

MAINE STATE LEGISLATURE

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STATE OF MAINE
129TH LEGISLATURE
FIRST REGULAR SESSION



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

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

August 2019

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STATE OF MAINE

129TH 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 129th 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 129th Legislature is Thursday, September 19, 2019. 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

from three to five. It adds the Commissioner of Administrative and Financial Services, or the commissioner's designee, to the Background Check Consolidation Commission. It moves the report deadline from December 4, 2019 to December 20, 2019.

This resolve was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Study Table by joint order, H.P. 1322.

LD 623 An Act To Amend the Charter of the City of Brewer High School District **P & S 6
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
VEROW A LIBBY N	OTP-AM	H-71

This bill amends the charter of the City of Brewer High School District to provide that each trustee of the district receives annual compensation as determined by the city council and to provide that the president, treasurer and clerk receive additional annual compensation as determined by the city council.

Committee Amendment "A" (H-71)

This amendment adds an emergency preamble and clause to ensure the legislation becomes effective prior to the start of the City of Brewer's fiscal year 2019-20. This amendment requires that each City of Brewer High School District trustee receives the same amount of compensation and removes the provision regarding additional compensation for the president, treasurer and clerk.

Enacted Law Summary

Private and Special Law 2019, chapter 6 amends the City of Brewer High School District charter to provide equal compensation to all trustees, beginning in fiscal year 2019-20, in an amount determined by the City of Brewer council.

Private and Special Law 2019, chapter 6 was enacted as an emergency measure effective April 30, 2019.

LD 655 An Act To Allow Municipalities To Send Separate Tax Bills for Municipal and County and School Taxes **Accepted Majority
(ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ORDWAY L FARRIN B	ONTP OTP	

This bill permits municipalities to issue separate tax bills for taxes attributable to education funding, taxes attributable to county taxes, and all other municipal costs.

LD 687 Resolve, To Create a Flag To Recognize the Bicentennial of the State **RESOLVE 22**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COOPER J	OTP-AM ONTP	H-72

Joint Standing Committee on State and Local Government

This bill replaces the current State of Maine flag with Maine's flag from 1909.

Committee Amendment "A" (H-72)

This amendment is the majority report of the committee. It strikes out the title and changes this bill into a resolve directing the Secretary of State to create a bicentennial flag for the State.

Enacted Law Summary

Resolve 2019, chapter 22 directs the Secretary of State to create, within existing resources, a commemorative flag in recognition and celebration of Maine's bicentennial.

LD 696 An Act To Require Municipalities and School Districts To Provide PUBLIC 512
Notice of Breaches in Personal Data Security

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BELLOWS S DAUGHTRY M	OTP-AM	S-77 S-364 BREEN C

This bill requires a public employer, if the public employer determines or suspects there has been a breach of confidentiality or theft of an employee's personal information due to cyber activity or other means, to notify the employee within 24 hours of being notified of or discovering the breach or theft and to provide the employee financial counseling.

Committee Amendment "A" (S-77)

This amendment strikes out the title and everything after the enacting clause. It amends the existing Notice of Risk to Personal Data Act in Maine Revised Statutes, Title 10, chapter 210-B to add municipalities and school administrative units to the entities obligated under the Act to provide notice in the event of a data breach. It clarifies that the notice must be given no later than 30 days after the information broker or person maintaining computerized data that includes personal information becomes aware of a security breach. It exempts municipalities and school administrative units from the civil violations provision of the Notice of Risk to Personal Data Act.

Senate Amendment "A" To Committee Amendment "A" (S-364)

This floor amendment clarifies that the 30-day notification requirement applies only if there is not a delay due to a law enforcement investigation.

Enacted Law Summary

Public Law 2019, chapter 512 requires municipalities and school administrative units provide notice in the event of a breach of data security. Notice must be provided no later than 30 days after the information broker or person maintaining the computerized data becomes aware of the breach of security and identifies its scope. Municipalities and school administrative units are one of several entities exempt from the civil penalties applicable for failure to comply with the statute.

LD 730 An Act To Create the Substance Use Disorders Cabinet ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HYMANSON P GRATWICK G	ONTP	