

MAINE STATE LEGISLATURE

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*State Of Maine
122nd Legislature*

Second Regular Session

Bill Summaries

*Joint Standing Committee
on
State and Local Government*

July 2006

Members:

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

*Rep. Christopher R. Barstow, Chair
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
Rep. William P. Browne*

Staff:

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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 State and Local Government

LD 2072

An Act To Amend the Definition of "Municipality" as It Relates to the Maine Municipal Bond Bank Act

**PUBLIC 552
EMERGENCY**

Sponsor(s)
SHERMAN
CLUKEY

Committee Report
OTP

Amendments Adopted

LD 2072 proposed to amend the definition of "municipality" in the Maine Municipal Bond Bank Act to include any corporation owned entirely by any city, town, special district, county, plantation or municipal village corporation within the State and providing water, sewer or electric service or performing other essential governmental functions.

Enacted law summary

Public Law 2005, chapter 552 amends the definition of "municipality" in the Maine Municipal Bond Bank Act to include any corporation owned entirely by any city, town, special district, county, plantation or municipal village corporation within the State and providing water, sewer or electric service or performing other essential governmental functions.

Public Law 2005, chapter 552 was enacted as an emergency measure effective April 6, 2006.

LD 2082

Resolve, Directing the Secretary of State To Establish a Task Force To Develop a Plan for the Maine State Cultural Building in Augusta

**RESOLVE 168
EMERGENCY**

Sponsor(s)

Committee Report
OTP

Amendments Adopted
H-886 BARSTOW

LD 2082 proposed to direct the Secretary of State to establish a task force to examine the long-term needs of the Maine State Cultural Building, including the possibility of constructing a new building. The task force would consider the issues of space limitations, mechanical problems, energy inefficiencies and physical deterioration. It would also seek to develop initiatives that use federal financing opportunities and take advantage of cooperation with the University of Maine System. The task force would report to the joint standing committee of the Legislature having jurisdiction over state and local government matters by January 15, 2007.

House Amendment "A" (H-886) proposed to add a representative from the Capitol Planning Commission to the task force and require the report of the task force to be also submitted to the commission. The amendment proposed to require that recommendations of the task force be consistent with the Capitol Planning Commission master plan and rules.

Enacted law summary

Resolve 2005, chapter 168 directs the Secretary of State to establish a task force to look at the long-term needs of the Maine State Cultural Building, including the possibility of constructing a new building. The task force shall consider the issues of space limitations, mechanical problems, energy inefficiencies and physical deterioration. It shall also seek to develop initiatives that use federal financing opportunities and take advantage of cooperation

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with the University of Maine System. The task force shall report to the joint standing committee of the Legislature having jurisdiction over state and local government matters and the Capitol Planning Commission by January 15, 2007.

Resolve 2005, chapter 168 was enacted as an emergency measure effective April 6, 2006.

LD 2102 **An Act To Change the Date for Agency Submission of Provisionally Adopted Major Substantive Rules** **PUBLIC 586**

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

LD 2102 proposed to change the date for agency submission of provisionally adopted major substantive rules from 45 days prior to statutory adjournment to the close of business on the 2nd Friday in January of the year in which the rules are to be considered by the Legislature.

Enacted law summary

Public Law 2005, chapter 586 changes the date for agency submission of provisionally adopted major substantive rules from 45 days prior to statutory adjournment to the close of business on the 2nd Friday in January of the year in which the rules are to be considered by the Legislature.

LD 2115 **An Act To Amend the Boundaries between the City of Saco and The Town of Old Orchard Beach** **P & S 68 EMERGENCY**

<u>Sponsor(s)</u>		<u>Committee Report</u>		<u>Amendments Adopted</u>
HOBBS				S-703 ROTUNDO

LD 2115 proposed to amend the boundaries between the City of Saco and the Town of Old Orchard Beach.

Senate Amendment "A" (S-703) proposed to add a mandate preamble.

Enacted law summary

Private and Special Law 2005, chapter 68 amends the boundaries between the City of Saco and the Town of Old Orchard Beach.

Private and Special Law 2005, chapter 68 was enacted as an emergency measure effective June 1, 2006.