

MAINE STATE LEGISLATURE

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STATE OF MAINE
123RD LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON AGRICULTURE,
CONSERVATION AND FORESTRY**

July 2007

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STATE OF MAINE

123RD LEGISLATURE

FIRST REGULAR SESSION

LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS



This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature, which was in session from December 6, 2006 to June 21, 2007.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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 (or Accepted ONTP report).....	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.....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

Please note that the effective date for non-emergency legislation enacted in the First Regular Session is **September 20, 2007**. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Agriculture, Conservation and Forestry

LD 705 **Resolve, Regarding Legislative Review of Portions of Chapter 329:
Rules Governing Milk and Milk Products, a Major Substantive Rule of
the Department of Agriculture, Food and Rural Resources**

**RESOLVE 8
EMERGENCY**

Sponsor(s)

Committee Report

Amendments Adopted

OTP

LD 705 provides for legislative review of portions of Chapter 329: Rules Governing Milk and Milk Products, a major substantive rule of the Department of Agriculture, Food and Rural Resources.

Enacted Law Summary

Resolve 2007, chapter 8 authorizes final adoption of portions of Chapter 329: Rules Governing Milk and Milk Products, a major substantive rule of the Department of Agriculture, Food and Rural Resources.

Resolve 2007, chapter 8 was enacted as an emergency measure effective April 12, 2007.

LD 717 **Resolve, Regarding Legislative Review of Portions of Chapter 1:
General Provisions and Chapter 10: Land Use Districts and Standards,
Major Substantive Rules of the Maine Land Use Regulation
Commission**

**RESOLVE 19
EMERGENCY**

Sponsor(s)

Committee Report

Amendments Adopted

OTP-AM

H-120

LD 717 provides for legislative review of portions of Chapter 1, General Provisions and Chapter 10, Land Use Districts and Standards, major substantive rules of the Maine Land Use Regulation Commission.

Committee Amendment "A" (H-120)

The committee amendment authorizes final adoption of the rule provided certain revisions are made.

Enacted Law Summary

Resolve 2007, chapter 19 authorizes final adoption of the rule provided revisions are made that:

1. Clarify that for utility lines, roads, land management roads and mineral or peat extraction, only the portion of the project or the additional length or acreage that triggers permit review is subject to the fee calculation;
2. Remove the provision requiring a permit applicant to pay actual costs incurred for a public hearing and
3. Authorize the Director of the Maine Land Use Regulation Commission to require a petitioner to pay the cost of a public hearing when the petition is for a district boundary change for the purpose of a subdivision or a commercial development.

Resolve 2007, chapter 19 was enacted as an emergency measure effective May 14, 2007.