

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
124TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON STATE AND LOCAL
GOVERNMENT**

July 2009

MEMBERS:

SEN. DEBORAH L. SIMPSON, CHAIR
SEN. TROY DALE JACKSON
SEN. JONATHAN T.E. COURTNEY

REP. STEPHEN R. BEAUDETTE, CHAIR
REP. JAMES M. SCHATZ
REP. ANDREA M. BOLAND
REP. TERESEA HAYES
REP. BRYAN T. KAENRATH
REP. MICHAEL J. WILLETTE
REP. H. DAVID COTTA
REP. WILLIAM P. BROWNE *
REP. TYLER CLARK
REP. LANCE EVANS HARVELL

STAFF:

ANNA T. BROOME, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

* Rep. William P. Browne replaced Rep. Michael Celli for part of the First Regular Session. Rep. Celli will return for the Second Regular Session.

STATE OF MAINE

124TH 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 124th Maine Legislature.

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:

CARRIED OVER.....	Carried over to a subsequent session of the Legislature
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; bill died
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted; bill died
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

The effective date for non-emergency legislation enacted in the First Regular Session of the 124th Legislature is September 12, 2009. 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

Commission rules. The Capitol Planning Commission may accept state and local funds, gifts and other contributions to meet the costs of the memorial. No General Fund money may be used for the construction of the memorial. If the funds are not raised by June 30, 2010, the memorial is not authorized.

Committee Amendment "A" (H-16)

This amendment clarifies that no General Fund money may be used for design, construction, installation or maintenance of the memorial for families and friends of children who have died by violence. It also directs the Director of the Bureau of General Services within the Department of Administrative and Financial Services to establish an account for the administration of funds, gifts and other contributions accepted by the Capitol Planning Commission for the memorial.

Enacted Law Summary

Resolve 2009, chapter 15 directs the Capitol Planning Commission to construct and maintain a memorial for the families and friends of children who have died by violence. The Capitol Planning Commission may seek assistance in the design of the memorial from a nonprofit organization whose purpose is supporting parents of murdered children. The memorial must be located in the proposed memorial park within the East Campus Zone as described in the Capitol Planning Commission rules. The Capitol Planning Commission may accept state and local funds, gifts and other contributions to meet the costs of the memorial. The Director of the Bureau of General Services within the Department of Administrative and Financial Services is directed to establish an account for the administration of those funds accepted by the Capitol Planning Commission for the memorial. No General Fund money may be used for the design, construction, installation or maintenance of the memorial. If the funds are not raised by June 30, 2010, the memorial is not authorized.

LD 121 An Act To Reduce the Length of the Legislative Sessions

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FLOOD	ONTP MAJ OTP-AM MIN	

This bill advances the statutory adjournment date of the Legislature by 10 business days in the first regular session and by 5 business days in the second regular session.

Committee Amendment "A" (H-137)

This amendment, which is the minority report of the committee, adds an appropriations and allocations section.

LD 130 An Act To Allow a Municipality Greater Flexibility To Disburse State Fees

PUBLIC 6

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

This bill allows a municipality greater flexibility to disburse state fees to the State by reducing municipal processing requirements. This will encourage timely disbursing of state fees to the Department of the Secretary of State, Bureau of Motor Vehicles.

Joint Standing Committee on State and Local Government

Enacted Law Summary

Public Law 2009, chapter 6 allows a municipality greater flexibility to disburse state fees to the State by reducing municipal processing requirements. This will encourage timely disbursing of state fees to the Department of the Secretary of State, Bureau of Motor Vehicles.

LD 142 An Act To Revise the Boundary between the City of Waterville and the Town of Oakland P & S 2

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

This bill revises the boundary line between the City of Waterville and the Town of Oakland.

Enacted Law Summary

Private & Special Law 2009, chapter 2 revises the boundary line between the City of Waterville and the Town of Oakland.

LD 143 An Act To Amend the Process for Secession from a County by a Municipality ONTP

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

This bill removes the requirement that a municipality seeking to secede from one county to join another share a border with the county the municipality wishes to join.

LD 144 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Reduce the Size of the Legislature DIED BETWEEN HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FLOOD	ONTP MAJ OTP-AM MIN	H-135

This bill is a resolution proposing to amend the Constitution of Maine to reduce the size of the House of Representatives from 151 members to 115 members and the size of the Senate from no more than 35 members to no more than 31 members. Under the resolution, the proposal would be presented to the voters for their approval in November 2010, and after voter approval the Legislature that convenes in 2011 would submit a reapportionment plan to implement the reduction in the size of the Legislature. The reduction in the size of each legislative body takes effect in 2013.

Committee Amendment "A" (H-135)