

# 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**  
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

**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

129<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 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***

**Committee Amendment "A" (H-537)**

This amendment clarifies that Hospital Administrative District No. 4 is the party to the merger and that the district's quasi-municipal rights, privileges and immunities do not transfer to the new nonprofit corporation created by the merger. It clarifies that upon the merger, Mayo Regional Hospital is no longer a municipally funded hospital under the Maine Revised Statutes, Title 36, section 2891. It adds reference to the advisory vote of the district inhabitants required by Private and Special Law 2019, chapter 5. It conditions the merger on the assumption by the new corporation of all the obligations and liabilities of the district. It removes the exemption from antitrust laws and stipulates that the merger is subject to the certificate of need process outlined in Maine Revised Statutes, Title 22, chapter 103-A. It requires the Secretary of State to notify the Joint Standing Committee on State and Local Government when the articles of merger have been filed with and accepted by the Secretary of State. It requires the joint standing committee, once notified that the articles of merger have been accepted, to introduce legislation to repeal the district charter and remove reference to Mayo Regional Hospital from Maine's tax code. The amendment also adds an appropriations and allocations section.

**Senate Amendment "A" To Committee Amendment "A" (S-367)**

This amendment strikes and replaces the appropriations and allocations section.

**Enacted Law Summary**

Private and Special Law 2019, chapter 14 authorizes the merger of Hospital Administrative District No. 4 into MRH Corp., a Maine nonprofit, nonstock private corporation that has as its sole member Eastern Maine Healthcare Systems. It provides that MRH Corp assumes all the obligations and liabilities of the district and that the district's quasi-municipal rights, privileges and immunities do not transfer to MRH Corp. It requires the Secretary of State notify the joint standing committee on State and Local Government when the articles of merger have been filed with and accepted by the Secretary of State. Once notified by the Secretary of State the joint standing committee will introduce legislation to repeal the district charter, Private and Special Law 1973, chapter 76, and remove reference to Mayo Regional Hospital from Maine Revised Statutes, Title 36, section 2891.

Private and Special Law 2019, chapter 14 was enacted as an emergency measure effective June 28, 2019.

**LD 1733**

**An Act To Ensure Comprehensive Interdepartmental Planning, Coordination and Collaboration on Aging Policy**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FAY J		

This bill creates the position of Director of Aging in the Governor's Office of Policy and Management to oversee the planning and policy development for all functions and activities conducted or supported in the State that relate to aging, older adults and family care partners of older adults, including, but not limited to, promoting intergovernmental collaboration in meeting established aging policy objectives and managing the coordination of multiple-agency initiatives related to policy objectives. The bill amends the requirements for preparing and implementing a comprehensive state plan relating to Maine's aging population and incapacitated and dependent adults. The bill establishes a State Commission on Aging to advise the Governor, Legislature and state agencies on planning, research and intergovernmental cooperation related to the needs of older adults in the State. The bill authorizes the Revisor of Statutes, in preparing legislation, to change any terms that refer to "elderly," "elder" or "senior" individuals to refer instead to "older" individuals.

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