

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
State and Local Government*

May 2004

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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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
ONT P.....	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 State and Local Government

LD 1926

An Act To Implement the Recommendations of the Joint Standing Committee on State and Local Government Pursuant to the State Government Evaluation Act

PUBLIC 600

Sponsor(s)

Committee Report

Amendments Adopted

LD 1926 proposed to implement the recommendations of the committee regarding the State Government Evaluation Act. It proposed to amend the State Government Evaluation Act by setting new dates for agency reviews. The bill proposed to require a designated agency employee to notify the State Controller immediately when a nonstate entity requests access to agency accounting records. It also proposed to change the name of the Department of Administration and Financial Services, Bureau of Accounts and Control to Office of the State Controller.

Enacted Law Summary

Public Law 2003, chapter 600 implements the recommendations of the committee regarding the State Government Evaluation Act. It amends the State Government Evaluation Act by setting new dates for agency reviews. It also requires a designated agency employee to notify the State Controller immediately when a nonstate entity requests access to agency accounting records. The law also changes the name of the Department of Administration and Financial Services, Bureau of Accounts and Control to Office of the State Controller.

LD 1941

An Act To Authorize the Town of Millinocket To Annex a Certain Parcel of Land

ONTP

Sponsor(s)

STANLEY
DUPREY G

Committee Report

ONTP

Amendments Adopted

LD 1941 proposed to allow the Town of Millinocket to annex land located in part of Township 3, Indian Purchase in Penobscot County.

LD 1950

An Act To Repeal Certain Boards and Commissions

PUBLIC 643

Sponsor(s)

Committee Report

OTP

Amendments Adopted

LD 1950 proposed to repeal boards and commissions that failed to file an annual report of activities with the Secretary of State for 2002 and 2003. Additionally, this bill proposed to repeal boards and commissions that filed

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annual reports with the Secretary of State indicating inactivity in the preceding 24 months. As proposed, the boards and commissions designated to be repealed included the following:

1. Maine Governmental Information Network Board;
2. Maine Committee for Global and Geographic Education;
3. Commission on Investment Capital;
4. Certificate of Need Advisory Committee; and
5. New England Interstate Planning Commission.

It also proposed to designate that certain boards and commissions are not required to file an annual report if those boards or commissions are inactive, and direct the Secretary of State to exempt them from inclusion in the legislation repealing boards and commissions.

Enacted Law Summary

Public Law 2003, chapter 643 repeals the following boards and commissions that failed to file an annual report of activities with the Secretary of State or indicated inactivity in the preceding 24 months:

1. Maine Governmental Information Network Board;
2. Maine Committee for Global and Geographic Education;
3. Commission on Investment Capital;
4. Certificate of Need Advisory Committee; and
5. New England Interstate Planning Commission.

This law also designates that certain boards and commissions are not required to file an annual report if those boards or commissions are inactive, and directs the Secretary of State to exempt them from inclusion in the legislation repealing boards and commissions.

LD 1961

An Act To Clarify Legislative Pay

PUBLIC 691

Sponsor(s)
TREAT
COLWELL

Committee Report

Amendments Adopted
S-544 GAGNON

LD 1961 proposed to eliminate the per diem compensation payment for attendance at any special session of the Legislature that convenes prior to the statutory adjournment date. This bill would apply retroactively to January 30, 2004.