

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
129<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 2019

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# STATE OF MAINE

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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 129<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 129<sup>th</sup> 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***

**LD 749      An Act To Increase the Transparency of the "Maine Open Checkbook" Website      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HARRINGTON M	ONTP	

This bill requires the State Controller to maintain a publicly accessible website with up-to-date information concerning the State's payroll and vendor information. This bill requires the website to include the names of all recipients of state grants, track and record all payments made by quasi-public entities of the State, and include the dollar value of credits awarded through all state economic development programs.

**LD 806      An Act To Clarify the Definition of "Ancient Burying Ground"      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MIRAMANT D NADEAU C	ONTP	

This bill defines an ancient burying grounds to include private cemeteries established pursuant to Public Law 1829, chapter 420 and Public Law 1839, chapter 392 and family burying grounds established before 1880. It permits the existence of an ancient burying ground be established through family papers, records of registers of deeds or municipal records, but provides that the lack of such documentation, or of apparent marked boundaries, does not negate the existence of, or a place's status as, an ancient burying ground.

**LD 825      An Act To Change the Harassment Prevention Training Required for Legislators, Legislative Staff and Lobbyists      PUBLIC 41**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TALBOT ROSS R BLACK R	OTP-AM	H-30

This bill expands the scope of harassment prevention training required for Legislators, legislative staff and lobbyists to include racial harassment.

**Committee Amendment "A" (H-30)**

This amendment clarifies that sexual and racial harassment are some, but not all of the types of harassment about which Legislators, legislative staff and lobbyists must be trained.

**Enacted Law Summary**

Public Law 2019, chapter 41 requires Legislators, legislative staff and lobbyists receive training on harassment, including but not limited to, sexual and racial harassment.

**LD 848      An Act Concerning Disclosure Requirements for Transfers of Properties Accessed by Means Other Than a Public Way      PUBLIC 142**

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

## Joint Standing Committee on State and Local Government

This bill conforms the disclosure requirements for transfers of residential and nonresidential properties that are accessed by means other than a public way.

### Enacted Law Summary

Public Law 2019, chapter 142 requires the seller of nonresidential real property to provide the purchaser with a disclosure statement containing information describing the means of access to the property by a public way and any other means of access.

### LD 867      **An Act To Require Public Health Impact Statements for Certain Legislation**      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MORALES V	ONTP	

This bill requires the Department of Health and Human Services, when requested by the chairs of a joint standing committee of the Legislature, to prepare and provide a public health impact statement for any work session scheduled before the requesting committee. The public health impact statement must include potential positive and negative public health effects of the legislation, considerations necessary for the decision-making process regarding the legislation and practical recommendations to increase the positive health effects and minimize the negative health effects of the legislation.

### LD 885      **An Act To Adopt Eastern Daylight Time Year-round**      **PUBLIC 268**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BAILEY D	OTP-AM	H-307

This bill requires the State to observe so-called eastern daylight saving time year-round if the United States Congress authorizes states to do so.

### Committee Amendment "A" (H-307)

This amendment changes Maine's standard time to what is commonly known as eastern daylight time on a year-round basis when federal law permits the District of Columbia and all states within the eastern time zone to observe eastern daylight time year-round and the District of Columbia and all the eastern time zone states do so. This amendment requires the Secretary of State to monitor legislative activity by the United States Congress, the District of Columbia and all the eastern time zone states regarding year-round eastern daylight time and provide public notice when each of the conditions is met. The amendment specifies the start date of year-round eastern daylight time and requires the Secretary of State to provide public notice of the effective date.

### Enacted Law Summary

Public Law 2019, chapter 268 sets Maine's standard time, year-round, to what is commonly known as eastern daylight time. Year-round eastern daylight time goes into effect when federal law permits the District of Columbia and all states within the eastern time zone to observe eastern daylight time year-round and the District of Columbia and all the eastern time zone states do so. The Secretary of State must monitor legislative activity by the United States Congress, the District of Columbia and all the eastern time zone states and provide public notice when each of the conditions is met. Year round eastern daylight time is effective immediately upon the fulfillment of both conditions if the State is observing eastern daylight time on the date both conditions are met. Year-round eastern daylight time is effective on the next start date of eastern daylight time after both conditions are met if the State is