

MAINE STATE LEGISLATURE

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STATE OF MAINE
127TH LEGISLATURE
SECOND REGULAR SESSION



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

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

May 2016

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STATE OF MAINE

127TH LEGISLATURE

SECOND 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 Second Regular Session of the 127th 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. An appendix provides a summary of relevant session statistics.

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 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 127th Legislature is July 29, 2016. 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

LD 1069 An Act To Authorize a General Fund Bond Issue To Upgrade Municipal Culverts at Stream Crossings Died On Adjournment

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCABE J DAVIS P	OTP-AM ONTP	

This bill was carried over from the First Regular Session of the 127th Legislature.

The funds provided by this bond issue, in the amount of \$10,000,000, will be used for a competitive grant program that matches local funding for the upgrade of municipal culverts at stream crossings in order to improve fish and wildlife habitat and increase community safety.

Committee Amendment "A" (H-679)

This amendment is the majority report of the committee. This amendment reduces the total bond issue amount to \$5,000,000 from \$10,000,000. The amendment also provides for funds to be transferred to the Office of the Secretary of State if the number or length of the referendum questions to be submitted to the voters at the general election in November 2016 requires the Secretary of State to produce and distribute more than one ballot to accommodate those questions.

This amendment was not adopted.

LD 1099 An Act To Establish a Fund for the Operations and Outreach Activities of the University of Maine Cooperative Extension Animal and Plant Disease and Insect Control Laboratory ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK R SAVIELLO T	ONTP	

This bill was carried over from the First Regular Session of the 127th Legislature in the Joint Standing Committee on Agriculture, Conservation and Forestry.

This bill creates the Animal and Plant Disease and Insect Control Fund to pay for pest management and pesticide safety outreach and education and for operating costs relating to pesticide management and insect control of the University of Maine Cooperative Extension's animal and plant disease and insect control laboratory. The Animal and Plant Disease and Insect Control Fund is funded by a 20¢ fee on every container of consumer packaged pesticides, with some exceptions.

Committee Amendment "B" (H-659)

This amendment was reported out by the Joint Standing Committee on Agriculture, Conservation and Forestry in the Second Regular Session of the 127th Legislature. It renames the Animal and Plant Disease and Insect Control Fund in the bill to the Animal and Plant Disease and Ticks and Other Insects Management Fund and changes the permitted uses of the fund. It also changes the funding source of the fund from a 20¢ fee on every sale of a container of consumer packaged pesticides to an annual allocation from the Legislature of at least \$400,000. In fiscal year 2016-17, this allocation will come from the Other Special Revenue Funds account within the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control. Beginning in 2017, the Commissioner of Agriculture, Conservation and Forestry is required to determine by February 1st of each year from which accounts or sources the funds must be transferred so that the sum equals at least \$400,000, and must notify the State

Joint Standing Committee on Appropriations and Financial Affairs

Controller, the joint standing committee of the Legislature having jurisdiction over pest management matters and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs. The transfer of funds must take place on October 1st of each year or the first business day thereafter. It further provides that, after receiving notification, the joint standing committee of the Legislature having jurisdiction over pest management matters may report out a bill related to the transfer.

The bill was committed to the Joint Standing Committee on Appropriations and Financial Affairs.

LD 1234 An Act To Authorize a General Fund Bond Issue To Acquire the Frances Perkins Homestead ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON C DEVIN M	ONTP	

This bill was carried over from the First Regular Session of the 127th Legislature.

This bill provides for a bond issue to be presented to the voters in the amount of \$2,000,000 to be used for the acquisition of the Frances Perkins homestead in Newcastle, which is on the National Register of Historic Places, is a National Historic Landmark and is the ancestral home of Frances Perkins, who served as the United States Secretary of Labor longer than any other person in that office and became the first woman to hold a cabinet position in the United States. This bill directs that a preservation easement or covenant be held by the Maine Historic Preservation Commission.

LD 1248 An Act To Authorize a General Fund Bond Issue for the Land for Maine's Future Fund Died On Adjournment

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCABE J KATZ R	OTP-AM ONTP	

This bill was carried over from the First Regular Session of the 127th Legislature.

The funds provided by this bond issue, in the amount of \$20,000,000, will be used to provide funds for the Land for Maine's Future Fund.

Committee Amendment "A" (H-675)

This amendment, which is the majority report of the committee, reduces the total bond issue amount to \$5,000,000 from \$20,000,000, which includes reductions in the amounts allocated for the protection of working waterfront properties, public access to water and the protection of farmland. This amendment also provides for funds to be transferred to the Office of the Secretary of State if the number or length of the referendum questions to be submitted to the voters at the general election in November 2016 requires the Secretary of State to produce and distribute more than one ballot to accommodate those questions.

This amendment was not adopted.