

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
126<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

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

May 2014

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**STATE OF MAINE**  
126<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION  
**LEGISLATIVE DIGEST OF BILL SUMMARIES AND**  
**ENACTED LAWS**

The *Digest* is arranged 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.

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 Second Regular Session of the 126<sup>th</sup> Legislature is August 1, 2014. 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 Appropriations and Financial Affairs*

automatic recipients of federal Community Development Block Grant funds and \$8,000,000 to be awarded through open competitive grants for all municipalities.

**LD 1175**

**An Act To Review the Laws Governing Retirement Benefits for Certain State Employees**

**P & S 30**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO	OTP-AM	S-413
KESCHL	ONTP	S-544 HILL

This bill was carried over from the First Regular Session of the 126th Legislature.

This bill provides that service retirement benefits for a Capitol Police officer in the employment of the Department of Public Safety be computed on the basis of all of the member's creditable service, regardless of when that service was earned.

**Committee Amendment "A" (S-413)**

This amendment is the majority report of the committee. Part A clarifies that service retirement benefits for a Capitol Police officer in the employment of the Department of Public Safety, Bureau of Capitol Police on the effective date of the legislation must be computed on the basis of all of the member's creditable service, regardless of when that service was earned. Part A also adds an appropriations and allocations section and makes technical changes to the bill. Part B directs the Executive Director of the Maine Public Employees Retirement System to determine the number of active members who have earned creditable service in the 1998 Special Plan after earning creditable service in the regular plan in a capacity set forth in the Maine Revised Statutes, Title 5, section 17851-A, subsection 1; identify the required changes to the laws governing retirement benefits to allow service benefits for a current member of the 1998 Special Plan to be computed on the basis of all the member's creditable service in a capacity set forth in Title 5, section 17851-A, subsection 1, regardless of when that service was earned; and calculate the cost to the State of implementing such a change. The executive director is required to report the results of the analysis to the joint standing committee of the Legislature having jurisdiction over retirement matters.

**Senate Amendment "A" To Committee Amendment "A" (S-544)**

This amendment strikes the provisions of the bill and the provisions of Committee Amendment "A" that provide that service retirement benefits for a Capitol Police officer in the employment of the Department of Public Safety, Bureau of Capitol Police on the effective date of the legislation must be computed on the basis of all of the member's creditable service, regardless of when that service was earned.

This amendment retains the provisions of Committee Amendment "A" that direct the Executive Director of the Maine Public Employees Retirement System to determine the number of active members who have earned creditable service in the 1998 Special Plan after having earned creditable service in the regular plan in a capacity set forth in the Maine Revised Statutes, Title 5, section 17851-A, subsection 1; identify the required changes to the laws governing retirement benefits to allow service benefits for a current member of the 1998 Special Plan to be computed on the basis of all the member's creditable service in a capacity set forth in Title 5, section 17851-A, subsection 1, regardless of when that service was earned; and calculate the cost to the State of implementing such a change. The executive director is required to report the results of the analysis to the joint standing committee of the Legislature having jurisdiction over retirement matters.

**Enacted Law Summary**

Private and Special Law 2013, chapter 30 directs the Executive Director of the Maine Public Employees Retirement System to do the following:

1. Determine the number of active members who have earned creditable service in the 1998 Special Plan after

*Joint Standing Committee on Appropriations and Financial Affairs*

having earned creditable service in the regular plan in a capacity set forth in the Maine Revised Statutes, Title 5, section 17851-A, subsection 1;

- 2. Identify the required changes to the laws governing retirement benefits to allow service benefits for a current member of the 1998 Special Plan to be computed on the basis of all the member's creditable service in a capacity set forth in Title 5, section 17851-A, subsection 1, regardless of when that service was earned;
- 3. Calculate the cost to the State of implementing such a change; and
- 4. Report the results of the analysis to the joint standing committee of the Legislature having jurisdiction over retirement matters by January 15, 2015.

**LD 1180      An Act To Authorize a General Fund Bond Issue for the Maine Community Reinvestment and Job Creation Fund      ONTP**

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

This bill was carried over from the First Regular Session of the 126th Legislature.

The bill authorizes a General Fund bond issue in the amount of \$25,000,000 to be used to establish the Maine Community Reinvestment and Job Creation Fund, to benefit Brunswick Landing, formerly the Brunswick Naval Air Station, and to benefit the Loring Development Authority of Maine.

**LD 1185      An Act To Enhance Efforts To Use Locally Produced Food in Schools      Veto Sustained**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCABE ALFOND	OTP-AM	H-839

In the First Regular Session of the 126th Legislature, this bill was referred to and reported out of the Joint Standing Committee on Health and Human Services. It was placed on the Special Appropriations Table, removed from the table, committed to the Joint Standing Committee on Appropriations and Financial Affairs and carried over to a Special or Regular Session.

This bill requires a school administrative unit to report on its use of local foods in its school meal programs. It also requires the Department of Education to make the reporting available to the public and to publish a list of schools that meet benchmarks for increasing the use of local foods. It also requires the Department of Education to establish rules to implement the provisions.

**Committee Amendment "B" (H-839)**

This amendment provides that school administrative units must determine and report at least annually the percentage of food purchased, grown or otherwise acquired for use in its elementary schools and secondary schools that is grown, raised or caught in the State as well as the percentage of dairy products purchased for use in its elementary schools and secondary schools that is produced in the State. It also adds an effective date of September 1, 2014 and a mandate preamble.