

MAINE STATE LEGISLATURE

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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

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* 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

This amendment, which is the minority report of the committee, removes from the bill the section directing state agencies that publish information that refers to the federal poverty level to also refer to the Department of Labor livable wage scale in that publication.

LD 1313 Resolve, Directing the State Planning Office To Prepare a Reorganization Plan

RESOLVE 89

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOY	OTP-AM	H-329

This bill directs the Executive Department, State Planning Office to create a plan to reorganize the State Planning Office to only provide planning services to state agencies, with the agencies to provide staff support. It also directs the State Planning Office to study and recommend legislation to transfer certain other powers and duties of the office to other agencies in anticipation of the dissolution. The Joint Standing Committee on State and Local Government is authorized to submit emergency legislation to the Second Regular Session of the 124th Legislature in anticipation of the current organization of the State Planning Office ending on July 1, 2010.

Committee Amendment "A" (H-329)

This amendment replaces the bill with a resolve directing the Executive Department, State Planning Office to prepare a proposed reorganization plan that includes the office remaining responsible for the state-owned landfill.

Enacted Law Summary

Resolve 2009, chapter 89 directs the Executive Department, State Planning Office to prepare a proposed reorganization plan in which the office is nonregulatory in nature, performs planning services for agencies and is the agency responsible for the state-owned landfill. The report must be submitted to the Joint Standing Committee on State and Local Government by February 1, 2010. The committee is authorized to submit legislation related to the report to the Second Regular Session of the 124th Legislature.

LD 1400 An Act To Designate July 12th as Wyeth Day

PUBLIC 210
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KRUGER RECTOR	OTP-AM	H-251

This bill establishes July 12th of each year as Wyeth Day, in honor of the birthday of Andrew Wyeth, to honor one of America's great artists who had long and lasting ties to the State.

Committee Amendment "A" (H-251)

This amendment changes the allocation in the Maine Revised Statutes, Title 1 from section 150-C to section 150-D. Public Law 2009, chapter 51 established Native American Veterans Day in Title 1, section 150-C.

Enacted Law Summary

Public Law 2009, chapter 210 establishes July 12th of each year as Wyeth Day, in honor of the birthday of Andrew Wyeth, to honor one of America's great artists who had long and lasting ties to the State.

Joint Standing Committee on State and Local Government

Public Law 2009, chapter 210 was enacted as an emergency measure effective May 26, 2009.

LD 1410 An Act To Restore the Historical Town Boundary between Harpswell and Brunswick

**DIED ON
ADJOURNMENT**

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

This bill restores the historical boundary line between the Town of Harpswell and the Town of Brunswick.

Committee Amendment "A" (H-417)

This amendment, which is the minority report of the committee, replaces the bill. It requires the Town of Harpswell and the Town of Brunswick to hold at least 4 meetings before January 15, 2010 to discuss issues related to the town boundary, including marine resources management. The 2 towns must report their findings, including points of agreement and disagreement, to the Joint Standing Committee on State and Local Government by January 30, 2010. The Joint Standing Committee on State and Local Government has the authority to report out a bill to the Second Regular Session of the 124th Legislature. It also adds a mandate preamble.

LD 1424 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Unicameral Legislature

**DIED BETWEEN
HOUSES**

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

This bill is a resolution proposing to amend the Constitution of Maine to abolish the Senate and the House of Representatives and to replace them with a unicameral Legislature made up of 105 members who will be referred to as Senators. This reduction requires a reapportionment plan by the Legislature that convenes in December 2012 so that the Legislature elected in November 2014 is unicameral.

Committee Amendment "A" (H-471)

This amendment, which is the minority report of the committee, changes the number of members of a unicameral Legislature from 105 members to 151 members.

LD 1425 An Act Regarding Payment to Municipal and Quasi-municipal Entities for Emergency Response to Hazardous Materials Incidents

ONTP

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