

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

Second Regular Session

Bill Summaries

*Joint Standing Committee
on
Natural Resources*

July 2006

Staff:

Susan Z. Johannesman, Legislative Analyst

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

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Sen. Lois A. Snowe-Mello*

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Maine State Legislature



Office of Policy and Legal Analysis Office of Fiscal and Program Review

122nd Maine Legislature Second Regular 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 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 (Pocket Veto)	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 August 23, 2006.

Joint Standing Committee on Natural Resources

year period as long as the definition was enacted prior to July 25, 1992 and the municipality filed its definition, which conflicts with the definition of "subdivision" in the Maine Revised Statutes, at the registry of deeds by June 30, 2003 as required by the Maine Revised Statutes, Title 30-A, section 4401, subsection 4, paragraph H-1. The purpose of this amendment is to give the Town of Pownal until January 1, 2008 to explore options for establishing a review process for the creation of single residential lots using criteria determined by the town.

Senate Amendment "A" to Committee Amendment "A" (S-474) proposed to add to the resolve an emergency preamble and emergency clause, which were inadvertently removed by Committee Amendment "A".

Enacted law summary

Resolve 2005, chapter 145 provides that the Town of Pownal may enforce an ordinance that defines "subdivision" as the creation of 2 or more lots within a 5-year period as long as the definition was enacted prior to July 25, 1992 and the municipality filed its definition, which conflicts with the definition of "subdivision" in the Maine Revised Statutes, at the registry of deeds by June 30, 2003 as required by the Maine Revised Statutes, Title 30-A, section 4401, subsection 4, paragraph H-1. The purpose of this amendment is to give the Town of Pownal until January 1, 2008 to explore options for establishing a review process for the creation of single residential lots using criteria determined by the town.

Resolve 2005, chapter 145 was enacted as an emergency measure effective March 28, 2006.

LD 1840

Resolve, To Study the Recycling of Cellular Telephones

RESOLVE 144

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BABBIDGE	OTP-AM	H-800

LD 1840 proposed to require a retail establishment that sells cellular telephones to accept used cellular telephones for reuse, recycling or proper disposal of hazardous parts of the telephone.

Committee Amendment "A" (H-800) proposed to replace the bill with a resolve. The amendment proposed to direct the Department of Environmental Protection to report on the effectiveness of current cellular telephone recycling collection programs in the State. It also proposed to authorize the joint standing committee of the Legislature having jurisdiction over natural resources matters to report out legislation to the First Regular Session of the 123rd Legislature.

Enacted law summary

Resolve 2005, chapter 144 directs the Department of Environmental Protection to report on the effectiveness of current cellular telephone recycling collection programs in the State. It also authorizes the joint standing committee of the Legislature having jurisdiction over natural resources matters to report out legislation to the First Regular Session of the 123rd Legislature.