

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
131ST LEGISLATURE
SECOND REGULAR SESSION



Disposition of bills and summaries of all laws enacted or finally passed

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

June 2024

MEMBERS:

SEN. TIM NANGLE, CHAIR
SEN. JOSEPH BALDACCI
SEN. PETER LYFORD

REP. HOLLY B. STOVER, CHAIR
REP. LYNN H. COPELAND
REP. DEQA DHALAC
REP. MANA ABDI
REP. RANDALL ADAM GREENWOOD
REP. JEFFREY SEAN ADAMS
REP. KIMBERLY J. POMERLEAU
REP. JOSEPH F. UNDERWOOD
REP. WALTER N. RISEMAN
REP. DAVID SINCLAIR

STAFF:

LYNNE WESTPHAL, 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

131ST LEGISLATURE
SECOND REGULAR SESSION



LEGISLATIVE DIGEST OF BILLS AND SUMMARIES OF ENACTED LAWS

This *Legislative Digest of Bills and Summaries of Enacted Laws* provides the disposition of all LDs and summaries of all laws enacted or finally passed during the Second Regular Session of the 131st Maine Legislature. Please note that all LDs and proposed amendments may be found through the Legislature's webpage, and each includes a summary of what the bill or amendment proposed.

The *Legislative Digest of Bills and Summaries of Enacted Laws* is arranged alphabetically by committee. Within each committee section is a subject index of all LDs considered by that committee as well as a digest of the LDs, arranged by LD number. Also included are enacted law summaries of the LDs enacted or finally passed. Brief analyst notes on certain LDs are also included: a committee digest will indicate if additional notes are provided for an LD. These notes add information staff found useful and may provide useful information to users of this *Digest*; please note that most LDs do not have a note and lack of a note should not be interpreted as having any significance. A separate section of the *Digest* provides a digest of the relatively few LDs that were not referred to a committee or reported from a committee as a committee bill; enacted law summaries of the LDs enacted or finally passed are provided. Finally, an appendix provides a summary of relevant session statistics.

The final disposition of each LD is noted in the relevant summary digest and index. 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 Second Regular Session of the 131st Legislature is Friday, August 9, 2024. 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

is not a foreign adversary. If a person submits a false certification, that person commits a civil violation for which a fine may be adjudged in an amount that is twice the amount of the contract or \$250,000, whichever is greater. A contract entered into on or after the effective date of the law is void if the contract violates the prohibitions in the law.

LD 1233 An Act Regarding the Maine State Cemetery Preservation Commission

ENACTED LAW SUMMARY

Public Law 2023, chapter 677 changes the Maine State Cemetery Preservation Commission from an advisory board under the Maine Revised Statutes, Title 5, section 12004-I to an independent advisory board under Title 5, section 12004-J. It also makes the following changes to the commission in Title 13, section 1374.

1. It changes the duties of the commission from optional to mandatory.
2. It requires the commission to investigate complaints of violations of laws governing burying grounds and cemeteries reported to the commission.
3. It permits the commission to hire an executive director to carry out the functions of the commission and authorizes the executive director to hire additional staff as needed.
4. It requires the commission to develop a budget for each year and include the budget, income and expenses and details of the commission's activities in a report due to the joint standing committee of the Legislature having jurisdiction over state and local government matters by December 15th of each year.
5. It establishes the Cemetery Preservation Commission Fund for use by the commission to accomplish the duties of the commission.

The Department of Health and Human Services is required to amend its rules to increase the fee for a burial-transit permit by \$5 and the State Controller is required to deposit this amount into the fund, on a quarterly basis.

LD 1948 An Act to Amend the State's Data Governance Program

ENACTED LAW SUMMARY

Public Law 2023, chapter 581 makes the following changes to the law governing the data governance program for State Government under the Maine Revised Statutes, Title 1, section 547.

1. It replaces references to the Chief Information Officer with references to the Commissioner of Administrative and Financial Services, or the commissioner's designee.

JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

2. It requires that the data governance program adhere to the records retention schedule developed by the State Archivist pursuant to Title 5, section 95-C.
3. It requires each state agency to designate an employee with responsibility to oversee the agency's compliance with the data governance program.
4. It requires the Commissioner of Administrative and Financial Services, or the commissioner's designee, to work with the state agency designees to inventory the collection and availability of demographic data fields by the state agency, including, but not limited to, gender, location, race, ethnicity, birth sex, citizenship, socioeconomic status, education, sexual orientation, veteran status, disability status and age.
5. It requires the Commissioner of Administrative and Financial Services, or the commissioner's designee, to develop a definition and standard for certain demographic data fields, including, but not limited to, gender, location, race, ethnicity, birth sex, citizenship, socioeconomic status, education, sexual orientation, veteran status, disability status and age.
6. It requires that the definitions and standards be developed in consultation with the Department of the Secretary of State and the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations.
7. It requires the Commissioner of Administrative and Financial Services, or the commissioner's designee, to the extent resources are available, to work with the Department of the Secretary of State and the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations to convene a stakeholder group at least once each year to review progress in developing and implementing the data governance program. It requires the Commissioner of Administrative and Financial Services, or the commissioner's designee, when inviting members to the stakeholder group, to consider the racial, ethnic, gender, socioeconomic and other demographic diversity of the group.

LD 2011 An Act Regarding the State Auditor's Reporting Requirements on State Agencies' Financial Activities

ENACTED LAW SUMMARY

Public Law 2023, chapter 500 requires the State Auditor to submit annual reports to the Legislature regarding the administration of federal grants, programs and awards by state agencies. The report must be based on the most recent single audit conducted by the State Auditor pursuant to the Maine Revised Statutes, Title 5, section 243 and must describe all disputed findings from the past five single audit reports and any corrective action plans from those findings that were not implemented. Each joint standing committee of the Legislature has the authority to report out legislation related to the disputed findings and corrective action plans in the report pertaining to subject matter under the jurisdiction of the committee.