

# 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  
Agriculture, Conservation and Forestry***

***August 2005***

**Members:**

***Sen. John M. Nutting, Chair  
Sen. Bruce S. Bryant  
Sen. Kevin L. Raye***

***Rep. John F. Piotti, Chair  
Rep. Jacqueline A. Lundeen  
Rep. Raymond G. Pineau  
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Rep. Rodney C. Jennings  
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Rep. Arlan R. Jodrey  
Rep. Roger L. Sherman  
Rep. Patrick S. A. Flood  
Rep. Donald G. Marean***

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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](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:

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 Agriculture, Conservation and Forestry

**LD 1395**

**An Act Regarding National Forests**

**PUBLIC 258**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RAYE MCLEOD	OTP-AM MAJ ONTP MIN	S-212

LD 1395 proposed repealing statutory language that gives the consent of the State to the acquisition by the Federal Government of land for national forests. It proposed removing language that specifically gives the consent of the State to the acquisition by the Federal Government of land in Hancock and Washington counties and in parts of Penobscot and Aroostook counties for national forests.

**Committee Amendment "A" (S-212)** proposed retaining provisions in the Maine Revised Statutes, Title 12, section 751 pertaining to concurrent jurisdiction.

### *Enacted law summary*

Public Law 2005, chapter 258 removes statutory language giving the consent of the State for acquisition by the Federal Government of land that the Federal Government determines is needed for national forests. The bill also removes specific language that gives the consent of the State to the acquisition by the Federal Government of land in Hancock and Washington counties and in parts of Penobscot and Aroostook counties for national forests.

**LD 1406**

**An Act To Preserve Public Access and Job Opportunities in the North Woods**

**CARRIED OVER**

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

LD 1406 proposes the Maine Woods Act and establishing the Maine Woods Board as a public instrumentality of the State. As proposed, the board's central duty is to support sustainable forestry and provide public access and recreational opportunities through the acquisition and maintenance of forest lands. The board would have independent bonding authority to support the Maine Woods Fund, as established in this bill. This bill was carried over by H.P. 1203 to the next special or regular session of the 122<sup>nd</sup> Legislature.

**LD 1426**

**An Act To Amend Certain Milk and Milk Products Laws**

**PUBLIC 270**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SMITH N NUTTING J	OTP-AM	H-470

LD 1426 proposed repealing certain sections of law having to do with the licensing, inspection and testing of farm cheese. It proposed provisions for the labeling and sale of heat-treated cheeses.

**Committee Amendment "A" (H-470)** proposed clarifications to the provisions for labeling heat-treated cheese.

### *Enacted law summary*