

# 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**  
128<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**

August 2017

**STAFF:**

LUCIA NIXON, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/legis/opla/>

**MEMBERS:**

SEN. PAUL T. DAVIS, SR., CHAIR  
SEN. LISA KEIM  
SEN. SUSAN A. DESCHAMBAULT

REP. ROLAND DANNY MARTIN, CHAIR  
REP. MARK E. BRYANT  
REP. PINNY BEEBE-CENTER  
REP. GEORGE W. HOGAN  
REP. JOHN E. MADIGAN, JR.  
REP. JOHN ALDEN SPEAR  
REP. RICHARD A. PICKETT  
REP. MATTHEW A. HARRINGTON  
REP. LESTER S. ORDWAY  
REP. CHAD WAYNE GRIGNON

# STATE OF MAINE

128<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 128<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. 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 128<sup>th</sup> 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*

**Committee Amendment "A" (S-74)**

This amendment is the majority report of the committee. This amendment strikes the language in the bill authorizing municipal governments to regulate by ordinance the transport of water for commercial purposes.

**Senate Amendment "A" (S-136)**

This amendment requires an ordinance adopted by a municipality to apply only to food or food products grown or processed in the municipality by individuals who sell directly to consumers. This amendment also requires any food or food products grown, produced or processed in the municipality intended for wholesale or retail distribution outside of the municipality to comply with state and federal laws, rules and regulations.

**Enacted Law Summary**

Public Law 2017, chapter 215 authorizes municipal governments to regulate local food systems by ordinance and requires the State to recognize such ordinances. The law requires an ordinance to regulate local food systems adopted by a municipality to apply only to food or food products grown or processed in the municipality by individuals who sell directly to consumers. It also requires any food or food products grown, produced or processed in the municipality intended for wholesale or retail distribution outside of the municipality to comply with state and federal laws, rules and regulations.

**LD 740**

**An Act To Promote Efficiency and Accountability to Taxpayers in Personal Services Contracting**

**Died Between Houses**

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

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

This bill proposes to amend the laws regarding personal services contracting by the State to ensure that personal services contracting is done only when authorized and necessary and to provide transparency in the personal services contracting process.

**Committee Amendment "A" (H-199)**

This amendment is the majority report of the committee. The amendment replaces the bill, which is a concept draft. The amendment requires a department or agency of the State to submit a proposed contract to the Attorney General for review and approval when the department or agency determines the contract may expose the State to substantial risk in the event of nonperformance or is expected to incur costs to the State in excess of \$3,000,000.

This amendment was not adopted.

**LD 780**

**An Act Authorizing the Deorganization of Cary Plantation**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHERMAN R		

This bill provides for the deorganization of Cary Plantation in Aroostook County, subject to approval at local referendum.