

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON APPROPRIATIONS AND
FINANCIAL AFFAIRS**

April 2010

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STATE OF MAINE

124TH LEGISLATURE
SECOND 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 Second 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:

<i>CARRIED OVER</i>	<i>Carried over to a subsequent session of the Legislature</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN HOUSES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed; bill died</i>
<i>ONTP (or Accepted ONTP report)</i>	<i>Ought Not To Pass report accepted; bill died</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

The effective date for non-emergency legislation enacted in the Second Regular Session of the 124th Legislature is Monday, July 12, 2010. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Appropriations and Financial Affairs

LD 1826

An Act To Authorize Bond Issues for Ratification by the Voters for the June 2010 Election and November 2010 Election

**PUBLIC 645
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAIN DIAMOND	OTP-AM MAJ ONTP MIN	H-830 S-546 DIAMOND

LD 1826 is the Governor's proposed bond issue.

Committee Amendment "A" (H-830)

This is the majority report of the Committee in response to various general obligation bond proposals.

Part A authorizes a \$69,800,000 bond issue for improvements to highways, railroads and marine facilities, including port and harbor structures. Part A requires a June 2010 referendum.

Part B increases the amount of the bond request in Public Law 2009, chapter 414, Part C by \$5,200,000 for the Safe Drinking Water Revolving Loan Fund and the Wastewater Treatment Facility State Revolving Loan Fund.

Part C amends Public Law 2009, chapter 414, Part D to increase the amount of the bond request for the Maine Marine Wind Energy Demonstration Site Fund by \$5,000,000 so that the Efficiency Maine Trust programs can accelerate wind energy components manufacturing in Maine.

Part D authorizes a \$5,000,000 bond issue. An amount of \$3,500,000 is to be awarded on a competitive basis for a community-based teaching clinic affiliated with or operated by a college of dental medicine and \$1,500,000 is to be used to upgrade community-based health and dental care clinics across the State to increase their capacity.

Part E establishes a regular monitoring requirement regarding grant recipients of funding authorized in Part D.

Part F establishes the Oral Health Advisory Committee to award the funds authorized in Part D.

Part G makes Part E and Part F contingent on passage of the General Fund bond issue described in Part D.

Part H transfers \$2,128,500 from the short-term emergency reserve account to offset the General Fund appropriations added for the additional debt service costs in fiscal year 2010-11.

Senate Amendment "J" To Committee Amendment "A" (S-546)

This amendment amends Committee Amendment "A" to:

1. Add an emergency preamble and emergency clause;
2. Reduce the amount in bonds authorized for the purchase and preservation of railroad track in Aroostook County;
3. Reduce the amount in bonds authorized for the Mountain Division Railroad;
4. Reduce the amount in bonds authorized for the Ocean Gateway deep water pier;
5. Reduce the amount in bonds authorized for the Small Harbor Improvement Program;
6. Authorize the specific allocation of \$4,000,000 of the transportation bond approved by voters in November 2009 to be used for capital rail purposes;
7. Direct the Governor to establish an Aroostook County rail task force;
8. Eliminate the increases in the amount of the bond request in Public Law 2009, chapter 414, Part C for the Safe Drinking Water Revolving Loan Fund and the Wastewater Treatment Facility State Revolving Loan Fund;
9. Eliminate the allocation in the bond request in Public Law 2009, chapter 414, Part D for weatherization and energy efficiency programs; and
10. Appropriate funds and transfer funds from the Maine Budget Stabilization Fund and the short-term emergency contingency account established pursuant to Public Law 2009, chapter 571, Part KK to partially fund the acquisition of railroad trackage; and reduce the amount of the one-day borrowing from Other Special Revenue Funds authorized in Public Law 2009, chapter 571, Part CCC.

Joint Standing Committee on Appropriations and Financial Affairs

Enacted Law Summary

Public Law 645 authorizes the issuance of new bonds in the amount of \$57,900,000 and eliminates or reduces previously authorized bond requests in the amount of \$13,500,000 for a net increase in bond authorizations of \$44,300,000.

Part A authorizes a \$47,800,000 bond issue for improvements to highways, railroads and marine facilities, including port and harbor structures. Part A requires a June 2010 referendum.

Part B directs the Governor to establish an Aroostook County rail task force.

Part C eliminates the allocation in the bond request in Public Law 2009, chapter 414, Part D for weatherization and energy efficiency programs and changes the allocation in the bond request in Public Law 2009, chapter 414, Part D for the Maine Marine Wind Energy Demonstration Site fund from the Department of Administrative and Financial Services to the University of Maine System, increases that allocation for an additional specified purpose and adds a leverage requirement.

Part D authorizes a \$5,000,000 bond issue. An amount of \$3,500,000 is to be awarded on a competitive basis for a community-based teaching clinic affiliated with or operated by a college of dental medicine and \$1,500,000 is to be used to upgrade community-based health and dental care clinics across the State to increase their capacity.

Part E establishes a regular monitoring requirement regarding grant recipients of funding authorized in Part D.

Part F establishes the Oral Health Advisory Committee to award the funds authorized in Part D.

PART G makes Part E and Part F contingent on passage of the General Fund bond issue described in Part D.

PART H repeals Public Law 2009, c. 213, Part DD, §§2 to 5 which authorizes the transfer from the unappropriated surplus of the General Fund to the Medical Care - Payments to Providers program General Fund account to be used for obligations of the MaineCare program and for hospital settlements. This part also appropriates \$7,000,000 to fund the acquisition of railroad track in Aroostook County; transfers funds from the Maine Budget Stabilization Fund and the short-term emergency contingency account established pursuant to Public Law 2009, chapter 571, Part KK to partially fund the acquisition; and reduces the amount of the one-day borrowing from Other Special Revenue Funds authorized in Public Law 2009, chapter 571, Part CCC.

PART I reduces the allocation in the bond request in Public Law 2009, chapter 414, Part B for the Maine Historic Preservation Commission by \$250,000 and the Small Enterprise Growth Fund by \$1,000,000.

PART J reduces the allocation in the bond request in Public Law 2009, chapter 414, Part E to the State Planning Office for the Land for Maine's Future Board working waterfront preservation activities by \$250,000.

Public Law 2009, chapter 645 was enacted as an emergency measure effective April 12, 2010.