

MAINE STATE LEGISLATURE

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STATE OF MAINE
128TH LEGISLATURE
FIRST REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON STATE AND
LOCAL GOVERNMENT**

August 2017

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STATE OF MAINE

128TH 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 128th 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 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 128th Legislature is Wednesday, November 1, 2017. 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 3 An Act To Grant Plantations the Power To Control Consumer Fireworks

**PUBLIC 3
EMERGENCY**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| DEVIN M DILL J | OTP | |

This bill grants to plantations the power to control the sale and use of consumer fireworks in the same manner that municipalities may control consumer fireworks.

Enacted Law Summary

Public Law 2017, chapter 3 grants to plantations the power to control the sale and use of consumer fireworks in the same manner that municipalities may control consumer fireworks.

Public Law 2017, chapter 3 was enacted as an emergency measure effective March 24, 2017.

LD 15 An Act Concerning the Property Tax Levy Limit

**Died Between
Houses**

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

This bill eliminates the requirement to conduct a vote by a written ballot on a separate article on the warrant to exceed or increase the property tax levy limit in a municipality where the budget is approved by a town meeting or a referendum.

LD 23 An Act To Provide for Legislative Review of Federally Mandated Major Substantive Rules under the Maine Administrative Procedure Act

Veto Sustained

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| ZEIGLER S | OTP ONTP | |

This bill repeals the provision of law that exempts from legislative review major substantive rules that must be adopted to comply with federal law or to qualify for federal funds.

LD 24 An Act To Change the Name of Township 17, Range 4, WELS, in the Unorganized Territory to Sinclair

**P & S 2
EMERGENCY**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-----------------------|-------------------------|---------------------------|
| MARTIN D JACKSON T | OTP-AM | H-5 |

This bill authorizes the Aroostook County Board of Commissioners to seek approval from the residents of Township 17, Range 4, WELS, to rename the township to Sinclair.

Committee Amendment "A" (H-5)

Joint Standing Committee on State and Local Government

This amendment adds an emergency preamble and emergency clause to the bill.

Enacted Law Summary

Private and Special Law 2017, chapter 2 authorizes the Aroostook County Board of Commissioners to seek approval from the residents of Township 17, Range 4, WELS, to rename the township to Sinclair.

Private and Special Law, chapter 2 was enacted as an emergency measure effective April 9, 2017.

**LD 25 An Act To Remove the Legislative Council from the Capitol Area Died Between
Development Approval Process Houses**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| ESPLING E | ONTP OTP | |

This bill eliminates the requirement that construction projects located within the Capitol Area receive approval of the Legislative Council.

**LD 45 Resolve, Concerning the Ownership of a Causeway on Long Lake near Veto Sustained
St. Agatha**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-----------------------|-------------------------|---------------------------|
| JACKSON T MARTIN D | OTP-AM | S-88 |

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to clarify ownership of a causeway linking Pelletier Island on Long Lake near St. Agatha and Sinclair to Beaulieu Road.

Committee Amendment "A" (S-88)

This amendment replaces the bill, which is a concept draft, with a resolve. The amendment directs the Commissioner of Environmental Protection, the Commissioner of Agriculture, Conservation and Forestry and the Commissioner of Transportation to convene a working group, including local stakeholders, to study the ownership of the causeway connecting Pelletier Island located on Long Lake near St. Agatha to the mainland. The resolve requires the group to examine options and develop recommendations to resolve the ownership of the causeway and to submit a report to the Joint Standing Committee on State and Local Government no later than November 30, 2017. It authorizes the committee to report out a bill related to the report to the Second Regular Session of the 128th Legislature.

LD 69 An Act To Increase the Salary of the Governor ONTP

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|--------------------------|-------------------------|---------------------------|
| FARRIN B WHITTEMORE R | ONTP | |

This bill increases the Governor's salary from \$70,000 per year to \$150,000 per year beginning January 2019.