with \$60,000,000 over 3 years to continue Maine's land conservation efforts, leveraging a minimum of \$30,000,000 in required matching funds. The funding priorities include:

1. Conservation properties in the rapidly developing areas of southern and coastal Maine;
2. Public access to outdoor recreational opportunities statewide;
3. Protection via easement of traditional public access and uses in the north woods and support for sustainable forestry and strategically targeted fee acquisitions in areas of very high public value;
4. Farmland protection to support an economically viable agricultural sector;
5. Public access to coastal and inland waters; and
6. Highly significant wildlife habitat and ecological areas.

This bond issue also proposed to provide additional funds of \$5,000,000 for capital improvements to state parks, historic sites and other state-owned parks, including \$1,000,000 for Capitol Park in Augusta. This bond anticipates a total of an additional \$30,250,000 in matching funds from federal and other sources.

LD 1888

An Act To Authorize a General Fund Bond Issue in the Amount of \$1,200,000 for the Downeast Institute for Applied Marine Research and Education

ONTP

Sponsor(s)
DAMON
PELLON

Committee Report
ONTP

Amendments Adopted

LD 1888 proposed to provide a General Fund bond issue in the amount of \$1,200,000 to be used to purchase the property known as Black Duck Cove on Great Wass Island, which includes a 9,000 square-