

# 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**  
125<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



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

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

July 2011

**MEMBERS:**

SEN. DOUGLAS A. THOMAS, CHAIR  
SEN. RONALD F. COLLINS  
SEN. NANCY B. SULLIVAN

REP. H. DAVID COTTA, CHAIR  
REP. LANCE EVANS HARVELL  
REP. BRADLEY S. MOULTON  
REP. MICHAEL CELLI  
REP. BETH P. TURNER  
REP. ANDREA M. BOLAND  
REP. BRYAN T. KAENRATH  
REP. BRIAN D. BOLDUC  
REP. ALAN M. CASAVANT  
REP. ANNE P. GRAHAM

**STAFF:**

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

STATE OF MAINE  
125<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



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 125<sup>th</sup> 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 125<sup>th</sup> 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 State and Local Government*

Resolve 2011, chapter 56 requires the Department of Administrative and Financial Services to create a policy to provide guidance to state agencies to limit their use of social security numbers in outgoing written correspondence and interdepartmental correspondence by either not including a social security number or using only the last four digits of a number.

**LD 1079**      **An Act To Authorize Peaks Island, House Island, Pumpkin Knob and Catnip Island To Secede from the City of Portland**      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WEAVER SNOWE-MELLO	ONTP	

This bill authorizes the incorporation of Peaks Island, House Island, Pumpkin Knob and Catnip Island into the Town of Peaks Island if the legal residents of those territories approve separation from the City of Portland in a referendum to be held on January 10, 2012. If a majority approve separation, the Town of Peaks Island shall be incorporated on July 1, 2012. Part B of the bill clarifies the binding arbitration process. Part C of the bill specifies the liability and rights of the City of Portland and the Town of Peaks Island.

**LD 1085**      **Resolve, Regarding Prequalification Standards for Contractors**      **RESOLVE 74**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARTIN T	OTP-AM	S-188

This bill directs the Department of Administrative and Financial Services, Bureau of General Services to adopt the same annual contractor prequalification process as the Department of Transportation by January 1, 2012. It also directs the Bureau of General Services to adopt the same renewal prequalification process as the Department of Transportation.

**Committee Amendment "A" (S-188)**

This amendment replaces the bill with a resolve that requires the Department of Administrative and Financial Services, Bureau of General Services and the Department of Transportation to jointly adopt one annual prequalification process to be used by contractors that wish to bid on projects administered by either agency. Contractors and other interested parties must be involved in the development of the single prequalification process. The new prequalification process must be in place by January 1, 2012. The Bureau of General Services and the Department of Transportation are required to report jointly to the Joint Standing Committee on State and Local Government by January 15, 2012 and the committee may report out a bill to the Second Regular Session of the 125th Legislature.

**Enacted Law Summary**

Resolve 2011, chapter 74 requires the Department of Administrative and Financial Services, Bureau of General Services and the Department of Transportation to jointly adopt one annual prequalification process to be used by contractors that wish to bid on projects administered by either agency. Contractors and other interested parties must be involved in the development of the single prequalification process. The new prequalification process must be in place by January 1, 2012. The Bureau of General Services and the Department of Transportation are required to report jointly to the Joint Standing Committee on State and Local Government by January 15, 2012 and the committee may report out a bill to the Second Regular Session of the 125th Legislature.