

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

*First Regular Session and
First Special Session*

Bill Summaries

*Joint Standing Committee
on
State and Local Government*

August 2005

Members:

*Sen. Elizabeth M. Schneider, Chair
Sen. Margaret Rotundo
Sen. Mary Black Andrews*

*Rep. Christopher R. Barstow, Chair
Rep. Sonya G. Sampson
Rep. Richard D. Blanchard
Rep. Charles William Harlow
Rep. James M. Schatz
Rep. Robert H. Crosthwaite
Rep. George R. Bishop, Jr.
Rep. Howard E. McFadden
Rep. Bradley S. Moulton
Rep. Roberta M. Muse*

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Maine State Legislature

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122nd Legislature
First Regular Session and First Special Session

Summary of Legislation Considered by the Joint Standing Committees
August 2005

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 organized by committees 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. A subject index for each committee is included immediately before the bill summaries for that committee, and a numerical index by LD number is included 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).

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:

- CARRIED OVER Bill Carried Over to Second Regular Session
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
OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title
P&S XXX..... Chapter # of enacted Private & Special Law
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 the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is June 29, 2005; and for non-emergency legislation enacted in the First Special Session is September 17, 2005.

Joint Standing Committee on State and Local Government

LD 98

An Act To Codify Senate Districts in Statute

PUBLIC 13

<u>Sponsor(s)</u> GAGNON RICHARDSON J	<u>Committee Report</u> OTP	<u>Amendments Adopted</u>
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LD 98 proposed to codify the Maine Supreme Judicial Court's plan for the reapportionment of the State Senate districts.

Enacted law summary

Public Law 2005, chapter 13 codifies the Maine Supreme Judicial Court's plan for the reapportionment of the State Senate districts.

LD 101

An Act To Amend the Membership of the InforME Board

**PUBLIC 5
EMERGENCY**

<u>Sponsor(s)</u> BARSTOW SCHNEIDER	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-22
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LD 101 proposed to amend the membership of the InforME Board to include the Chief Information Officer of the Department of Administrative and Financial Services or the Chief Information Officer's designee and reduce the number of user associations represented on the board from 3 to 2.

Committee Amendment "A" (H-22) proposed to amend the bill by adding an emergency preamble and an emergency clause.

Enacted law summary

Public Law 2005, chapter 5 amends the membership of the InforME Board to include the Chief Information Officer of the Department of Administrative and Financial Services or the Chief Information Officer's designee and reduces the number of user associations represented on the board from 3 to 2.

Public Law 2005, chapter 5 was enacted as an emergency measure effective March 18, 2005.

LD 121

**An Act To Improve Communication, Cooperation and Efficiencies
in State Government**

PUBLIC 222

<u>Sponsor(s)</u> BARSTOW SAVAGE	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-389
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Joint Standing Committee on State and Local Government

LD 121 is a concept draft pursuant to Joint Rule 208 that proposed to enact measures designed to improve communication, cooperation and efficiencies within all 3 branches of State Government and provide state assistance to local government to encourage regionalization and cost-effective service delivery.

Committee Amendment "A" (H-389) proposed to replace the text of the concept draft. It proposed to rename the Intergovernmental Advisory Group the Intergovernmental Advisory Commission and add 2 members appointed by the Governor who represent public safety, one municipal member nominated by a statewide organization representing public safety interests and one county official nominated by a statewide association of county commissioners. It also proposed to require the Executive Department, State Planning Office to designate an individual as an intergovernmental coordinator who will work to encourage improved governmental cooperation, efficiencies in service delivery and coordination of regional and cooperative efforts initiated through state departments and agencies. The commission, which may meet up to 4 times per year, may have up to 6 additional meetings if it raises funds to compensate members. The amendment proposed to add an appropriations and allocations section.

Enacted law summary

Public Law 2005, chapter 222 renames the Intergovernmental Advisory Group the Intergovernmental Advisory Commission. It allows for 2 additional members appointed by the Governor who represent public safety, one municipal member nominated by a statewide organization representing public safety interests and one county official nominated by a statewide association of county commissioners. It also requires the Executive Department, State Planning Office to designate an individual as an intergovernmental coordinator who will work to encourage improved governmental cooperation, efficiencies in service delivery and coordination of regional and cooperative efforts initiated through state departments and agencies. The commission, which may meet up to 4 times per year, may have up to 6 additional meetings if it raises funds to compensate members.

LD 126

Resolve, Authorizing the City of Gardiner To Refinance Certain Temporary Bond Anticipation Notes Issued for Its Wastewater Project

**RESOLVE 2
EMERGENCY**

Sponsor(s)
HANLEY S
COWGER

Committee Report
OTP

Amendments Adopted

LD 126 proposed to allow the City of Gardiner to issue and sell its temporary general obligation bond anticipation notes in a principal amount not to exceed \$1,507,000 for an additional 2 years for the purpose of refinancing certain outstanding temporary notes originally issued in August 2002 and to finance additional costs of the wastewater project for the City of Gardiner.

Enacted law summary

Resolve 2005, chapter 2 allows the City of Gardiner to issue and sell its temporary general obligation bond anticipation notes in a principal amount not to exceed \$1,507,000 for an additional 2 years for the purpose of refinancing certain outstanding temporary notes originally issued in August 2002 and to finance additional costs of the wastewater project for the City of Gardiner.