

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

*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  
Rep. Joanne T. Twomey  
Rep. Rodney C. Jennings  
Rep. Roderick W. Carr  
Rep. Arlan R. Jodrey  
Rep. Roger L. Sherman  
Rep. Patrick S. A. Flood  
Rep. Donald G. Marean*

**Staff:**

*Jill Ippoliti, Legislative Analyst*

*Office of Policy and Legal Analysis  
13 State House Station  
Augusta, ME 04333  
(207) 287-1670*



Maine State Legislature

OFFICE OF POLICY & LEGAL ANALYSIS

13 State House Station, Room 215 Cross State Office Building
Augusta, Maine 04333-0013
Telephone: (207) 287-1670
Fax: (207) 287-1275

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 Agriculture, Conservation and Forestry*

**LD 1630**                      **Resolve, Directing the Department of Conservation, Bureau of Parks and Lands To Restore the Taylor Camps**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON	ONTP      MAJ	
MARTIN	OTP      MIN	

LD 1630 proposed directing the Department of Conservation, Bureau of Parks and Lands to commence restoration of the Taylor camps on the Allagash Wilderness Waterway by the end of 2005.

**LD 1657**                      **An Act To Minimize the Risk to Maine's Marine Waters and Organisms Posed by the Application of Pesticides**                      **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERCY		
DAMON		

LD 1657 proposes the following limits on the application of pesticides near the normal high tide mark for the control of browntail moths.

1. Prohibits aerial application of pesticides in an area from the normal high tide mark to 1,000 feet inland.
2. Prohibits application of pesticides using a mist blower in an area from the normal high tide mark to 500 feet inland.
3. Prohibits application of pesticides using a hydraulic rig in an area from the normal high tide mark to 50 feet inland.

This bill was carried over by H.P. 1203 to the next special or regular session of the 122<sup>nd</sup> Legislature.

**LD 1674**                      **Resolve, Authorizing Certain Land Transactions by the Department of Conservation, Bureau of Parks and Lands**                      **RESOLVE 97**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PINEAU	OTP-AM	H-599
BRYANT B		

LD 1674 proposed authorizing the Director of the Bureau of Parks and Lands within the Department of Conservation to convey property or interests in property at locations described in this resolve on such other terms and conditions as the director may direct.

**Committee Amendment "A" (H-599)** proposed incorporating a fiscal note.

*Enacted law summary*

*Joint Standing Committee on Agriculture, Conservation and Forestry*

Resolve 2005, chapter 97 authorizes the Director of the Bureau of Parks and Lands within the Department of Conservation to convey property or interests in property at 8 different locations. The resolve describes each property to be transferred and the purpose of the transfer. These parcels are among the lands designated under the Constitution of Maine, Article IX, Section 23. Proceeds from sale of these lands must be used to purchase additional land in the same county for the conservation or recreation purposes.

**LD 1692**

**An Act To Transfer Funds to the Maine Milk Pool from the  
General Fund To Fund Dairy Stabilization Programs**

**PUBLIC 418**

Sponsor(s)  
PIOTTI

Committee Report

Amendments Adopted

LD 1692 proposed directing the State Controller to transfer undedicated revenue from the General Fund to the Maine Milk Pool on a monthly basis. The proposed transfers would be distributed from the Maine Milk Pool to milk producers. This bill was enacted on the floor without reference to committee.

***Enacted law summary***

Public Law 2005, chapter 418 directs the State Controller to transfer undedicated revenue from the General Fund to the Maine Milk Pool. The amount to be transferred monthly is based on price support distributions to Maine milk producers for the previous month. Distributions are calculated and paid in accordance with Title 7, sections 3153-B and 3153 –C.