

# 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**  
126<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 2013

**MEMBERS:**

SEN. COLLEEN M. LACHOWICZ, CHAIR  
SEN. STAN J. GERZOFKY  
SEN. RONALD F. COLLINS

REP. ANNE P. GRAHAM, CHAIR  
REP. ANDREA M. BOLAND  
REP. TERESEA M. HAYES  
REP. BRIAN D. BOLDUC  
REP. JUSTIN MARK CHENETTE  
REP. CATHERINE M. NADEAU  
REP. H. DAVID COTTA  
REP. SHARRI K. MACDONALD  
REP. ALLEN MICHAEL NADEAU  
REP. JETHRO D. PEASE

**STAFF:**

ALYSON MAYO, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670

# STATE OF MAINE

126<sup>TH</sup> LEGISLATURE

FIRST REGULAR SESSION



## 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 126<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 126<sup>th</sup> 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*

**Committee Amendment "A" (H-510)**

This amendment is the majority report of the committee and changes the implementation dates and minimum percentages regarding Maine foodstuffs that state and school purchasers must purchase directly from Maine food producers or food brokers. It changes the implementation schedule for Maine foodstuffs from at least 15% for the 10 years beginning January 1, 2014, at least 25% for the next 10 years and at least 35% beginning in 2034 to at least 15% by December 31, 2020, 20% by December 31, 2024, 25% by December 31, 2034 and 35% by December 31, 2035. The amendment excepts from the requirements school purchasers at schools participating in the National School Lunch Program.

**Committee Amendment "B" (H-511)**

This amendment is the minority report of the committee and changes the implementation dates and minimum percentages regarding Maine foodstuffs that state and school purchasers must purchase directly from Maine food producers or food brokers. It changes the implementation schedule for Maine foodstuffs from at least 15% for the 10 years beginning January 1, 2014, at least 25% for the next 10 years and at least 35% beginning in 2034 to at least 15% by December 31, 2020, 20% by December 31, 2024, 25% by December 31, 2034 and 35% by December 31, 2035. The amendment also removes from current law the exclusion of milk and eggs from foodstuffs that must be purchased by a state or school purchaser and the exclusion of milk and eggs from products for which quality standards must be established. The amendment excepts from the requirements school purchasers at schools participating in the National School Lunch Program.

**Senate Amendment "A" To Committee Amendment "A" (S-355)**

This amendment adds a mandate preamble.

**LD 1273**      **An Act Pertaining to the Closing of Municipal Roads for Community Use**      **ONTP**

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

This bill allows a municipality to designate a town way or public easement be held for public purposes other than highway purposes, including recreational purposes, by an affirmative vote of the legislative body of the municipality within which the town way or public easement lies.

**LD 1279**      **RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Secretary of State, Attorney General and Treasurer of State**      **ACCEPTED MINORITY (ONTP) REPORT**

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

This resolution proposes a constitutional amendment that provides for direct popular election beginning in 2014 of the Secretary of State and the Treasurer of State biennially and for direct popular election of the Attorney General every four years in the manner currently provided for Senators and Representatives.

**Committee Amendment "A" (S-139)**

This amendment is the majority report of the committee and incorporates a fiscal note.