

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 1280 An Act Authorizing the Deorganization of the Town of Bancroft

PUBLIC 390

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHERMAN LONG	OTP-AM	S-84

This bill provides for the deorganization of the Town of Bancroft in Aroostook County, subject to approval at local referendum, including the removal of the Town of Bancroft from Region 2 career and technical education region in statute.

Committee Amendment "A" (S-84)

This amendment incorporates a fiscal note.

Enacted Law Summary

Public Law 2013, chapter 390 provides for the deorganization of the Town of Bancroft in Aroostook County, subject to approval at local referendum, including the removal of the Town of Bancroft from Region 2 career and technical education region in statute.

LD 1312 An Act To Create a Succession and Knowledge Transfer Plan for State Government

CARRIED OVER

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

This bill directs the Director of the Bureau of Human Resources within the Department of Administrative and Financial Services to establish a plan to develop a pool of qualified internal candidates to fill vacancies at the managerial and senior staff levels within state agencies.

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 1338 An Act To Prohibit State and Local Governments from Contracting with Corporations That Engage in Business in Known Terrorist States

**ACCEPTED
MAJORITY
(ONTP) REPORT**

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

This bill requires that, beginning January 1, 2014, the State, the University of Maine System, the Maine Community College System, the Maine Maritime Academy and municipalities exclude any business entity or individual from doing business with the State, the University of Maine System, the Maine Community College System, the Maine Maritime Academy or a municipality if that business entity or individual does business with any company, or any subsidiary, affiliate or parent of any company, that does business with a country designated by federal law as a state sponsor of terrorism. It also requires that counties and school boards adopt policies by January 1, 2014 that require counties and school boards to exclude any business entity or individual from doing business with a county or school

Joint Standing Committee on State and Local Government

board if that business entity or individual does business with any company, or any subsidiary, affiliate or parent of any company, that does business with a country designated as a state sponsor of terrorism.

Committee Amendment "A" (H-474)

This amendment is the minority report of the committee and strikes the bill and replaces it with a resolve. The amendment directs the Department of Administrative and Financial Services to research all vendors whose contracts were competitively bid and whether they or their affiliates do business with a country designated as a state sponsor of terrorism. The amendment directs the Department of Administrative and Financial Services to recommend actions the State can take to limit contracts with corporations that contract with terrorist states and report its findings to the Office of the Attorney General and the joint standing committee of the Legislature having jurisdiction over state and local government matters by January 15, 2015. The amendment also directs the Office of the Attorney General to review and advise the joint standing committee on the recommendations from the Department of Administrative and Financial Services by February 15, 2015. It provides that the joint standing committee may submit a bill related to the subject matter of the reports to the First Regular Session of the 127th Legislature. The amendment also adds an appropriations and allocations section.

LD 1344 An Act To Modernize the State's Legal Notice Requirements

**ACCEPTED
MAJORITY
(ONTP) REPORT**

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

This bill requires that legal notices appearing in a newspaper also appear in any publicly accessible website that the newspaper maintains. Legal notices on a newspaper website must appear on the same date that they appear in print editions of the newspaper; be reachable by a link from the website's home page; be presented in a clear and conspicuous manner; and be the dominant subject matter of the website page on which they appear. Beginning in July 2014, the newspaper website must also offer a search function for legal notices on the website. The bill also requires a statewide association representing newspapers to establish and maintain, at its own expense, a publicly accessible repository for legal notices appearing on newspaper websites.

Committee Amendment "A" (H-446)

This amendment is the minority report of the committee and provides that the statewide association representing newspapers that under the bill is required to establish and maintain a publicly accessible electronic repository is responsible for providing e-mail notification of legal notices upon request and at no charge.

LD 1357 An Act To Support Maine Businesses through State Purchasing

**ACCEPTED
MAJORITY
(ONTP) REPORT**

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

This bill requires that the State, when awarding contracts or purchases for the State or any department or agency of the State, award the contract or purchase to an in-state bidder or person offering commodities produced or manufactured in the State as long as the bid is within 2.5% of the otherwise best-value bidder. This bill also gives preference in the award of construction and public works contracts by the State and its political subdivisions to