

MAINE STATE LEGISLATURE

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STATE OF MAINE
126TH LEGISLATURE
FIRST REGULAR SESSION



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

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

July 2013

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126TH LEGISLATURE

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LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 126th 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 126th Legislature is October 9, 2013. 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

Bureau of General Services' capital repair and improvement account for capital improvements.

Committee Amendment "A" (H-412)

This amendment clarifies that the provisions in section 1 of the resolve giving the Commissioner of Administrative and Financial Services authority to convey state property apply only to the properties in the City of Bangor and Town of Boothbay Harbor listed in section 2 of the resolve.

Enacted Law Summary

Resolve 2013, chapter 53 gives the Commissioner of Administrative and Financial Services authority to sell or lease the property now or formerly known as the Bangor Mental Health Institute in the City of Bangor and the portion of the property located in the Town of Boothbay Harbor now or formerly occupied by the Bigelow Laboratory for Ocean Sciences. It clarifies that provisions giving the Commissioner of Administrative and Financial Services authority to convey state property apply only to the properties in the City of Bangor and Town of Boothbay Harbor. It also amends Resolve 2011, chapter 70, which pertains to the sale of property in the City of Hallowell, to provide that any proceeds from a sale be deposited into the Department of Administrative and Financial Services, Bureau of General Services' capital repair and improvement account for capital improvements.

LD 978 An Act To Enhance Public Participation in Legislative Committee Proceedings through the Internet ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CASSIDY COLLINS	ONTP	

This bill authorizes the Legislative Council to make all proceedings of the joint standing committees of the Legislature available to the public through a live video broadcast that allows for remote public participation; records of these proceedings are permanent records.

LD 1021 An Act To Establish as a Public Record the Performance Evaluation of a Municipal Employee ACCEPTED REPORT A (ONTP)

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

This bill removes from the list of records that are confidential the performance evaluation of a municipal employee.

Committee Amendment "B" (H-323)

This amendment provides that a written performance evaluation for a town manager or municipal department head is not confidential.

Committee Amendment "A" (H-322)

This amendment provides that a performance evaluation is confidential unless it is requested for an external independent review requested by the municipality.