

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
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

MEMBERS:

SEN. NED CLAXTON, CHAIR
SEN. SUSAN DESCHAMBAULT
SEN. PAUL T. DAVIS

REP. ROLAND DANNY MARTIN, CHAIR
REP. MARK E. BRYANT
REP. ARTHUR C. VEROW
REP. SARAH PEBWORTH
REP. ROGER E. REED
REP. FRANCES M. HEAD
REP. MARYANNE KINNEY
REP. WILLIAM R. TUELL
REP. JEFFREY EVANGELOS
REP. WALTER N. RISEMAN

STAFF:

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

STATE OF MAINE

129TH 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 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

LD 1394 Resolve, To Direct the Department of Administrative and Financial Services To Conduct a Surplus Property Inventory

RESOLVE 62

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MORALES V	OTP-AM	H-263

This resolve directs the Department of Administrative and Financial Services to conduct an inventory of surplus state-owned land and structures pursuant to the authority and process established in the Maine Revised Statutes, Title 5, section 1742, subsection 23 and to work with the Maine State Housing Authority to determine suitability of identified surplus land and structures for development of affordable housing. It directs the department to report to the Joint Standing Committee on Labor and Housing regarding the inventory and to make recommendations regarding affordable housing by February 1, 2020.

Committee Amendment "A" (H-263)

This amendment removes an inaccurate clause from the preamble. It adds a requirement that the Department of Administrative and Financial Services provide an inventory of surplus state-owned land and structures to the Maine State Housing Authority. The amendment also provides the Joint Standing Committee on State and Local Government with the option to introduce a bill in the Second Regular Session of the 129th Legislature related to the resolve.

Enacted Law Summary

Resolve 2019, chapter 62 requires the Department of Administrative and Financial Services to:

1. Conduct an inventory of surplus state-owned land and structures;
2. Provide the inventory to and consult with the Maine State Housing Authority to determine the suitability of surplus land and structures for use in the development of affordable housing; and
3. Provide a report on the outcomes of the inventory and recommendations regarding affordable housing to the Joint Standing Committee on Labor and Housing and the Joint Standing Committee on State and Local Government by February 1, 2020.

The Joint Standing on State and Local Government may introduce legislation on the subject matter of the resolve in the Second Regular Session of the 129th Legislature.

LD 1415 An Act To Improve the Laws Regarding Discontinued and Abandoned Roads

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NADEAU C DIAMOND B		

This bill eliminates that presumption of discontinuation by abandonment of town or county public ways effective January 1, 2020. This bill adds a provision clarifying that the discontinuation process established in the Maine Revised Statutes, Title 26, section 3026-A is available. This bill amends the filing required by the clerk of a municipality following the determination of discontinuance by abandonment of a town way to require that the record filed with the registry of deeds include the evidence used by the municipality to make the determination of discontinuation by abandonment and the effective date of that determination.

Joint Standing Committee on State and Local Government

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

LD 1427 An Act To Amend the Legislative Expense Reimbursement ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MIRAMANT D EVANGELOS J	ONTP	

This bill changes, beginning with the 130th Legislature, the per diem housing allowance for Legislators from a set amount of \$38 per day to an amount that is established annually by the Legislative Council based on the average rate of lodging in the Augusta area.

LD 1439 An Act To Ensure Quality, Safety and Accountability on Public Construction Projects ONTP

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

This bill encourages the State to use project labor agreements for large-scale state-funded construction projects of \$10,000,000 or more. A project labor agreement is a prehire collective bargaining agreement with one or more labor unions that establishes the terms and conditions of employment for a specific construction project.

LD 1455 An Act To Change the Name of Township 17, Range 3 to Van Buren Cove P & S 10 EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARTIN D JACKSON T	OTP-AM	H-338 S-197 CLAXTON N

This bill authorizes the Aroostook County Board of Commissioners to seek approval from the residents of Township 17, Range 3, WELS, to rename the township to Van Buren Cove.

Committee Amendment "A" (H-338)

This amendment incorporates a fiscal note.

Senate Amendment "A" (S-197)

This amendment adds a mandate preamble.

Enacted Law Summary

Private and Special Law 2019, chapter 10 requires the Aroostook County Board of Commissioners hold a referendum within 6 months of adjournment of the First Regular Session of the 129th Legislature. The referendum asks the voters of Township 17, Range 3, WELS whether to change the name to Van Buren Cove.

Private and Special Law 2019, chapter 10 was enacted as an emergency measure effective June 14, 2019.