

MAINE STATE LEGISLATURE

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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

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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

LD 2047 An Act to Increase the Expenditure Limit for Informal Bidding Processes and Update References to the Office of Procurement Services

ENACTED LAW SUMMARY

Public Law 2023, chapter 516 increases the dollar threshold under which a state agency may procure goods or services through an informal bidding processes from \$10,000 or less to \$25,000 or less. It replaces the phrase “oral proposals” with “informal written quotes” in this provision on the informal bidding process. It also replaces, throughout the Maine Revised Statutes, the term “Bureau of Purchases” with “Office of Procurement Services” and the term “State Purchasing Agent” with “Chief Procurement Officer”.

LD 2068 Resolve, to Adopt Conceptual Elements of the 2023 Augusta State Facilities Master Plan

ENACTED LAW SUMMARY

Resolve 2023, chapter 143 facilitates the Legislature’s adoption of the 2023 Augusta State Facilities Master Plan, which replaces the 2001 State Facilities Master Plan. A master plan for the orderly development of future state buildings and grounds in the capitol area of the City of Augusta, with the exception of the State House, is required to be established and maintained by the Capitol Planning Commission pursuant to the Maine Revised Statutes, Title 5, section 299.

LD 2101 An Act to Strengthen Shoreland Zoning Enforcement

ENACTED LAW SUMMARY

Public Law 2023, chapter 602 authorizes, but does not require, a municipality and the Maine Land Use Planning Commission to take the following actions when there is a violation of a law, ordinance, standard, rule, permit or order on land in a shoreland zone within the jurisdiction of the municipality or commission.

1. The municipality or the commission may deny the issuance of a permit to or suspend or revoke a permit of the owner or occupant for further development of all or a portion of the land on which the violation occurred until the violation is removed, abated or otherwise corrected and any penalties and court-awarded fees are paid.
2. The municipality or the commission may file a civil action against the owner or occupant to recover unpaid penalties, the cost to remove, abate or otherwise correct the violation and court costs and reasonable attorney's fees necessary to file and pursue the civil action.
3. The municipality or the commission may claim a lien against the land on which the violation occurred if the municipality or commission is the prevailing party in the civil action.

JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

Prior to taking any of the above-listed actions, a municipality or the commission must provide the owner and any occupant with written notice of the violation and 10 days within which to remove, abate or otherwise correct the violation.

The law also requires persons selling property to disclose any actual or alleged violations of shoreland zoning statutes, ordinances, rules or regulations.

LD 2102 An Act to Support Municipalities by Repealing the Law Limiting the Municipal Property Tax Levy

ENACTED LAW SUMMARY

Public Law 2023, chapter 603 repeals the law limiting the municipal property tax levy.

LD 2150 An Act to Require Constitutional Officers to Complete Harassment Training

ENACTED LAW SUMMARY

Public Law 2023, chapter 545 requires the Secretary of State, Treasurer of State and the Attorney General to attend and complete an annual course of in-person education and training regarding harassment, including, but not limited to, sexual and racial harassment.

LD 2152 An Act to Allow Equitable Compensation of Certain Board Members

ENACTED LAW SUMMARY

Public Law 2023, chapter 665 allows members of boards and commissions currently excluded from compensation under the Maine Revised Statutes, Title 5, section 12002-D, to be compensated if the department or agency associated with the board or commission has sufficient funds. Compensation may not exceed the legislative per diem and is only available to members not otherwise compensated for their time serving on the board or commission by their employer or the entity they represent.

LD 2201 An Act Regarding the Placement of Portable Toilets

ENACTED LAW SUMMARY

Public Law 2023, chapter 614 allows a person not subject to regulation under the Maine Revised Statutes, Title 22, chapter 562 to place and use a temporary portable toilet as long as the temporary portable toilet is maintained and serviced in a reasonable manner to protect the public's health and safety and the environment. It clarifies that the Department of Health and Human Services may