

MAINE STATE LEGISLATURE

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STATE OF MAINE
125TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

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

July 2011

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STATE OF MAINE
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LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 125th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

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; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY..... ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public Law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 125th Legislature is September 28, 2011. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Agriculture, Conservation and Forestry

**LD 628 Resolve, To Stagger the Terms of Members of the Maine Arborist
Advisory Council**

RESOLVE 16

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAY SHERMAN	OTP-AM	H-27

LD 628 staggers the terms of the members of the Maine Arborist Advisory Council to ensure that there will always be some experienced members continuing to serve on the council.

Committee Amendment "A" (H-27)

This amendment clarifies that the terms of members of the Maine Arborist Advisory Council due to expire in 2012 are being extended.

Enacted Law Summary

Resolve 2011, chapter 16 staggers the terms of the members of the Maine Arborist Advisory Council to ensure that there will always be some experienced members continuing to serve on the council. It extends the terms of members of the council due to expire in 2012 to provide for staggered terms.

LD 629 An Act Pertaining to the Laws Governing Pull Events

PUBLIC 73

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAY SHERMAN	OTP-AM	H-100

LD 629 authorizes the Commissioner of Agriculture, Food and Rural Resources to designate an employee of the department to serve as secretary of the Pull Events Commission. Current law designates the agricultural fair coordinator from the Department of Agriculture, Food and Rural Resources to serve as secretary of the Pull Events Commission.

Committee Amendment "A" (H-100)

This amendment allows the Commissioner of Agriculture, Food and Rural Resources to designate any person to serve as secretary for the Pull Events Commission instead restricting the designation to an employee of the Department of Agriculture, Food and Rural Resources. It also allows the commissioner to establish and impose a range of penalties for the use of prohibited substances in pulling events. Fines and prohibitions on competing are to be established through rulemaking with a maximum fine set in law.

Enacted Law Summary

Public Law 2011, chapter 73 allows the Commissioner of Agriculture, Food and Rural Resources to designate any person to serve as secretary for the Pull Events Commission. It allows the commissioner to establish and impose a range of penalties for the use of prohibited substances in pulling events. Fines and prohibitions on competing are to be established through rulemaking with a maximum fine of \$1,000 in statute.