

# 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**

same purpose. This law also repeals Resolve 2007, chapter 201, section 10, subsection 2, which pertains to private donations to benefit Saxl Park.

**LD 850      An Act To Prohibit a Person from Providing False Testimony to a Committee of the Legislature      Died Between Houses**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SIROCKI H BRAKEY E	ONTP OTP-AM OTP-AM	H-182

This bill prohibits a person such as a lobbyist, state employee, executive branch official or member of the public from purposely providing, either in person or through another means, false testimony, either orally, in writing or by other means, to a legislative committee or purposely omitting or concealing a material fact related to testimony provided to a legislative committee. This bill allows any member of a legislative committee to require the chair of that committee to place a person testifying before that committee under oath. A person who purposely provides false testimony to a legislative committee or who omits or conceals a material fact commits a Class E crime. If the person was under oath at the time, the person commits a Class D crime. If the person is a lobbyist or lobbyist associate, the person may be suspended from lobbying before the Legislature for up to two years.

**Committee Amendment "A" (H-181)**

This amendment is a minority report of the committee. The amendment adds members of the Legislature to the definition of "person," making Legislators subject to the provisions of the bill.

This amendment was not adopted.

**Committee Amendment "B" (H-182)**

This amendment is a minority report of the committee. The amendment removes the provision of the bill that allows a member of a legislative committee to place a person providing testimony under oath.

**LD 876      Resolve, To Increase Pedestrian Crosswalk Safety      ONTP**

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

This resolve requires a municipality with a residential population of 20,000 or greater to undertake a study to determine the busiest pedestrian crosswalks and vehicular traffic areas in that municipality and to adopt a 10-year plan to address the enhancement of pedestrian crosswalk safety in that municipality through changing physical and lighting conditions.

**LD 882      An Act Prohibiting Public Entities from Contracting with and Investing in Companies That Boycott the State of Israel      Died Between Houses**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MASON G GUERIN S	ONTP OTP-AM	

***Joint Standing Committee on State and Local Government***

This bill prohibits any public entity, including the State and any of its agencies or subdivisions, from boycotting the State of Israel or contracting with or giving a grant to a person that is boycotting the State of Israel and requires all contracts and grants by a state agency or subdivision to certify that the person awarded the contract or grant will not boycott the State of Israel for the duration of the contract or grant. This bill does not apply to a contract if the person supplies the services, supplies or information technology for at least 20% less than the lowest eligible competitor or to a contract or grant with a total potential value of less than \$1,000.

**Committee Amendment "A" (S-69)**

This amendment is the minority report of the committee. The amendment changes the allocation of the new section to avoid a numbering conflict and incorporates a fiscal note.

This amendment was not adopted.

**LD 890      An Act To Include a Representative of the Aroostook Band of Micmacs      CARRIED OVER  
in the House of Representatives**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CARPENTER M STEWART H		

This bill makes the statutory changes necessary to include a representative of the Aroostook Band of Micmacs in the Maine House of Representatives beginning with the 129th Legislature. It requires the Tribal Clerk of the Aroostook Band of Micmacs to furnish the outgoing Clerk of the House of Representatives with a certification of the name and residence of the Representative-elect of the Aroostook Band of Micmacs to the Legislature. It also authorizes the Representative of the Aroostook Band of Micmacs to be compensated in the same manner as other members of the House of Representatives. It also provides that the changes do not take effect unless the Aroostook Band of Micmacs approves them and provides certification of that approval to the Secretary of State within 90 days of the adjournment of the First Regular Session of the 128th Legislature.

This bill was carried over to any special or regular session of the 128th Legislature by joint order, H.P. 1138.

**LD 895      An Act To Help Maine Manufacturing      Accepted Majority  
(ONTP) Report**

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

This bill establishes the Maine Buy America Act and requires that all contracts for the construction, reconstruction, alteration, repair, improvement or maintenance of a public building or public work made by a state agency, board, commission or institution contain a provision that the manufactured goods, including iron and steel, used or supplied in the performance of the contract or any subcontract to the contract must be manufactured in the United States. This requirement does not apply to counties, municipalities or school administrative units.

The bill requires that, in the case of a manufactured good other than an iron or steel product, all of the manufacturing processes take place in the United States and the origin of the manufactured good's components or subcomponents meet a minimum level of domestic content as established by rule.