

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 STATE AND LOCAL
GOVERNMENT**

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 State and Local Government

LD 1846 **An Act To Allow Bayville Village To Separate from the Town of Boothbay Harbor and Affiliate with the Town of Boothbay** **ONTP**

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

LD 1846 allows Bayville Village Corporation to separate from the Town of Boothbay Harbor and to affiliate with the Town of Boothbay if the legal voters of Bayville Village Corporation vote in favor of the separation and affiliation and the legal voters of the Town of Boothbay vote in favor of the affiliation.

LD 1867 **An Act To Clarify the Intergovernmental Relationship between the Town of Boothbay Harbor and Bayville Village Corporation** **ONTP**

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

LD 1867 amends Private & Special Law 1911, chapter 227, which created the Bayville Village Corporation, by repealing the provision that required 60% of property taxes raised by the Town of Boothbay Harbor on property located in Bayville Village Corporation to be annually paid over to the corporation for use in providing municipal-type services to the residents within the territory of the Bayville Village Corporation. It clarifies that the residents of Bayville Village Corporation are considered residents of the Town of Boothbay Harbor in all respects and that they are entitled to receive the same municipal services delivered in the same manner as any other residents of the town.

LD 1876 **Resolve, Regarding the Maine State Cultural Building in Augusta** **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
		H-400
		H-466 ADAMS

LD 1876 amends Resolve 2005, chapter 168, which established a task force to develop a plan for the Maine State Cultural Building in Augusta. It adds to the existing membership of the task force representatives of the Department of Transportation and the judicial branch. It requires the task force to submit a 2nd report by November 15, 2007 with any recommendations regarding the cultural building. It also provides an appropriation of \$100,000 to contract with an architectural consultant and give the Joint Standing Committee on State and Local Government authority to submit legislation to the Second Regular Session of the 123rd Legislature.

Committee Amendment "A" (H-400)

This amendment changes the membership of the task force to develop a plan for the Maine State Cultural Building in Augusta by adding a representative of the Department of Defense, Veterans and Emergency Management, office of the Adjutant General and from the Friends of the Blaine House. It changes the report date to the joint standing committee of the Legislature having jurisdiction over state and local government matters to January 15, 2009. The joint standing committee is authorized to submit legislation to the First Regular Session of the 124th Legislature. It requires the task force to raise the \$100,000 necessary for architectural consultant services from private funds and requires the Department of Administrative and