

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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STATE OF MAINE

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

LD 1140 An Act To Amend the State Government Evaluation Act

PUBLIC 307

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GRAHAM LACHOWICZ	OTP-AM	H-309

The State Government Evaluation Act requires each agency and independent agency to prepare and submit to the Legislature, through the relevant joint standing committee of the Legislature, a program evaluation report. This bill requires the joint standing committees to request from each agency or independent agency under their jurisdiction a single-page list of organizational units and programs in each organizational unit for that report by March 1st of the first regular session of the Legislature. The bill also requires that an agency or independent agency provide the list to the committee by April 1st of the first regular session of the Legislature. The bill also requires an agency or independent agency to include in the program evaluation report a list of all reports required by the Legislature and a copy of the single-page list.

The bill also eliminates the requirement that an agency or independent agency include in the program evaluation report information about being in compliance with federal and state health and safety laws and a summary of rules adopted.

Committee Amendment "A" (H-309)

This amendment authorizes the Joint Standing Committee on State and Local Government to report out a bill to the Second Regular Session of the 126th Legislature updating dates in statute for State Government Evaluation Act review of agencies under the jurisdiction of joint standing committees.

Enacted Law Summary

Public Law 2013, chapter 307 requires each agency and independent agency to prepare and submit to the Legislature, through the relevant joint standing committee of the Legislature, a program evaluation report. It requires the joint standing committees to request from each agency or independent agency under their jurisdiction a single-page list of organizational units and programs in each organizational unit for that report by March 1st of the first regular session of the Legislature. Public Law 2013, chapter 307 also requires that an agency or independent agency provide the list to the committee by April 1st of the first regular session of the Legislature. It also requires an agency or independent agency to include in the program evaluation report a list of all reports required by the Legislature and a copy of the single-page list. Public Law 2013, chapter 307 also eliminates the requirement that an agency or independent agency include in the program evaluation report information about being in compliance with federal and state health and safety laws and a summary of rules adopted.

Public Law 2013 chapter 307 authorizes the Joint Standing Committee on State and Local Government to report out a bill to the Second Regular Session of the 126th Legislature updating dates in statute for State Government Evaluation Act review of agencies under the jurisdiction of joint standing committees.

LD 1152 Resolve, To Continue Consultation and Conditions Prerequisite to the Sale or Lease of Certain Real Property in Hallowell

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TREAT		

Current law authorizes the State to sell or lease certain real property in the City of Hallowell, and establishes conditions on the sale or transfer of the property. This resolve directs the State to enter into a lease to extend the

Joint Standing Committee on State and Local Government

current terms of School Administrative District 16 or any successor school administrative unit that includes the City of Hallowell as a tenant at the site through June 30, 2017. This resolve also specifies that a subgroup of stakeholders must be invited to participate in interviews of qualified developers and to participate in interviews with developers prior to the transfer of any portion of the site to a developer. This resolve also directs the Commissioner of Administrative and Financial Services to provide a written report to the Joint Standing Committee on State and Local Government on the status of all efforts toward the sale or transfer of the property.

This bill was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, as amended by H-B (H-580) and H-C (H-582).

LD 1153 An Act To Amend the Laws Governing Public Notices Provided by ONTP
Governmental Entities

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

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to amend the laws governing public notices that are published in a newspaper by governmental entities.

LD 1158 RESOLUTION, Proposing an Amendment to the Constitution of Maine ONTP
To Increase the Length of Terms of Senators to 4 Years

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
VOLK THOMAS	ONTP	

This constitutional resolution increases the length of the terms of State Senators from two years to four years, beginning with the Senators elected in 2014.

**LD 1169 An Act To Ensure Accountability in State Contracts DIED IN
CONCURRENCE**

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

This bill requires a request for proposals or solicitation of bids by the State for a contract for the provision of property, products or services with respect to the state budget to include certain defining information and requires the information to be posted on the publicly accessible portion of the Department of Administrative and Financial Services website.

Committee Amendment "A" (S-67)

This amendment is the minority report of the committee. The amendment adds an appropriations and allocations section.