

## Joint Standing Committee on State and Local Government

**LD 12**

**An Act to Change the Selection Process of the Oxford County Budget Committee**

**PUBLIC 31**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FERGUSON BRYANT	OTP-AM	S-11

LD 12 proposed to change the selection process of the Oxford County Budget Committee by repealing the provision that required municipal officer elections for the committee and by having the entire membership appointed by the county commissioners.

**Committee Amendment "A" (S-11)** replaced the bill. It proposed to amend the current law governing budget advisory committee membership selection by authorizing the Oxford County commissioners to fill by appointment vacant budget committee seats in their respective districts in the event that the annual district caucus fails to produce at least two qualified budget committee members. The amendment also proposed to require a county commissioner to give notice if the commissioner exercises budget advisory committee appointment authority. It also proposed to prohibit a municipality from having more than one representative serving on the budget advisory committee simultaneously. The amendment also would allow budget advisory committee members as of the effective date of the Act to serve out the remainder of their terms of office.

### *Enacted law summary*

Public Law 1999, chapter 31 amends the current law governing the appointment of Oxford County Budget Committee members. It authorizes Oxford County commissioners to fill by appointment vacant budget committee seats in their respective commissioner districts if at least two qualified budget committee members are not elected at the annual district caucus. The law requires a county commissioner to give notice if the commissioner exercises budget advisory committee appointment authority and limits a municipality to having no more than one representative serving the budget advisory committee simultaneously.

**LD 13**

**An Act to Designate the First Saturday of Each October as Firefighter's Recognition Day**

**PUBLIC 19**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LIBBY MCALEVEY	OTP	

LD 13 proposed to establish the first Saturday in October as Firefighter's Recognition Day in the State.

### *Enacted law summary*

Public Law 1999, chapter 19 establishes the first Saturday in October as Firefighter's Recognition Day in the State. The observance honors the men and women of the fire service of Maine -- past and present -- whether they be career, municipal or volunteer firefighters. The first Saturday of October immediately precedes the nationally-observed Fire Prevention Week.



**LD 43**

**An Act to Amend the State Compensation Commission Laws**

**PUBLIC 2  
EMERGENCY**

Sponsor(s)  
LAWRENCE

Committee Report

Amendments Adopted

LD 43 proposed to delay the first reporting deadline for the State Compensation Commission to April 15, 1999 and to clarify that the commission is authorized to submit legislation. The bill also proposed to make a technical change in the requirements of the appointment process.

***Enacted law summary***

Public Law 1999, chapter 2 delayed the first reporting deadline for the State Compensation Commission to April 15, 1999 and clarified the commission's authorization to submit legislation. The bill also deleted a requirement from 3 MRSA section 2-B, subsection 3 that the appointments to the commission be made by the presiding officers no later than 15 days following September 19, 1997. The new appointment requirement merely requires that the presiding officers notify the Executive Director of the Legislative Council once they have appointed the initial four members of the commission.

Chapter 2 was enacted as an emergency measure effective January 14, 1999.

**LD 54**

**Resolve, to Authorize the Knox County Commissioners to Hold a Referendum Election in November 1999 to Borrow Not More than \$500,000 to Construct the Knox County Communications Center**

**RESOLVE 39  
EMERGENCY**

Sponsor(s)  
SAVAGE C

Committee Report  
OTP-AM

Amendments Adopted  
H-324

LD 54 proposed to authorize the Knox County commissioners to borrow a sum not to exceed \$600,000 for construction or renovations of a communications center in Knox County.

**Committee Amendment "A" (H-324)** proposed to replace the original resolve by authorizing the Knox County commissioners to hold a referendum election in November 1999 to borrow a sum not to exceed \$500,000 to construct the Knox County Communications Center. It also proposed to add a mandate preamble to the original resolve.

***Enacted law summary***

Resolve 1999, chapter 39 authorizes the Knox County commissioners to hold a referendum election in November 1999 to authorize the borrowing of a sum not to exceed \$500,000 to construct the Knox County Communications Center.

Chapter 39 was enacted as an emergency measure effective May 19, 1999.

**LD 67**                      **An Act to Require That Municipal Map and Lot Numbers Be on Deeds prior to Recording**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WINSOR MILLS	ONTP	

LD 67 proposed to require that the municipal map number and lot number be noted on a deed prior to recording the deed.

**LD 68**                      **An Act to Require That a Certified Copy of Municipal Ordinances Be Recorded in the County Registry of Deeds**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WINSOR MILLS	ONTP	

LD 68 proposed to require a municipality to file a copy of every ordinance with the county register of deeds and to prohibit enforcement of ordinances that are not properly filed. Current ordinances must be filed within one year and municipalities may not be assessed a filing fee.

**LD 86**                      **An Act to Establish a Children's Bureau within the Executive Department to Serve the Department of Human Services, the Department of Mental Health, Mental Retardation and Substance Abuse Services, the Department of Education and the Department of Corrections**                      **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LOVETT MITCHELL B		

LD 86 proposes to establish the Maine Children's Bureau within the Executive Department to serve the Department of Human Services, the Department of Mental Health, Mental Retardation and Substance Abuse Services, the Department of Corrections and the Department of Education. The bureau would coordinate and provide case management services in cases involving child abuse and neglect and in cases involving children's mental health and educational and juvenile corrections issues for children within the care of the departments. This bill was carried over to the Second Regular Session.

**LD 93**

**An Act Requiring Interim Annual Budgets for Municipalities**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MURPHY E	ONTP	

LD 93 proposed to require the continued operation of a municipal government by means of an interim budget in the event that a public vote in that municipality does not result in the adoption of an annual budget. The interim budget could not exceed the previous year’s budget and would be replaced by the annual budget if and when that budget is finally approved by voters of the municipality.

**LD 98**

**An Act to Observe Daylight Savings Time Year-round**

**ONTP**

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

LD 98 proposed to change the standard time in Maine to one hour earlier than Eastern Standard Time. This translates into the observation of Daylight Savings Time year-round. Federal law (15 USC Sec. 260a) prevents states from making any changes in the timing or changeover dates for Daylight Savings Time.

**LD 127**

**An Act to Terminate the Authority of the Governmental Facilities Authority**

**DIED IN CONCURRENCE**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KIEFFER	ONTP MAJ OTP-AM MIN	

LD 127 proposed to terminate the authority of the Maine Governmental Facilities Authority to exercise its powers and duties beyond the effective date of the bill except for those projects for which securities have already been issued.

**Committee Amendment "A" (S-146)** was the minority report, which was not adopted. It proposed to replace the original bill and to clarify the intent of the original bill that the Maine Governmental Facilities Authority be prohibited from undertaking new projects or financing projects other than those approved by the Legislature prior to January 1, 1999. The amendment also proposed to enable the authority to carry out its responsibilities for current projects and outstanding debt on those projects.

**LD 139**

**An Act Authorizing County Commissioners to Enact Animal Control Ordinances in Unorganized Territories**

**PUBLIC 106**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE PENDLETON	OTP-AM MAJ ONTP MIN	H-145

LD 139 proposed to authorize county commissioners of each county to adopt animal control and noise ordinances within unorganized territory in their county.

**Committee Amendment "A" (H-145)** proposed to replace the original bill and to authorize county commissioners of each county to adopt animal control ordinances within the unorganized territory in their county. The amendment proposed to remove reference to noise ordinances from the bill. It also proposed to require a 14-day notice of any meeting at which a proposed animal control ordinance is to be adopted.

*Enacted law summary*

Public Law 1999, chapter 106 amends the current law regarding the types of services that may be provided by county commissioners to the residents of the unorganized territory. The law authorizes county commissioners of each county to provide animal control services to the unorganized territory in their county by adopting animal control ordinances. Public Law 1999, chapter 106 requires county commissioners to provide 14 days notice of the meeting at which a proposed animal control ordinance is to be enacted.

**LD 157                                      An Act to Allow Review of Examination-related Issues in Executive Session                                      PUBLIC 40**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAYO ABROMSON	OTP-AM    MAJ ONTP        MIN	H-25

LD 157 proposed to authorize a body or agency of State Government to deliberate in executive session concerning various aspects of the licensing examination process.

This bill was submitted on behalf of the Department of Professional and Financial Regulation.

**Committee Amendment "A" (H-25)** proposed to replace section 2 of the original bill and to restrict the exemptions to state law governing executive sessions to discussion or approval of the content of licensing examinations, consultation between a board or an agency and any entity that provides to the board or agency examination services concerning examination content, and review of examinations with the person examined.

*Enacted law summary*

Public Law 1999, chapter 40 amends the current law governing executive sessions. It authorizes a body or agency of State Government to deliberate in executive session to discuss or approve a number of matters related to licensing examinations. These matters are: the content of examinations, consultation with an examination provider regarding the content of examinations, and review of the results of an examination with the person examined.

**LD 164                                      An Act to Require Notice Prior to the Posting of Roads by Municipalities                                      ONTP**

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

LD 164 proposed to allow county commissioners or municipal officers to place restrictions on gross weight, speed, operation and equipment on public ways other than state and state aid highways and bridges. This bill proposed to allow county commissioners or municipal officers to retain their ability to establish such restrictions, but would have required that a public meeting be advertised and held before the restrictions were imposed. The bill also would have shifted the responsibility to the State Police for enforcing restrictions placed on all roads in the State.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AMERO MARVIN	OTP-AM	S-337 S-422 MICHAUD

LD 180 proposed to require by 2001 that all state agencies have available technology that permits the filing of documents by electronic transmission.

**Committee Amendment "A" (S-337)** proposed to replace the original bill. It proposed to require that all state entities that require the filing of information by businesses or the public to have filing forms available to download from the Internet by June 1, 2000. The amendment also proposed that those state entities be required to submit by December 1, 2000 an inventory of their required form filings and a plan indicating when those form filings would be accepted electronically. The amendment also proposed to clarify that state entities may not charge a fee for electronically filing a claim. The amendment also proposed to add allocations and appropriations sections to the bill.

**Senate Amendment "A" (S-344)**, which was not adopted, proposed to amend Committee Amendment "A" by striking the provisions in the committee amendment that resulted in additional prescription reimbursement costs under the Medicaid program within the Department of Human Services. It also proposed to strike from the committee amendment the General Fund appropriations of \$280,085 and \$302,895 and Federal Expenditures Fund allocations of \$550,165 and \$593,775 to the Department of Human Services in fiscal year 1999-00 and 2000-01, respectively.

**Senate Amendment "B" (S-422)** proposed to amend Committee Amendment "A" by removing the language that prohibits state agencies, departments, boards, commissions, institutions, authorities and public instrumentalities from charging a processing fee or reducing the reimbursement rate for electronic filing. This amendment also proposed to strike the appropriation and allocation sections in the committee amendment.



<u>Sponsor(s)</u> CAREY		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 245 was a concept draft pursuant to Joint Rule 208. The bill proposed to abolish Kennebec County as a legal entity and to reassign the functions, duties and powers of several county officials and entities as follows:

1. Reassign the Register of Deeds to the Maine State Archives, Office of the Secretary of State;
2. Reassign the Register of Probate to the state court system;
3. Reassign the District Attorney to the Office of the Attorney General;
4. Reassign the Kennebec County Sheriff to the Department of Public Safety;
5. Reassign the Kennebec County Jail to the Department of Corrections;
6. Reassign the probate judge to the state court system, to be appointed by the Governor and confirmed by the State Senate to the full-time position of probate judge for the former Kennebec County district; the probate judge may also be directed to preside over Juvenile Court in the former Kennebec County;
7. Eliminate the position of Kennebec County Treasurer;
8. Eliminate the position of Kennebec County Commissioner for each commissioner district;
9. Transfer title to all Kennebec County property, including land, buildings and fixtures, to the State; and
10. Require that the State assume all debts and liabilities of Kennebec County.

Finally, the bill proposed an effective date of January 1, 2000.

<u>Sponsor(s)</u> MADORE DAGGETT		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-117
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LD 250 proposed to name the State Office Building the Burton M. Cross Building in honor of former Governor Cross, who was the sitting governor when the State Office Building was originally constructed.

**Committee Amendment "A" (H-117)** proposed to amend the resolve by adding a requirement that the official naming of the building coincide with the reopening of the renovated State Office Building in 2001.

#### *Enacted law summary*

Resolve 1999, chapter 33 names the State Office Building after former Governor Burton M. Cross. The Burton M. Cross Building will be officially named in 2001 when the completely renovated State Office Building will be reopened.

**LD 253**

**Resolve, to Cable Televisе the Proceedings of the Legislature**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ANDREWS MILLS		

LD 253, which was carried over to the Second Regular Session, proposes to direct the Executive Director of the Legislative Council to develop a system to cable televise the proceedings of the Legislature. Under the resolve, such a system must be effective no later than January 1, 2001. The resolve also would require the Executive Director of the Legislative Council to report on the implementation of the resolve by January 1, 2000 to the Joint Standing Committee on State and Local Government.

**LD 264**

**An Act to Establish English as the Official State Language**

**ONTP**

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

LD 264 proposed to establish English as the official state language for all public records and documents and for all public proceedings and executive sessions. The bill proposed several exemptions to the official language requirement including instruction in foreign languages, promotion of international commerce and trade, and protection of public health, public safety or emergency services.

**LD 299**

**An Act to Create a Governance System for Unorganized Towns**

**CARRIED OVER**

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

LD 299, which was carried over to the Second Regular Session, is a concept draft pursuant to Joint Rule 208. This bill proposes to create a governance system for unorganized towns. It would make several changes to the laws governing unorganized towns, the deorganization of municipalities, and the Land Use Regulation Commission as follows.

1. It would establish a council-type government for all unorganized towns in Maine. Membership is to be comprised of one representative per populated unorganized town and voting weighted one person-one vote.
2. This bill would allow property owners in unpopulated towns to select a representative to serve on an advisory board to the governing council.
3. This bill would authorize the unorganized towns to establish their own school governance system.
4. It would require use of the Land Use Regulation Commission’s Development Plan for three years with no changes. Further, it would authorize the election of members to a body to oversee land and economic development. It would require LURC to be phased out over three years.
5. It would prohibit land in unorganized towns from being removed from tax rolls regardless of the tax status of the buyer.

6. This bill would authorize the new governance structure for unorganized towns to enter into contracts with counties, municipalities and the state, as well as Native Americans, for various services.
7. It would require county services to the unorganized towns to be phased out over three years.
8. This bill would not affect the sovereignty of unorganized territory owned by Native Americans, but does allow cooperative agreements to be developed among Native Americans and the council of the unorganized towns. It also would require Native Americans to establish zoning and land use plans for their lands in the unorganized towns.
9. It would require that a name and a seat of government be established for the unorganized towns operating through their governance structure.
10. It would grant all rights and privileges of organized municipalities, towns and cities to the unorganized towns operating through their governance structure.
11. This bill would require the unorganized towns, operating through their governance structure, to draft a charter.
12. It would allow islands to petition the governance board to contract services with neighboring communities.
13. This bill would require plantations to develop their own zoning plans.
14. It would allow organized municipalities to deorganize in the future and, with permission of the Legislature, to join the governance system of the unorganized towns.

A subcommittee of the Joint Standing Committee on State and Local Government has been charged with acquiring additional information about the proposals contained in the bill and with directing staff in redrafting the bill. The subcommittee will report back to the State and Local Government Committee during the Second Regular Session of the 119th Legislature.

**LD 304**

**Resolve, to Establish the Task Force on State Office Building Location, Other State Growth-related Capital Investments and Patterns of Development**

**RESOLVE 63  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GAGNON CAREY	OTP-AM MAJ ONTP MIN	H-292 S-458 MICHAUD

LD 304 proposed to create the State Office Building Location Task Force to assess the impact of relocating state offices away from service center communities and away from traditional downtown service centers.

**Committee Amendment "A" (H-292)** proposed to rename the resolve and the task force created by the resolve and to expand the task force's duties to include growth-related capital investment within and outside areas that have been designated by municipalities for growth and redevelopment. It also proposed to expand task force membership and to allow the task force to establish working groups to help it carry out its duties. The amendment also proposed that the task force consider the concepts contained within other related legislation presented to the 119th Legislature and to assess the impact of growth-related capital investments within and outside of locally designated growth areas. It also proposed to add an appropriation of \$4,175 to cover the costs of the task force.

**Senate Amendment "A" to Committee Amendment "A" (S-458)** proposed to change the title of the resolve and the name of the task force created by the resolve. The amendment proposed to change the membership of the task force to

include 13 Legislators and to expand the task force's duties to include making findings on growth-related capital investments, fiscal policies, coordination of state and local urban transportation planning and the productive use of farms and woodlands and the preservation of open space. The amendment would authorize the task force to hold up to six meetings, including at least one public hearing. The amendment also would add an appropriation section, an emergency preamble and an emergency clause to the resolve.

***Enacted law summary***

Resolve 1999, chapter 63 establishes the 13-member Task Force on State Office Building Location, Other State Growth-related Capital Investments and Patterns of Development. The task force members are to be appointed as follows: five members from the Senate, appointed by the President of the Senate, including one each from the following joint standing committees: Natural Resources, Business and Economic Development, Transportation, Taxation, and Agriculture, Conservation and Forestry; eight members from the House, appointed by the Speaker of the House of Representatives, including at least one each from the following joint standing committees: Natural Resources, Business and Economic Development, Transportation, Taxation, Agriculture, Conservation and Forestry, State and Local Government, and Education and Cultural Affairs. The task force is charged with reviewing legislation relating to patterns of development carried over by the First Regular Session of the 119th Legislature and with making findings on the following issues:

1. Role of state office buildings in the continued viability of downtown service centers within the state and the impact of growth-related capital investments and location decisions by the State;
2. Fiscal policies that may have the effect of pushing rural lands out of productive use;
3. Coordination of state and local urban transportation planning and streamlining of local and state land use rules and regulations;
4. Productive use of farms and woodlands and the preservation of open space around urbanizing areas; and
5. Other such areas as the task force considers appropriate.

The task force also is charged with assessing how other states have responded to these issues and with making recommendations to the Legislature concerning pending legislation and on new legislation. The task force is authorized to hold up to six meetings and at least one public hearing on its recommendations prior to submitting its final report to the Legislature by December 15, 1999.

Chapter 63 was enacted as an emergency measure effective June 10, 1999.

**LD 348**

**An Act Requiring Audits on State Agencies**

**ONTP**

Sponsor(s)  
LOVETT

Committee Report  
ONTP

Amendments Adopted

LD 348 proposed to require every state agency receiving state funds to undergo an audit over the next six years by outside auditors selected through competitive bidding. Under the bill, the Governor would have determined which agencies were to be audited in which year, with the exception of the Department of Human Services and the Department of Transportation, which were to be audited in the first year of the audit process.

**LD 352**

**An Act to Encourage Qualified Persons to Enter and Remain in Law Enforcement Administration**

**ONTP**

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

LD 352 proposed to establish guidelines for salaries and benefits for all county sheriffs.

**LD 359**

**RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require a Vote of 2/3 of Each House of the Legislature to Enact or Include a Tax or License Fee**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WATERHOUSE BERUBE	ONTP MAJ OTP-AM MIN	

LD 359 proposed to amend the Constitution of Maine to require approval of two-thirds of each House of the Legislature to enact or increase taxes or license fees except when inadequate funds have been appropriated for debt payment.

**Committee Amendment "A" (H-172)**, which was not adopted, was the minority report of the committee. It proposed to remove all references to license fees from the original resolution.

**LD 365**

**An Act to Amend the Laws Regarding Reporting Requirements for the Maine Health and Higher Educational Facilities Authority**

**PUBLIC 122**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TOWNSEND MICHAUD	OTP-AM	H-162

LD 365 proposed to expand the annual reporting requirements of the Maine Health and Higher Educational Facilities Authority to include a specific reporting requirement to the Legislature.

**Committee Amendment "A" (H-162)** proposed to specify that the reporting requirement be linked to the Maine Health and Higher Education Facilities Authority's fiscal year.

***Enacted law summary***

Public Law 1999, chapter 122 expands the annual reporting requirements of the Maine Health and Higher Educational Facilities Authority to include a specific reporting requirement to the Legislature. The law also outlines information to be included in the report and specifies that it should be submitted within five months of the close of the Authority's fiscal year.

**LD 366**

**An Act to Extend the Time Limits for Private Road Associations to Organize**

**ONTP**

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

LD 366 proposed to delay the application of a law that governs the repair of private roads. Current law requires that effective July 1, 1999, all residents of a private way may be required to pay for repairs made to the private road if a majority of the residents of the road agree to make those repairs. Public Laws of 1997, chapter 682 did not take effect until July 1, 1999, except for road associations incorporated as of March 1, 1998 that were authorized to utilize the process established under chapter 682.

**LD 368**

**Resolve, Naming the Beach Next to the Lincolnville Ferry Terminal French Beach**

**RESOLVE 24**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERRY D	OTP-AM	H-293

LD 368 proposed to name the beach next to the Lincolnville Ferry Terminal “French Beach.” The French family, after whom the beach would be named, were early settlers of Lincolnville.

**Committee Amendment "A" (H-293)** proposed to add a mandate preamble and a fiscal note to the resolve.

*Enacted law summary*

Resolve 1999, chapter 24 names the beach next to the Lincolnville Ferry Terminal “French Beach.”

**LD 383**

**An Act to Require Legislative Approval to Lease Land to the Federal Government**

**NOT PROPERLY BEFORE BODY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CARR MICHAUD	OTP-AM MAJ ONTP MIN	

LD 383 proposed to require the Legislature’s approval by a two-thirds majority to leasing of public land to the Federal Government, which now requires only the consent of the Governor and the Commissioner of Conservation.

**Committee Amendment "A" (H-35)**, which was not adopted, proposed to clarify the bill by stating that the Legislature must approve the leasing of designated lands to the Federal Government by a two-thirds vote. Following a majority committee report of ought to pass as amended, the bill was ruled not properly before the body by the Speaker of the House of Representatives.

**LD 391**

**An Act to Develop a Department of Children**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
O'BRIEN L		

LD 391, which was carried over to the Second Regular Session, is a concept draft pursuant to Joint Rule 208. This bill seeks to consolidate all services to children provided by the State in one department.

**LD 411**

**An Act to Amend the Amount of Retainage on Public Building Contracts**

**ONTP**

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

LD 411 would have applied to state construction projects over \$1,000,000 in value and to school construction projects over \$1,000,000 in value and for which state aid is received. The bill proposed to limit the retention of contract payments on those public improvement construction projects to line items in the project contract and to situations in which unsatisfactory progress has been made by a contractor or subcontractor. In those cases, up to 5% of the payment due under the project contract would be withheld until all contract requirements for the line item had been completed. Following completion of a line item, any retained payments would be paid promptly. At the end of a project, the value of punch list and incomplete items would be retained as well as withholding to cover good faith claims of the owner, including claims for unsatisfactory progress on the project. Over the course of the project, the owner would make the determination of how much of the payment due will be retained up to the 5% limit and as to whether satisfactory progress had been made on the project. The bill duplicated the provisions of LD 529.

**LD 429**

**An Act to Require Voter Approval for Bonded Indebtedness of \$2,000,000 or More for Municipalities in Local and Regional Cooperation**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GLYNN	ONTP MAJ OTP MIN	

LD 429 proposed to prohibit interlocal cooperations, councils of governments and regional associations from incurring bonded indebtedness of \$2,000,000 or more without ratification by the voters of the affected municipalities through a municipal-level referendum. Current law does not prohibit such borrowing by local and regional cooperatives, although state government, county and municipal governments, and school districts are subject to restrictions on borrowing without prior approval by the voters.

**LD 439**

**An Act to Amend the Laws Governing the Hancock County Budget Process**

**PUBLIC 83**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERKINS	OTP-AM	H-69

LD 439 proposed to eliminate the requirement that the county budget needs to be reviewed by the Hancock County legislative delegation.

**Committee Amendment "A" (H-69)** proposed to address the original bill's objective of eliminating the requirement that the Hancock County legislative delegation formally review the annual Hancock County budget. The amendment also proposed to reconfirm the statutory requirement that the county commissioners notify the legislative delegation of the informational meeting on the budget estimates and that they provide members of the legislative delegation with a copy of the final budget estimates prior to the informational meeting.

*Enacted law summary*

Public Law 1999, chapter 83 eliminates from current law the requirement that the Hancock County legislative delegation formally review the annual county budget. Public Law 1999, chapter 83 does, however, retain the requirement that county commissioners provide members of the legislative delegation with a copy of final budget estimates prior to the annual informational meeting on the county budget.

**LD 448                      An Act Regarding the Maintenance of Private Roads                      CARRIED OVER**

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

LD 448, which was carried over to the Second Regular Session, proposes that members of private road associations not be required to pay for major improvements to the road, such as paving. Under current law, a majority of the members of private road associations may determine what repairs need to be made to the road and may require all its members to pay for those repairs.

**LD 469                      An Act Concerning the Requirement for Surety Bonds for County                      PUBLIC 22**  
**Treasurers, Sheriffs and Chief Deputies**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JABAR LIBBY	OTP	

LD 469 proposed to allow for surety and fidelity insurance coverage provided by a public sector self-funded risk pool organized pursuant to the Maine Revised Statutes, Title 30-A, section 2253, in sums equal to or exceeding those required by law to be substituted for a bond in meeting the statutory bond requirements for county treasurers, sheriffs and chief deputies. It also removes the requirement that the bond be filed with the State Auditor.

*Enacted law summary*

Public Law 1999, chapter 22 amends current law that requires county treasurers, sheriffs and chief deputies to each provide a bond to the county for faithful discharge of their duties. Public Law 1999, chapter 22 allows a public self-funded risk pool organized under section 2253 of 30-A MRSA to be used to provide surety and fidelity insurance coverage in the place of the bond. The law thus removes duplication of bonding. Public Law 1999, chapter 22 also removes the requirement that a copy of the sheriff's bond be filed with the State Auditor. It also eliminates a requirement that the county clerk report to the State Auditor the findings of the county commissioners annual review of the sufficiency of the sheriff's bond.

**LD 482**

**An Act Concerning County Treasurers**

**ONTP**

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

LD 482 proposed to abolish the position of elected county treasurer and to require that county commissioners appoint a county treasurer at the completion of the elected treasurer's term of office. It also proposed that county commissioners in each county set professional standards and minimum qualifications for appointed county treasurers. The bill would have required that the standards or qualifications adopted by county commissioners be recommended by a nationally-recognized organization of public sector financial officers.

**LD 494**

**An Act to Facilitate Implementation of Municipal Growth Management Programs**

**ONTP**

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

LD 494 proposed to amend the definition of "moratorium" to exempt building permit limitation ordinances adopted pursuant to and consistent with a comprehensive plan enacted in accordance with Title 30-A, chapter 187, subchapter I.

**LD 497**

**An Act to Promote the Use of the Secret Ballot at Town Meetings**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ANDREWS	ONTP MAJ OTP MIN	

LD 497 proposed to extend the required use of a secret ballot for town meeting votes to the election of town officials, approval of local initiatives and adoption of budget articles.

**LD 507**

**An Act to Allow Municipalities to Advertise Legal Notices in Weekly Newspapers**

**ONTP**

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

LD 507 proposed to allow municipalities to advertise public legal notices in local weekly newspapers, of general circulation to satisfy notice requirements. More precisely, sponsors of the bill were proposing that municipalities be allowed to satisfy legal notice requirements by advertising in third class mailed or free distribution newspapers in addition to second class mailed or paid circulation newspapers as is required under current law. Municipalities already may advertise in local weekly newspapers as long as those newspapers are second class mailed or paid circulation papers.

**LD 510**

**An Act to Favor Maine Companies in Awarding Bids**

**ONTP**

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

LD 510 proposed to allow in-state bidders on state contracts an opportunity to match the price of a nonresident bidder if the in-state bidder offers commodities or services that are otherwise equivalent to that offered by the nonresident bidder and the initial price offered by the in-state bidder is within 10% of the price offered by the nonresident bidder.

**LD 511**

**An Act to Increase the Amount Below Which Counties Do Not Need to Solicit Bids for Purchases**

**PUBLIC 14**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOODWIN CASSIDY	OTP	

LD 511 proposed to increase the amount that county commissioners may spend for services, supplies, material and equipment before having to solicit bids.

***Enacted law summary***

Public Law 1999, chapter 14 amends current law to increase from \$1,000 to \$2,500 the amount that county commissioners may spend for services, supplies, material and equipment before having to solicit bids under a competitive bid process.

**LD 525**

**An Act to Establish Recall Provisions for Elected County and Municipal Officials**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOODWIN	ONTP MAJ OTP-AM MIN	

LD 525 proposed to provide voters with the option to petition for the recall of any elected municipal or county official.

**Committee Amendment "A" (H-223)** was the minority report and was not adopted. It proposed to amend the original bill by adding the requirement that county commissioners or city clerks notify the Secretary of State of any changes in elected officials as a result of a recall election authorized by this bill.

**LD 529**

**An Act Regarding Retainage on Major State and School Construction Projects**

**CARRIED OVER**

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

LD 529, which was carried over to the Second Regular Session, would apply to state construction projects over \$1,000,000 in value and to school construction projects over \$1,000,000 in value and for which state aid is received. On these public improvement construction projects, the bill proposes to limit the retention of contract payments to line items in the project contract and to situations in which unsatisfactory progress has been made by a contractor or subcontractor. In such cases, the bill proposes that up to 5% of the payment due under the project contract may be withheld until all contract requirements for the line item have been completed. The bill also proposes that following completion of a line item, any retained payments must be paid promptly and, at the end of a project, the value of punch list and incomplete items may be retained as well as withholding to cover good faith claims of the owner, including claims for unsatisfactory progress on the project. The bill proposes that over the course of the project, the owner makes the determination of how much of the payment due will be retained up to the 5% limit and as to whether satisfactory progress has been made on the project.

**LD 533                                      An Act to Prohibit the State from Competing with Private Industry                                      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MITCHELL B CIANCHETTE		

LD 533 which was carried over to the Second Regular Session proposes to prohibit the State from providing services for fee or undertaking enterprises that compete with private industry, except those services and enterprises that are determined by the Legislature to be necessary for public safety, health and welfare.

A subcommittee of the Joint Standing Committee on State and Local Government has been delegated the task of developing proposed guidelines for state agencies to follow in determining when competition with the private sector is appropriate. The subcommittee must report on its efforts to the State and Local Government Committee in the Second Regular Session of the 119th Legislature.

**LD 558                                      An Act to Clarify the Membership of the Somerset County Budget Committee                                      PUBLIC 49**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JONES	OTP	

LD 558 proposed to require that of the three members from each commissioner district on the Somerset County Budget Committee one must be a municipal official who is not a municipal officer.

***Enacted law summary***

Public Law 1999, chapter 49 amends the current law to require that one of the three members elected to the Somerset County Budget Committee from each commissioner district be a municipal official who is not an elected municipal officer.

**LD 592**

**An Act to Establish the Chesuncook Soil Series as the Official State Soil and to Remove Enhanced Protection Status from State Symbols**

**PUBLIC 70**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CATHCART STEVENS	OTP-AM MAJ ONTP MIN	H-165 CAMERON S-29

LD 592 proposed to establish the Chesuncook soil series as the official state soil.

**Committee Amendment "A" (S-29)** proposed to add a section to the bill to specify that designation as an official state symbol does not confer enhanced protection under environmental or other applicable laws.

**House Amendment "A" to Committee Amendment "A" (H-121)**, which was not adopted, proposed to establish the Caribou soil series as the official state soil and to correct a numbering conflict.

**House Amendment "B" to Committee Amendment "A" (H-130)**, which was not adopted, proposed to establish Sebago mucky peat as the official state dirt and to correct a numbering conflict.

**House Amendment "C" to Committee Amendment "A" (H-165)** was presented on behalf of the Committee on Bills in the Second Reading to avoid a section numbering conflict with Public Law 1999, chapter 27.

*Enacted law summary*

Public Law 1999, chapter 70 establishes the Chesuncook soil series as the official state soil. The law specifies that enhanced protection under environmental or other laws is not conferred upon the soil as an official state symbol.

**LD 602**

**An Act to Require Mandatory Training for Harbor Masters**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PINKHAM CASSIDY	ONTP	

LD 602 proposed to require, beginning January 1, 2000, that a harbor master complete a harbor master training course certified by a statewide association of harbor masters within one year of appointment as harbor master.

**LD 615**

**RESOLUTION, to Amend the Constitution of Maine to Elect 2 Senators from Each County**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOY	OTP-AM MAJ ONTP MIN	

LD 615 proposed to amend the Constitution of Maine to enable the election of two senators from each of Maine's 16 counties. The proposed constitutional amendment would reduce the size of the Senate from no more than 35 members to 32 members. The redrawing of district lines would occur during the regularly scheduled redistricting following the decennial census. The redistricting would be done in 2003.

**Committee Amendment "A" (H-408)**, which was not adopted, would have added a fiscal note to the resolution.

**LD 621**                      **An Act to Allow Towns to Sand and Plow Private Ways**                      **ONTP**

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

LD 621 proposed to allow a municipality to sand and plow private ways if the voters of that municipality have voted at a public meeting to sand and plow designated private roads.

**LD 627**                      **An Act to Require the Legislature to Examine Executive Orders for Violations of Separation of Powers**                      **DIED BETWEEN BODIES**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOY	OTP-AM    MAJ ONTP        MIN	

LD 627 proposed to establish a mechanism for the Legislature and the Supreme Judicial Court to review the constitutionality of executive orders issued by the Governor. The bill also proposed to require the Governor to document the emergency that gave rise to the executive order and limit the effect of the executive order to the duration of the emergency.

**Committee Amendment "A" (H-143)**, which was adopted by the House, but not by the Senate, proposed to require the Governor to disseminate executive orders to each member of the relevant joint standing committee of the Legislature. The amendment proposed to change title of the bill to reflect this requirement.

**LD 648**                      **An Act Related to Legislator Intervention in Actions Before a State Agency or Authority**                      **ONTP**

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

LD 648 proposed to make it a conflict of interest for a Legislator to intervene in an action before a state agency or authority whose members are appointed by the legislative committee on which the Legislator serves.

**LD 660**                      **An Act to Include Counties in the Definition of Local Government in the Archives and Records Management Law**                      **PUBLIC 12**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOLDTHWAIT SAXL J	OTP	

LD 660 proposed to bring the law into compliance with the assumption that counties continue to be covered by current state law governing recordkeeping. When the Municipal Records Board and the County Records Board were both

abolished and their functions assumed by the existing Archives Advisory Board, the word "county" was inadvertently omitted from the definition of "local government." Practice and administrative rules have assumed that counties continued to be covered under the law's requirements.

This bill was submitted on behalf of the Secretary of State.

***Enacted law summary***

Public Law 1999, chapter 12 amends current law by adding a definition of "local government" to the law concerning the recordkeeping duties of the State Archivist. The definition includes "county" as a unit of local government and thus covers county records under the law's requirements.

**LD 669                      An Act to Change Certified Public Accountant Experience Requirements                      PUBLIC 224  
for Employees of the Department of Audit**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAGGETT MADORE	OTP-AM	S-136

LD 669 proposed to make the experience requirements for certified public accountants who are employees of the Department of Audit consistent with that of accountants who are employees of the Bureau of Insurance.

**Committee Amendment "A" (S-136)** proposed to replace the original bill and to remove any reference to the Department of Audit in a provision of law that discounts experience towards becoming a certified public accountant on a two to one basis.

***Enacted law summary***

Public Law 1999, chapter 224 removes any reference to the Department of Audit in a provision of law that discounts experience of certain state employees towards becoming a certified public accountant. The discount is on a two to one basis.

**LD 683                      An Act to Allow the Revocation of Certain Licenses and Automobile                      ONTP  
Registrations for Payment by an Insufficient Funds Check**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FOSTER ABROMSON	ONTP	

LD 683 proposed to direct municipalities to notify all persons issuing bad checks for hunting or fishing licenses or automobile registrations that the license or registration will be revoked unless payment is made within 30 days on the insufficient funds.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERUBE AHEARNE	OTP-AM	S-93

LD 689 proposed to allow endowment funds of governmental public libraries to be invested on the same basis as funds of nongovernmental libraries. It also proposed to require that the investments be made pursuant to an investment policy that is adopted by the municipal officers and to require periodic financial reporting. Some municipal public libraries are organized as separate nonprofit corporations; others exist as a department of municipal government. Under current law, when the separate, nongovernmental libraries receive bequests or gifts for endowments, they are permitted to make investments in accordance with the Uniform Management of Institutional Funds Act; libraries that are departments of municipal government, however, are limited to the permissible investments for municipalities under the Maine Revised Statutes, Title 30-A, section 5719.

**Committee Amendment "A" (S-93)** proposed to clarify current law that limits how municipal public library endowment and trust funds may be invested. Specifically, this amendment proposed to replace the original bill and to apply the provisions of the Maine Revised Statutes, Title 13, chapter 97 (The Uniform Management of Institutional Funds Act) to municipal libraries.

*Enacted law summary*

Public Law 1999, chapter 135 amends the Uniform Management of Institutional Funds Act by specifically applying the provisions of Maine Revised Statutes, Title 13, chapter 97 to municipal public libraries.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BROOKS	OTP-AM MAJ ONTP MIN	

LD 709 proposed to amend current law governing legislative leaves of absence. Under current law, all employers with more than five employees are required to grant any employee a leave of absence so that employee can serve as a Legislator for a single two-year legislative term. After that first term of service, the employer is not obligated to provide that leave of absence for successive terms. The only exception to that rule is with regard to school teachers and the school units who employ them. The school units and the municipalities who are the teachers' employers are obligated to provide unlimited leaves of absence for a school teacher who is a Legislator. This bill proposed to establish a uniform rule that applies to all employees in the State by removing the right to unlimited leaves of absence that apply to school teachers.

**Committee Amendment "A" (H-144)** proposed to retain the current notice requirements for teachers to request a leave of absence for legislative service. The original bill had conflicting requirements. This amendment also proposed to clarify how payment would be provided for the services of the State Board of Arbitration and Conciliation, which hears appeals to the leave-of-absence requirement for employers who believe the leave would constitute an unreasonable hardship. This amendment was not adopted.

**LD 711**

**An Act to Require an Audit and Program Review of the Maine Governmental Facilities Authority**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GERRY BENNETT	ONTP	

LD 711 proposed to require the State Auditor to conduct an audit of the Maine Governmental Facilities Authority. It also would require the Joint Standing Committee on State and Local Government to conduct a program review of the authority. The bill also proposed to remove an outdated reference to the Maine Court Facilities Authority, which was subsumed by the Maine Governmental Facilities Authority.

**LD 715**

**RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide 4-year Terms for Members of the Senate and the House of Representatives**

**ONTP**

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

LD 715 proposed to amend the Constitution of Maine to increase the term of office of Legislators to four years following the general election in 2002. Under the proposed change, the Legislature would meet every year, but the business in the fourth year would be restricted as it is presently in the second year, the restriction on which would remain unchanged.

**LD 752**

**An Act to Require the Secretary of State to Supply Municipalities with Preprinted, Postage-prepaid Post Cards to be Used When a Voter Moves**

**ONTP**

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

LD 752 proposed to require that the Secretary of State provide municipalities with self-addressed, postage-prepaid post cards on which to report changes in voter registration. The Secretary of State would then notify the voter's prior municipality of registration of the change.

**LD 754**

**An Act to Amend the Laws Establishing a State Poet Laureate**

**PUBLIC 217**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOLDTHWAIT	OTP-AM	S-132

LD 754 proposed to streamline the selection process for the State Poet Laureate, to clarify the purpose of the position and to provide for a longer term.

**Committee Amendment "A" (S-132)** proposed to correct a reference to the term of the Poet Laureate. The current term for the Poet Laureate is one year.

*Enacted law summary*

Public Law 1999, chapter 217 extends the term of office for State Poet Laureate from one to five years. It also allows reappointment of a Poet Laureate for a second, five-year term. Public Law 1999, chapter 217 creates an advisory committee to select the Poet Laureate. The Governor must appoint the Poet Laureate during Maine Cultural Heritage Week, which includes March 15th, Statehood Day. The law also requires the State to provide space at the State House complex for public display of the Poet Laureate's work.

**LD 815**                      **An Act to Require Counties to be Reimbursed for Medical Expenses Incurred by Prisoners from Other Jurisdictions**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOODWIN CASSIDY	ONTP	

LD 815 proposed that a county in which a prisoner resided at the time the prisoner committed an offense in another county be required to reimburse the county in which the prisoner is incarcerated for any medical and dental expenses incurred by that prisoner.

**LD 818**                      **An Act to Require Municipal Police Departments to Assist When Called Upon by the State Police on the Interstate Highways under Certain Circumstances**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FRECHETTE PENDLETON	ONTP	

LD 818 proposed to require that municipal police officers respond to requests for assistance from the State Police when public safety is in danger on those sections of the interstate highway system that are in the municipality's jurisdiction.

**LD 823**                      **An Act Concerning Sheriffs' Annual Meetings with Municipal Officers**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCALEVEY	ONTP      MAJ OTP-AM    MIN	

LD 823 proposed to make optional the annual meeting between county officials and municipal officers concerning operation of sheriffs' departments.

**Committee Amendment "A" (H-122)**, which was not adopted, was the minority report. It proposed to replace the original bill by repealing the statutory requirement that the county sheriff in each county hold an annual meeting with the county commissioners and municipal officers of that county concerning the operation of the sheriff's department.

**LD 852**

**Resolve, to Study Outdated, Contradictory and Unenforced Laws**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAMPBELL CAREY		

LD 852, which was carried over to the Second Regular Session, proposes to require the Commissioner of Labor and the Commissioner of Human Services to conduct a study of outdated, contradictory and unenforced laws and report to the Legislature by January 15, 2000.

**LD 859**

**An Act to Require the State Planning Office to Report to the Committee on State and Local Government and the Committee on Natural Resources**

**PUBLIC 415**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARK LIBBY	OTP-AM MAJ OTP-AM MIN	H-614 AHEARNE H-686 AHEARNE

LD 859 proposed to require that the State Planning Office be directly responsible to the Joint Standing Committee on State and Local Government instead of to the Governor. It proposed to change the appointment of the director of the State Planning Office to include consideration by the Committee on State and Local Government and confirmation by the Legislature. Under the provisions of this bill, reports by the State Planning Office would be presented annually to the Committee on State and Local Government and would include detailed information about money allocated to and spent by the office. This bill proposed to amend the scheduled date that the Committee on State and Local Government reviews the State Planning Office, moving the governmental evaluation review forward from the year 2005 to the year 2001.

**Committee Amendment "A" (H-322)**, which was not adopted, was the majority report of the Joint Standing Committee on State and Local Government. The amendment proposed to amend the original bill by requiring that the Senate, rather than the entire Legislature, confirm the appointment of the Director of the State Planning Office. The amendment also proposed to retain the current requirement that the Governor fix the director's salary. It also proposed to remove a requirement from the original bill that the Director of the State Planning Office advise the Legislature on policy matters. The amendment also proposed to retain a requirement in current law that the director report annually to the Governor and to remove a requirement that the director report annually to the joint standing committee having jurisdiction over state and local government matters on allocations to an expenditures by the State Planning Office.

**Committee Amendment "B" (H-323)**, which was not adopted, was the minority report of the Joint Standing Committee on State and Local Government. The amendment proposed to amend the original bill by removing a requirement from the original bill that the Governor's nominee for the Director of the State Planning Office be reviewed by the joint standing committee having jurisdiction over state and local government matters and confirmed by the Legislature. It also proposed to remove a requirement that the Director of the State Planning Office advise the Legislature on policy matters. The amendment also proposed to retain a requirement in current law that the director report annually to the Governor and to remove a requirement that the director report annually on the agency's monetary allocations and expenditures to the joint standing committee having jurisdiction over state and local government matters.

**House Amendment "A" (H-496)**, which was not adopted, was presented on behalf of the Committee on Bills in the Second Reading to correct a conflict created by Public Law 1999, chapter 127, Part C, section 14.

**House Amendment "A" to Committee Amendment "A" (H-505)**, which was not adopted, proposed to require the State Planning Office to make annual reports to the joint standing committee having jurisdiction over natural resource matters regarding the activities of the office involving land issues.

**House Amendment "B" (H-614)** proposed to incorporate the substance of Committee Amendment "B," House Amendment "A" to Committee Amendment "A" and House Amendment "A," and proposed to do the following:

1. Remove a requirement from the original bill that the Governor's nominee for the Director of the State Planning Office be reviewed by the joint standing committee having jurisdiction over state and local government matters and be confirmed by the Legislature;
2. Remove a requirement that the Director of the State Planning Office advise the Legislature on policy matters;
3. Retain a requirement in current law that the director report annually to the Governor and remove a requirement that the director report annually on the agency's monetary allocations and expenditures to the joint standing committee having jurisdiction over state and local government matters;
4. Require the State Planning Office to make annual reports to the joint standing committee having jurisdiction over natural resources matters regarding the activities of the office involving land issues; and
5. Correct a conflict created by Public Law 1999, chapter 127, Part C, section 14.

**House Amendment "C" (H-686)** proposed to remove the preamble required on bills relating to certain confirmation procedures, as those portions of the bill were removed by House Amendment "B" (H-614).

***Enacted law summary***

Public Law 1999, chapter 415 amends current law to move ahead by four years the scheduled Government Evaluation Act review of the State Planning Office. The joint standing committee of the Legislature having jurisdiction over state and local government matters will review the State Planning Office beginning in 2001 rather than in 2005. The law also amends current law to require that the State Planning Office report at least annually on its activities to the State and Local Government Committee. Public Law 1999, chapter 415 also requires that the State Planning Office make reports annually to the joint standing committee of the legislature having jurisdiction over natural resource matters detailing the activities of the office that relate to land use issues.

**LD 891                                      An Act to Establish Thresholds for Delegated Purchasing Authorities and Requirements for Competitive Bidding                                      PUBLIC 105**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE KILKELLY	OTP-AM	H-187

LD 891 proposed three changes to the current State procurement laws. The first increased the dollar threshold for waiver of competitive bidding from \$1,000 to \$2,500. This change would allow state agencies to have a higher direct or delegated purchasing authority.

The second change proposed to increase the threshold level for the use of oral proposals or invitations to bid from \$2,500 to \$10,000.

The third change would allow the procurement of goods or services totaling up to \$10,000 from a single source when the purchases can be demonstrated as the most economical, effective and appropriate means of fulfilling a demonstrated need. The current ceiling is \$5,000.

This bill was submitted on behalf of the Department of Administration and Financial Services.

**Committee Amendment "A" (H-187)** proposed technical changes to the bill to make clear the authority of the Bureau of General Services.

***Enacted law summary***

Public Law 1999, chapter 105 makes three changes to the current State procurement laws. The dollar threshold for waiver of competitive bidding for purchases made on behalf of county commissioners is increased from \$1,000 to \$2,500.

The second change increases the threshold for the use of oral proposals or bids from \$2,500 to \$10,000.

The third change allows the procurement of goods or services totaling up to \$10,000 from a single source. Previously, the threshold was \$5,000.

**LD 893**

**An Act to Amend the Laws Relating to Notaries Public**

**PUBLIC 425**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BAGLEY	OTP-AM MAJ	H-411
PENDLETON	OTP-AM MIN	H-662 AHEARNE

LD 893 proposed to clarify that a spouse's relationship with a sibling is considered a conflict of interest for notarial purposes. The bill also proposed to clarify that notaries public should not perform any notarial act, including a wedding ceremony, for an immediate family member. The bill also proposed to require notaries to maintain records of all notarial acts performed. The bill added an application clause for notaries commissioned before the effective date of this bill.

This bill was submitted on behalf of the Secretary of State.

**Committee Amendment "A" (H-411)** was the majority report of the Joint Standing Committee on State and Local Government. This amendment proposed to add a spouse's child or a spouse's sibling to the conflict of interest provisions of the laws governing notaries public. It also would allow a notary public to solemnize the marriage of a spouse's sibling or spouse's child and would remove the requirement that the solemnizing of a marriage by a notary public of an immediate family member be witnessed by another notary public unrelated by marriage or blood to the parties. This amendment also proposed to remove an expired grandfather clause and grandfathers documents notarized for a notary public's spouse's child or spouse's sibling.

**Committee Amendment "B" (H-412)**, which was not adopted, was the minority report of the Joint Standing Committee on State and Local Government. This amendment proposed to add a spouse's child to the conflict of interest provisions of the laws governing notaries public. It also proposed to remove the requirement that another notary public witness a marriage performed by a notary public for that notary public's spouse's child or spouse's sibling. The amendment also proposed to remove an expired grandfather clause and grandfathers documents notarized for a notary public's spouse's child or spouse's sibling. This amendment also proposed record-keeping requirements for notaries and proposed to require the Secretary of State to send notice of these requirements to each notary public with an active commission. The amendment also proposed to add an appropriation section to the bill.

**House Amendment "A" to Committee Amendment "A" (H-662)** proposed to removed the requirement that notaries maintain records of all notarial acts performed. This amendment also proposed to remove that portion of the application section that relates to the requirement to keep such records.

**Senate Amendment "A" (S-314)**, which was not adopted, proposed to exempt notarized absentee ballots from the requirement that a notary public keep records of all notarial acts performed.

The bill was submitted on behalf of the Secretary of State.

***Enacted law summary***

Public Law 1999, chapter 425 adds a spouse's sibling and spouse's child to the conflict of interest provisions of the laws governing notaries public. It also removes the requirement that another unrelated notary public witness a marriage performed by a notary public for that notary's immediate family members. It also allows a notary public to solemnize the marriage of a spouse's child or spouse's sibling. The law also grandfathers documents notarized for a notary's spouse's child or spouse's sibling if performed before the effective date of the law. The law also repeals MRSA Title 4, section 959, a grandfather clause that exempted notaries commissioned before November 1, 1991 from the requirement to keep a seal and to maintain records.

**LD 900**

**An Act to Reestablish the Municipal Boundary between Pownal and Durham**

**P & S 9**

Sponsor(s)  
BULL  
KONTOS

Committee Report  
OTP

Amendments Adopted

LD 900 proposed to define and describe with greater clarity the location of the boundary line between the towns of Durham and Pownal. The boundary lines specified in the bill would bring the boundary between the two towns into conformance with the boundary as it was originally established. The town lines were resurveyed as part of the 10-year perambulation of town boundary lines required under 30-A MRSA §2851.

***Enacted law summary***

Private and Special 1999, chapter 9 clarifies the boundary line between the towns of Durham in Androscoggin County and Pownal in Cumberland County.

**LD 904**

**An Act to Provide Term Limits for the Secretary of the Senate and the Clerk of the House of Representatives**

**NOT PROPERLY BEFORE BODY**

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

LD 904 proposed to place term limits on the Secretary of the Senate and Clerk of the House of Representatives. The limitations would be similar to the six-year term limit in current law for the President of the Senate, Speaker of the House of Representatives and floor leaders, except this bill proposed to set the term limitations for the Secretary of the Senate and Clerk of the House of Representatives at eight years. The calculation of the limitation period would begin with the first convening of the 119th Legislature.

This bill was ruled not properly before the body in both the House and the Senate

**LD 922**

**An Act to Provide Computers for Use in the Legislature**

**INDEF PP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GERRY RAND	OTP-AM MAJ ONTP MIN	

LD 922 proposed to require the Legislative Council to implement provisions for a computerization plan by July 1, 1999 for the Legislature.

**Committee Amendment "A" (H-320)**, which was not adopted, proposed to remove the emergency preamble and the emergency clause from the bill. It also proposed to eliminate a requirement that the Legislative Council approve and implement a plan to provide an automated computer system for managing legislative activity by July 1, 1999. The amendment also proposed to add a requirement that the Presiding Officers of the Legislature and Director of the Legislative Information Office report annually on the establishment of the legislative computer system to the joint standing committee having jurisdiction over state and local government matters. It proposed to repeal this reporting requirement effective January 15, 2006. The amendment also proposed to add an appropriation section to the bill.

**Senate Amendment "A" to Committee Amendment "A" (S-306)**, which was not adopted, proposed to offset the cost of the new Network Administrator position and Desktop Support Assistant positions and the expenses associated with the bill by eliminating three chamber staff positions in the House and Senate and reducing the amount given to the Legislature for other expenses.

**LD 923**

**An Act to Extend the Penobscot County Budget Committee**

**PUBLIC 89**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FISHER RUHLIN	OTP-AM	H-88

LD 923 proposed to delay the repeal of the Penobscot County Budget Committee from December 31, 1999 to December 31, 2003.

**Committee Amendment "A" (H-88)** proposed to add a mandate preamble to the bill.

***Enacted law summary***

Public Law 1999, chapter 89 extends the life of the Penobscot County Budget Committee an additional four years beyond its statutory repeal date of December 31, 1999. The new law repeals the budget committee effective December 31, 2003.

**LD 924**                      **An Act to Require That a Harbor Master be Appointed by the Municipal Officers**                      **ONTP**

<u>Sponsor(s)</u> SKOGLUND		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 924 proposed to clarify current law to require that harbor masters be appointed by the municipal officers rather than elected at town meeting or general election.

**LD 946**                      **An Act to Change the Composition of the Somerset County Budget Committee**                      **ONTP**

<u>Sponsor(s)</u> MILLS		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 946 proposed to eliminate the three-Legislator advisory, nonvoting members of the Somerset County Budget Committee and to include a single Legislator on the Somerset County Budget Committee to serve as a voting member of the committee.

**LD 970**                      **Resolve, Authorizing the Knox County Commissioners to Borrow Not More than \$1,000,000 for Construction or Renovation of a District Court and Office Areas in Knox County**                      **RESOLVE 59  
EMERGENCY**

<u>Sponsor(s)</u> MCNEIL PINGREE		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-407 H-569 MCNEIL
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LD 970 proposed to authorize the Knox County commissioners to borrow up to \$2,500,000 for the construction or renovation of a District Court and office areas in Knox County. The Judicial Department would be responsible for reimbursing Knox County for all debt service costs as well as for the annual maintenance and janitorial services associated with the District Court facility.

**Committee Amendment "A" (H-407)** proposed to change the title, reduce the amount to be borrowed from \$2,500,000 to \$1,000,000 and to authorize the Knox County Commissioners to hold a county-wide referendum to authorize the commissioners to borrow funds to build or renovate the District Court and office areas in Knox County.

**House Amendment "A" to Committee Amendment "A" (H-569)** proposed to remove the provision requiring the Judicial Department to reimburse Knox County.

*Enacted law summary*

Resolve 1999, chapter 59 authorizes the Knox County Commissioners to hold a referendum seeking the approval of Knox County voters to borrow not more than \$1,000,000 for the construction or renovation of a district court and office areas in Knox County. Within 18 months after adjournment of the First Regular Session of the 119th legislature, the resolve must be submitted to Knox County voters.

Chapter 59 was enacted as an emergency measure effective June 9, 1999.

**LD 984**

**An Act to Allow the Town of Madrid to Deorganize**

**P & S 31**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BENOIT JODREY	OTP-AM	S-133

LD 984 proposed to provide for the deorganization of the Town of Madrid in Franklin County, subject to approval at local referendum. It also specified that, upon deorganization, the kindergarten to Grade 8 pupils may attend schools in the Town of Phillips and all secondary school pupils may attend schools within School Administrative District No. 58.

**Committee Amendment "A" (S-133)** proposed to clarify that a vote to deorganize by the Town of Madrid is a local option and not a state mandate. The amendment also inserted an appropriation section detailing the cost to the State of the deorganization of the Town of Madrid.

**Enacted law summary**

Private and Special 1999, chapter 31 authorizes the municipal officers of the Town of Madrid to submit to the legal voters of Madrid a referendum question that asks whether or not they favor deorganization of the Town of Madrid. The law specifies that should deorganization be approved by voters, that the kindergarten to Grade 8 pupils from the town may attend schools in the Town of Phillips and that all secondary school pupils from Madrid may attend schools within School Administrative District 58. The law appropriates \$20,402 to fund a Property Tax Appraiser I position on a temporary basis to inventory and determine the valuation of all taxable property in the Town of Madrid. It also deappropriates \$31,000 to reflect the reductions in tree growth tax reimbursements associated with the deorganization of the Town of Madrid.

**LD 994                                      An Act Regarding State Construction Projects                                      ONTP**

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

LD 994 proposed to require the Capitol Planning Commission and the Governor to hold two meetings annually with all state agency heads and to oversee current and upcoming construction projects. Objectives for these meetings would be to consider coordination and cooperative development, to provide open communication among all parties involved in state agency construction projects and to establish a preference for locating state offices in downtown areas.

**LD 1001                                      An Act to Repeal Term Limits                                      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAMERON GOLDTHWAIT		

LD 1001 proposes to repeal term limits for state legislators and constitutional officers. The bill, as proposed, does not require a public referendum on the repeal.

**LD 1006                                      An Act to Provide for Citizen Participation in the Hancock County Budget                                      PUBLIC 440**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POVICH	OTP-AM    MAJ ONTP        MIN	H-171

LD 1006 proposed to require one representative of the public from each county commissioner district of Hancock County to be elected to the Hancock County Budget Advisory Committee.

**Committee Amendment "A" (H-171)** proposed to amend the original bill to allow voters at annual county commissioner district caucuses to elect either a municipal officer or a member of the public as a member of the Hancock County Budget Advisory Committee. It also required the county commissioners to give public notice of the commissioner district caucuses.

**Enacted law summary**

Public Law 1999, chapter 440 amends the current law governing membership of the Hancock County Budget Advisory Committee. It establishes that the committee shall consist of 10 members, three members from each commissioner district selected at district caucuses and one member of the Hancock County legislative delegation. The new law also enables each annual commissioner district caucus to elect either a municipal officer or one representative from the public as its representative to the budget advisory committee. Each advisory committee member elected at the annual caucus serves a three-year term. Public Law 1999, chapter 440 requires that the county commissioners give public notice of the annual commissioner district caucuses and that the election of budget advisory committee members at those caucuses be conducted in the same manner provided for at town meetings in MRSA, Title 30-A, chapter 121.

**LD 1014**                      **An Act to Allow Private Maintenance of Public Easements**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCKEE NUTTING J	ONTP	

LD 1014 proposed to allow persons who are directly benefited by a public easement to utilize a statutory procedure for collecting funds to maintain the public easement. It also proposed to create a study group to examine issues relating to public easements, including examination of the rights, responsibilities and burdens created by public easements and how to ensure fairness to all parties affected by public easements.

**LD 1038**                      **An Act to Prohibit Conflicts of Interest for Persons Serving on State Agencies, Boards or Commissions**                      **ONTP**

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

LD 1038 proposed to prohibit conflicts of interest for persons serving on state agencies, boards or commissions. It proposed to prohibit a person from serving as a member on an agency, board or commission if that person held any interest in any contract or proposed contract of that agency, board or commission. It also proposed to prohibit board membership if that person’s spouse, child, parent or sibling held any interest in any contract or proposed contract of that agency, board or commission. A board member found in violation of the proposed law would have been allowed to serve for six months from the date on which the violation began or until a new member was named, whichever occurred first.

**LD 1048**                      **An Act to Amend the Androscoggin County Budget Process**                      **PUBLIC 253**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOUFFARD DOUGLASS	OTP-AM    MAJ ONTP        MIN	H-321

LD 1048 proposed to amend the budget approval process for Androscoggin County by removing the requirement that the budget be submitted to the Legislature for final approval. Instead, the existing budget committee would be empowered to adopt the budget, which must then be submitted to the county commissioners. The bill also proposed that the county commissioners be empowered to alter the budget committee's budget only by a unanimous vote; and, if the commissioners were to do so, the budget committee could reject the county commissioners' change by a two-thirds vote.

The bill also proposed to increase the number of members on the committee from nine to 11 members. The two additional members were required to be Androscoggin County legislative delegation members.

**Committee Amendment "A" (H-321)** proposed to amend the original bill by requiring that the two legislative members of the budget committee be elected by the Androscoggin County legislative delegation and that any vacancy in legislative seats on the budget committee be filled by the Androscoggin County legislative delegation.

***Enacted law summary***

Public Law 1999, chapter 253 amends current law governing the budget approval process for Androscoggin County. The law eliminates the requirement that the annual county budget be submitted to the Legislature for final approval. The process established under the new law will empower the county budget committee to adopt the budget, which must then be submitted to the Androscoggin County commissioners. The law requires a unanimous vote by the commissioners to alter the budget submitted to them by the budget committee. It also requires a two-thirds vote by the budget committee to reject the changes made by the county commissioners. Public Law 1999, chapter 253 expands the budget committee membership from nine to 11 members with the two additional members elected by the Androscoggin County legislative delegation from among its membership. A vacant legislative seat on the Androscoggin County Budget Committee must be filled by the legislative delegation.

**LD 1104**                      **An Act to Amend the Maine Governmental Facilities Authority**                      **NOT PROPERLY BEFORE BODY**

<u>Sponsor(s)</u> ETNIER	<u>Committee Report</u>	<u>Amendments Adopted</u>
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LD 1104 proposed to require a two-thirds vote of approval in each House of the Legislature before the Maine Governmental Facilities Authority could authorize the issuance of securities to fund the construction, reconstruction, purchase or acquisition of facilities.

The bill was ruled not properly before the body in both the House and the Senate.

**LD 1107**                      **An Act to Prohibit Municipalities from Imposing Licensing Standards for Businesses and Occupations**                      **ONTP**

<u>Sponsor(s)</u> GLYNN	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1107 proposed to prohibit municipalities from regulating commercial businesses and occupations beyond that which is required by the State except for purposes of public safety and public health. The prohibition also would not have applied to municipal regulations of taxicabs and massage parlors.

**LD 1131**                      **An Act Regarding Municipal Notification and Approval in the Siting of Community Living Arrangements Within a Municipality**                      **ONTP**

<u>Sponsor(s)</u> TUTTLE	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1131 proposed to require community living arrangements to provide written notice to municipal officers prior to obtaining a permit to build or occupy a community living arrangement, to provide information at a public meeting and to obtain the approval of the municipal officers. If enacted, this bill as written may have violated provisions of the Federal Fair Housing Act of 1988.

**LD 1146**                      **An Act to Amend the Laws Authorizing the Renovation of the State Capitol Building and Other State Buildings**                      **NOT PROPERLY BEFORE BODY**

<u>Sponsor(s)</u> PLOWMAN	<u>Committee Report</u>	<u>Amendments Adopted</u>
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LD 1146 proposed to remove the authority of the Maine Governmental Facilities Authority to issue securities for the purposes of paying the cost of the construction of a connector between the State Office Building and the State Capitol Building; the preservation and renovation of the State Capitol Building; and the renovations of the State Office Building, the Tyson Building and the Marquardt Building.

The bill was ruled not properly before the body in both the House and the Senate.

**LD 1178**                      **An Act Concerning Public Postings by Political Parties**                      **ONTP**

<u>Sponsor(s)</u> GLYNN	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1178 proposed to require municipalities to provide public space for posting notices by political parties. The proposed designated space would be “conspicuous” and “in a public area.” Under the bill, municipalities would retain their authority to remove materials that violate state or federal laws.

**LD 1190**                      **An Act to Allow Greenings Island to Secede from the Town of Southwest Harbor**                      **ONTP**

<u>Sponsor(s)</u> GOLDTHWAIT	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1190 proposed to authorize the incorporation of Greenings Island if the legal residents of that territory approved, by referendum, separation from the Town of Southwest Harbor. It also proposed to clarify the binding arbitration process that would be used to settle disputes between the Town of Southwest Harbor and the proposed Town of Greenings Island with regard to the allocation of duties and responsibilities between the two municipalities.

**LD 1200**                      **An Act to Amend the Laws Pertaining to Excise Tax Collection**                      **INDEF PP**

<u>Sponsor(s)</u> GOLDTHWAIT	<u>Committee Report</u> OTP-AM    MAJ ONTP        MIN	<u>Amendments Adopted</u>
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LD 1200 proposed to require the State to supply to municipal agents any equipment that the State requires municipal agents to use in the performance of their duties as vehicle registration agents.

**Committee Amendment "A" (S-134)**, which was not adopted, proposed to amend the bill by requiring the Secretary of State to provide a maximum of one validation stamp to each municipal agent every two years. If the State changes the official validation stamp, the Secretary of State would have to provide each municipal agent with one new validation stamp. It also proposed to add an allocation section to the bill.

**LD 1222                      An Act to Change the Budget Approval Procedures for Somerset County                      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TESSIER RAND	ONTP	

LD 1222 proposed to require a majority of elected voting members of the Somerset County Budget Advisory Committee to be present to constitute a quorum. This bill also would have amended current law to give the Somerset County Commissioners final say on the Somerset County budget.

**LD 1227                      Resolve, Regarding State Mandates Imposed Before Approval of the                      ONTP**  
**Constitutional Amendment Governing State Mandates**

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

LD 1227 proposed to expand the identification of unfunded mandates passed by the Legislature. The voters approved an amendment to the Constitution of Maine, effective November 23, 1992, that prohibited the imposition of mandates on local units of government unless enacted by a two-thirds vote of the Legislature or unless at least 90% funding is provided by the State. This resolve proposed to require the Legislative Council to identify any unfunded mandates passed in the biennium before the Constitutional Amendment went into effect and to apply the provisions of the amendment to those mandates as well.

**LD 1231                      An Act to Allow Special-use Access over Discontinued Municipal and                      ONTP**  
**County Roads**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOOLEY KIEFFER	ONTP	

LD 1231 proposed to permit a person to transport timber over a discontinued municipal or county road if the timber was cut on property owned by that person and a public easement existed in the discontinued road. It also would have permitted the person to clear obstructions from the discontinued road and to improve the road's condition to allow safe travel.

**LD 1242**

**An Act to Establish Procedures for the Awarding of Loans and Grants to Municipalities and Other Entities** **DIED BETWEEN BODIES**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NASS	OTP-AM MAJ ONTP MIN	

LD 1242 proposed to require any agency of State Government that awards grants or loans to adopt rules establishing a written application process and the criteria for awarding a grant or loan.

**Committee Amendment "A" (H-374)**, which was not adopted, proposed to amend the original bill by defining grants and loans as used in the Maine Revised Statutes, Title 5, section 8051-B. It proposed to require that agencies offering grants or loans on a discretionary or competitive basis establish a process for awarding such loans and grants. The amendment also proposed to clarify that the written procedures required under that section are not rules as defined by Title 5, chapter 375, subchapter II-A. It proposed to exempt grants or loans awarded pursuant to Title 5, section 1831 and grants and loans awarded pursuant to criteria and procedures established under federal or state laws that conflict with that section.

**LD 1289**

**An Act to Establish Municipal Zoning Regulations for Community Living Arrangements** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TUTTLE MACKINNON	ONTP	

LD 1289 proposed to establish a conditional approval process, using a board of zoning appeals, for community living arrangements. This bill also proposed to establish the Commission to Study and Develop Criteria for Siting Community Living Arrangements. The conditional approval process, if established, may have violated provisions of the Federal Fair Housing Act of 1988.

**LD 1319**

**Resolve, to Direct the Governor to Establish a Commission to Recommend to the Governor Candidate Designs for the Maine State Quarter to be Submitted to the United States Mint** **RESOLVE 26**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SMALL	OTP-AM MAJ ONTP MIN	S-135

LD 1319 proposed to require the Governor to establish a commission consisting of seven members to recommend to the Governor candidate designs for the Maine state quarter that the Governor must submit to the United States Mint pursuant to the United States Mint 50 State Quarters Program. It proposed that the commission would establish guidelines and procedures to disseminate to public information concerning the program including the United States Secretary of the Treasury's design criteria for the Maine state quarter and to solicit candidate designs from the public. The commission also would review the design candidates and make recommendations to the Governor to assist the Governor in choosing candidate designs for the Maine State Quarter to submit to the United States Mint.

**Committee Amendment "A" (S-135)** proposed to require that the commission established by the Governor to recommend candidate designs for the Maine state quarter consist of seven public members.

**Enacted law summary**

Resolve 1999, chapter 26 requires the Governor to establish a commission consisting of seven public members to recommend to the Governor candidate designs for the Maine state quarter that the Governor must submit to the United States Mint pursuant to the United States Mint 50 State Quarters Program. The commission shall establish guidelines and procedures to disseminate to the public information concerning the program including the United States Secretary of the Treasury's design criteria for the Maine state quarter and to solicit candidate designs from the public. The commission shall review the design candidates and make recommendations to assist the Governor in the choice of designs.

**LD 1351                      An Act to Require that Members of the Workers' Compensation Board be Subject to Review by the Joint Standing Committee on Labor                      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HATCH CATHCART	ONTP	

LD 1351 proposed to amend the current law that provides that an appointment to the Workers' Compensation Board be subject to review by the joint standing committee of the Legislature having jurisdiction over state and local government matters. This bill proposed that appointments to the Workers' Compensation Board be subject to review by the joint standing committee of the Legislature having jurisdiction over labor matters. The bill was originally referred to the Joint Standing Committee on Labor, which issued a majority report of ought to pass as amended. The House then referred the bill from to the Joint Standing Committee on State and Local Government for its consideration.

**LD 1366                      An Act to Require Pollution Prevention as a Criterion for Awarding State Contracts                      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COWGER	ONTP      MAJ OTP-AM    MIN	

LD 1366 proposed to require contractors who bid for public improvement and public works projects to demonstrate the efforts they have made in their businesses to prevent pollution such as recycling, waste reduction, use of alternative fuels and use of environmentally-friendly products.

**Committee Amendment "A" (H-375)**, which was not adopted, would have clarified that the requirements for pollution prevention apply during the bidding process and only to state-financed projects.

**LD 1367                      An Act Regarding Notification to Parties Affected by Marine Construction                      PUBLIC 215**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ETNIER	OTP-AM    MAJ ONTP      MIN	H-222

LD 1367 proposed that any person intending to build or extend any wharf, fish weir or trap in tidewaters in a municipality must provide proof to the municipal officers that all parties that may be directly affected by the proposed construction have been notified of the application. It would permit the municipal officers to name a designee to examine the premises upon which construction is proposed and hear all interested parties. It also would permit the municipal officers to give written notice by regular mail of their decision to all interested parties. Existing law required that this notice to be given by registered mail.

**Committee Amendment "A" (H-222)** proposed to amend the original bill by requiring any person intending to build or extend any wharf, fish weir or trap in tidewaters of any municipality to apply in writing to the municipal officers. The amendment also proposed to require that the applicant notify all parties directly affected by the proposed construction. It proposed to eliminate the original bill's requirement that the applicant provide proof to municipal officers that parties have been notified.

***Enacted law summary***

Public Law 1999, chapter 215 amends existing law by requiring any person intending to build or extend a wharf, fish weir or trap in tidewaters of any municipality to apply in writing to the municipal officers of that municipality. It also requires that the applicant notify all parties directly affected by the proposed construction, but does not specify the manner of notice. The law removes a previous requirement that municipal officers use registered mail to notify all parties of their decision on the application. It also authorizes the municipal officers to designate a representative to conduct an on-site examination of the proposed construction.

**LD 1379**

**An Act Regarding Municipal Firearm Discharge Ordinances**

**PUBLIC 154**

Sponsor(s)  
POVICH

Committee Report  
OTP-AM

Amendments Adopted  
H-221

LD 1379 proposed to require that a municipality provide the Commissioner of Inland Fisheries and Wildlife with advance notice of any proposed ordinance that modifies regulations concerning firearm discharges. It also proposed to require a municipality to provide the department with a copy of the new ordinance and any municipal maps showing the areas in the municipality that are affected by the ordinance.

**Committee Amendment "A" (H-221)** proposed to remove from the original bill a requirement that a municipality notify the Commissioner of Inland Fisheries and Wildlife in advance of the adoption of any new or amended firearm discharge ordinance. It would retain a requirement that within 30 days of its enactment or amendment a municipality send to the commissioner a copy of the new or amended firearm discharge ordinance and any maps showing the areas affected by the new or amended ordinance. The requirement would apply to an ordinance enacted or amended after January 1, 2000.

***Enacted law summary***

Public Law 1999, chapter 154 amends current law governing municipal firearm discharge ordinance. The law requires that a municipality that amends or adopts a firearm discharge ordinance provide the Commission of Inland Fisheries and Wildlife with a copy of the new or amended ordinance within 30 days of its adoption. The law takes effect on January 1, 2000.

**LD 1440**

**An Act to Designate Civil Rights Day**

**ONTP**

Sponsor(s)  
DAGGETT

Committee Report  
ONTP

Amendments Adopted

LD 1440 proposed to designate the third Monday of January of each year as Civil Rights Day.

**LD 1694**

**Resolve, to Direct the Maine State Museum and the Maine Historic Preservation Commission to Include, Consult and Involve Local Historical Societies and Affected Municipalities in the Recovery and Local Display of Certain Revolutionary War Artifacts**

**RESOLVE 45  
EMERGENCY**

Sponsor(s)  
CAMPBELL

Committee Report  
OTP-AM

Amendments Adopted  
H-409

LD 1694 proposed to grant equal rights to the Brewer Historical Society and the Bangor Historical Society to salvage Revolutionary War vessels submerged in the Penobscot River.

**Committee Amendment "A" (H-409)** proposed to amend the original resolve to require that the Maine State Museum and the Maine Historic Preservation Commission include, consult and involve the historical societies of Brewer and Bangor and other communities located along the banks of the Penobscot River in the salvage and local display of Revolutionary War-era artifacts submerged in the Penobscot River. The amendment also would add a requirement that any study of the salvage of Penobscot Expedition artifacts from the Penobscot River encourage a variety of public and private funding sources for any recovery project or local display effort. It proposed to delete from the original resolve the granting of the salvage rights to the Brewer and Bangor historical societies.

***Enacted law summary***

Resolve 1999, chapter 45 directs the Maine State Museum and the Maine Historic Preservation Commission to include, consult and involve the historical societies of Brewer and Bangor and other communities located along the Penobscot River in the salvage and display of Revolutionary War-Era artifacts submerged in the Penobscot River. The law also requires that any study of the salvage of the Penobscot Expedition artifacts encourage a variety of public and private funding sources for any recovery project or effort to locally display such artifacts. Resolve, 1999, Chapter 45 also reconfirms that the State retains salvage rights for such artifacts.

Chapter 45 was enacted as an emergency measure effective May 21, 1999.

**LD 1700**

**An Act to Amend the Municipal Board of Appeals Process**

**ONTP**

Sponsor(s)  
GLYNN

Committee Report  
ONTP

Amendments Adopted

LD 1700 proposed to amend the municipal board of appeals process for granting a variance by repealing the criteria for “undue hardship” that states that the variance may be granted if it is determined that the land in question can not yield a reasonable return.

<u>Sponsor(s)</u> AHEARNE		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-364
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LD 1705 proposed to clarify that incorporation by reference in the rulemaking process is acceptable as long as the rule fully identifies the incorporated matter and that such matter is readily available to the public.

This bill was submitted on behalf of the Secretary of State.

**Committee Amendment "A" (H-364)** proposed to reformat the requirements in the original bill and to remove the requirement that incorporation may proceed if printing the incorporated rules within the proposed rules is unduly cumbersome, expensive or inexpedient. It also proposed to delete the requirement that the publisher and the publisher's location be included in the rule citation. The amendment proposed to remove from the bill the requirement that copies of the rule be readily available to the public and would allow the agency incorporating by reference the option of not having the rules available at cost if they are readily available elsewhere. A requirement for agencies to file incorporated material with the Secretary of State would be added by this amendment.

#### *Enacted law summary*

Public Law 1999, chapter 261 clarifies that incorporation by reference in the rulemaking process is acceptable as long as the rule fully identifies the incorporated matter and where that matter is available. An agency that incorporates material by reference must submit a copy of that material with the Secretary of State.

<u>Sponsor(s)</u> AHEARNE PENDLETON		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-269
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LD 1710 proposed to make changes to the composition of the Executive Department's Information Services Policy Board.

This bill was submitted on behalf of the Department of Administration and Financial Services.

**Committee Amendment "A" (H-269)** proposed to amend the original bill by adding several sections that contain minor changes to the Maine Revised Statutes, Title 5, sections 1887, 1888, 1890, 1891 and 1893, related to the Bureau of Data Processing and the Information Services Policy Board.

#### *Enacted law summary*

Public Law 1999, chapter 165 amends current law governing the membership of the Information Services Policy Board. The law eliminates specific executive agency or board representatives from membership on the board and replaces them with four members appointed by the Governor from any of the executive departments. It also deletes from existing law a requirement that the Governor appoint one member each representing a criminal justice agency and a natural resource agency and two members representing the remainder of state agencies. The new law requires that the Maine State Housing Authority, Maine State Retirement System, Maine Turnpike Authority and Finance Authority of Maine appoint

representatives as advisory members of the Information Services Policy Board. Public Law 1999, chapter 165 also makes a number of technical corrections to existing statutes governing the Bureau of Data Processing.

**LD 1713**

**Resolve, Authorizing the Commissioner of Administrative and Financial Services to Sell or Lease the Interests of the State in the Maine Criminal Justice Academy in Waterville; Part of the Kennebec Arsenal in Augusta; Part of the Maine Youth Center in South Portland; and 2 parcels in Gray near the Pineland Center and to Purchase Land for Wetland Mitigation Purposes in Connection with the Construction of the Maine State Prison at Warren**

**RESOLVE 56**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE PENDLETON	OTP-AM MAJ ONTP MIN	H-413 H-516 GERRY

LD 1713 proposed to give the Commissioner of Administrative and Financial Services the authority to sell or lease the Maine Criminal Justice Academy in Waterville; a portion of the Kennebec Arsenal property in Augusta; a portion of the Maine Youth Center property located in South Portland; two parcels of land on Collyer's Brook in the Town of Gray; and a parcel of land in Fayette no longer needed by the Department of Public Safety. It also proposed to authorize the Commissioner to purchase a parcel of land in Warren, the acquisition of which is needed to provide mitigation for wetland impacts related to the corrections construction project in Warren.

This bill was submitted on behalf of the Department of Administration and Financial Services.

**Committee Amendment "A" (H-413)** proposed to change the title of the resolve and to make several changes that authorize the purchase of property in the Town of Warren for wetland mitigation purposes in connection with the construction of the new state prison.

**House Amendment "A" to Committee Amendment "A" (H-516)** proposed to amend the resolve by adding requirements that the Commissioner of Administrative and Financial Services investigate the feasibility and desirability of transferring all or portions of the Maine Criminal Justice Academy property in Waterville to the City of Waterville for recreational use. It also proposed to require that the Maine Historic Preservation Commission review any transfer of property known as the Kennebec Arsenal property to ensure that the State's interests in its historic values are protected.

***Enacted law summary***

Resolve 1999, chapter 56 authorizes the Commissioner of Administrative and Financial Services to sell or lease certain State-owned properties and to purchase property in the Town of Warren for wetland mitigation in connection with the construction of the new state prison. Authorized to be sold or leased are: a portion of the property located at the Maine Youth Center in South Portland, the Maine Criminal Justice Academy in Waterville, a portion of the Kennebec Arsenal in Augusta, two parcels of land on Collyer's Brook in Gray; and a parcel of land in Fayetteville formerly used by the Department of Public Safety. The resolve also requires the Commissioner of the Department of Administrative and Financial Services to investigate and to consider transferring all or portions of the Maine Criminal Justice Academy property to the City of Waterville. The resolve also requires that any proposed transfer of the Kennebec Arsenal property be reviewed by the Maine Historic Preservation Commission to ensure that the State's interests in the Arsenal's historic values are protected.

**LD 1741**

**An Act to Increase Fees for Civil Process of Filing State Papers**

**INDEF PP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LEMONT	OTP-AM MAJ	
LAWRENCE	ONTP MIN	

LD 1741 proposed to increase the amount from \$8 to \$16 that a process server is paid to serve official state papers in the civil process.

**Committee Amendment "A" (H-291)**, which was not adopted, proposed to add an appropriation section and a fiscal note to the original bill. The amendment included appropriations from the General Fund to cover the additional cost of fees for service of civil documents for both the Judicial Department and the Department of Human Services, totaling \$15,525 in fiscal year 1999-00 and \$20,700 in fiscal year 2000-01.

**LD 1769**

**An Act to Require State Departments and Agencies to Comply with Certain Laws Applied to the Public**

**ONTP**

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

LD 1769 proposed to require State Government to comply with all state and local laws for which compliance by the public and private industry is required.

**LD 1785**

**Resolve, Regarding the Conveyance of a Right-of-way Across the Elizabeth Levinson Center in Bangor**

**RESOLVE 57**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MURRAY	OTP-AM	H-556 AHEARNE S-160

LD 1785 proposed to amend an existing resolve that authorized the conveyance of a right-of-way across the Elizabeth Levinson Center in Bangor. The proposed resolve would widen the easement to be conveyed from 25 feet to 50 feet.

**Committee Amendment "A" (S-160)** proposed to amend the original resolve by making several changes to Resolve 1983, chapter 23. In addition to proposing to delete several sections of the original law, the amendment proposed to remove a requirement that John Burke pay for an appraisal of an easement over the property of the Elizabeth Levinson Center in Bangor. It also proposed to require that Burke pay only for a survey of the property conducted by a surveyor mutually agreeable to John Burke and the Director of the Bureau of General Services. The amendment also proposed to repeal the resolve effective October 1, 2000.

**House Amendment "A" to Committee Amendment "A" (H-556)** proposed to clarify the intent of the committee amendment, which was to repeal the resolve in the event that the parties fail to reach agreement by October 1, 2000.

***Enacted law summary***

Resolve 1999, chapter 57 amends Resolve 1983, chapter 23 by expanding from 25 feet to 50 feet the width of the easement across the Elizabeth Levinson Center property in Bangor to be granted to John Burke. It also allows John Burke to use the easement to provide public utilities to property that he owns that abuts the Levinson Center property.

The new resolve authorizes the Director of the Levinson Center to review the proposed easement to ensure the safety of the users of the Center and to consult with the Director of the Bureau of General Services and John Burke with regard to any changes needed to ensure the safety of Center users. The new resolve requires that the easement not be granted to John Burke until a survey of the property over which the easement is to be granted has been completed. The resolve also requires John Burke to pay for the survey. Several sections of the 1983 resolve were repealed by the new resolve. Finally, the resolve is repealed in the event that parties fail to reach agreement by October 1, 2000.

**LD 1800                      An Act Concerning Standards for Operation and Maintenance of Radio                      PUBLIC 269**  
**Antenna Towers**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LAWRENCE WHEELER G	OTP-AM    MAJ ONTP        MIN	S-180

LD 1800 proposed to prohibit municipalities from adopting ordinances regulating amateur radio antennas that are in conflict with Federal Communications Commission regulations. The bill proposed to allow ordinances to regulate the placement, screening or height of such radio antennas based on health, safety or aesthetic considerations as long as the ordinances reasonably accommodate amateur radio communications and represent the minimal practicable regulation to accomplish the town's or city's legitimate purpose.

**Committee Amendment "A" (S-180)** proposed to delete a reference to a specific Federal Communications Commission policy and to replace it with a general reference to Federal Communications Commission regulations.

*Enacted law summary*

Public Law 1999, chapter 269 codifies a federal preemption against municipal regulation of amateur radio antennas that exceeds what is permissible under Federal Communications Commission regulation. The law allows municipalities to adopt ordinances to regulate the placement, screening or height of amateur radio antennas if the ordinances are based on health, safety or aesthetic considerations and represent the minimum practicable regulation to accomplish the municipality's legitimate purpose.

**LD 1843                      An Act to Require That Local Officials Take On-the-record Stands                      ONTP**  
**When They Are Responsible for Laws That Decrease Property Taxes**

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

LD 1843 proposed to require a municipal official to make a public and on-the-record statement of the official's position if the municipal official votes for or positively participates in the enactment of an ordinance or regulation that decreases property taxes or the tax base of the municipality.

**LD 1849**

**An Act to Amend the Laws Governing Public Easements and the Discontinuance of Town Ways**

**CARRIED OVER**

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

LD 1849, which was carried over to the Second Regular Session, proposes that a municipality may only retain a public easement in a discontinued road by stating in the discontinuance order that a public easement is retained. This bill would reverse current law under which the public easement is automatically retained unless the discontinuance order states that the easement is not to be retained.

**LD 1867**

**An Act to Amend the InforME Laws**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GERRY	ONTP MAJ OTP-AM MIN	

LD 1867 proposed to amend the InforME Public Information Access Act in the following ways:

1. Add a member who represents the interests of the Legislature to the InforME Board and make a representative of the Judicial Department appointed by the Chief Justice of the Supreme Judicial Court a voting member;
2. Require the Department of the Attorney General to provide legal services to the InforME Board;
3. Require the attendance of nine voting members to constitute a quorum and the affirmative vote of nine members to take any action of the InforME Board;
4. Require free access to premium services to be provided to libraries, the Legislature, the Governor and the Judicial Department and require the approval of the data custodian for any premium service fee;
5. Require consultation with the Attorney General for the development of job criteria for a network manager. The bill would require a one-year initial term and an opt-out provision for any contract; and
6. Require the network manager to ensure that any information transmitted through the network does not become inaccurate as a result of manipulation or customizing of the information in the process of developing a premium service.

**Committee Amendment "A" (H-414)** was a minority report that was not adopted. It proposed to replace the bill and to require free InforME premium services to be provided to all libraries in the State.

**LD 1870**

**An Act to Change the Charter of the Eastport Port Authority**

**ONTP**

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

LD 1870 proposed to expand the membership of the Eastport Port Authority to include six members from Washington County. It also would have expanded the liability for new bonds issued by the authority from all property within the boundaries of the City of Eastport to all property within the boundaries of Washington County.

**LD 1876**                      **An Act to Reform County Governance**                      **CARRIED OVER**

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

LD 1876, which was carried over to the Second Regular Session, is a concept draft that seeks to reform county government by creating a uniform structure for county governments. The bill proposed to:

1. Increase the number of commissioners;
2. Make the commissioner districts uniform in size within the county;
3. Stagger the terms of the commissioners; and
4. Authorize the commissioners to appoint the following:
  - A. The sheriff;
  - B. The register of deeds;
  - C. The register of probate;
  - D. The county treasurer; and
  - E. The Judge of Probate.

**LD 1887**                      **An Act to Provide Access to Information Services in All Communities of the State**                      **PUBLIC 428**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KONTOS	OTP-AM    A	H-683   AHEARNE
BUMPS	ONTP        B	S-300
	OTP-AM    C	S-321   PENDLETON

LD 1887 proposed to expand access to the electronic databases of the State by creating the Maine Governmental Information Network Board. The board would be charged with overseeing the expansion of the State's wide-area computer network to encompass municipalities, counties and other providers of state services. This bill proposed to require the Secretary of State to provide administrative support to the board. This bill sought an appropriation from the General Fund of \$5,000,000 during the 2000-2001 biennium.

**Committee Amendment "A" (S-300)** was the majority report. It proposed to amend the bill by deleting reference to the State's wide-area computer network. It also proposed to delete reference to expansion of the statewide computer network. The amendment also proposed to delete the appropriation section and added a fiscal note. The amendment also proposed to add a new section to the bill that established the Maine Governmental Information Network Fund as a nonlapsing Other Special Revenue fund. It proposed to authorize the Secretary of State to expend money received by the

fund and to utilize the funds to offset actual costs of collecting the fees. The amendment also proposed to authorize the use of the fund to carry out the purposes of the Maine Governmental Information Network Board. It proposed to authorize the State to invest the funds and to credit interest earned to the fund.

**Committee Amendment "B" (S-301)**, which was not adopted, was the minority report. It proposed to amend the bill by striking everything after the enacting clause and inserting several new sections that would amend the Maine Revised Statutes, Title 1, chapter 14 to authorize the InforME system to assist municipal governments and other providers of state services to connect to a computer network, to provide grants to municipalities and service providers to purchase computer software, hardware and peripherals and to provide technical services to computer network participants. It also proposed to increase the size of the InforME Board membership by two, adding an elected municipal officer and a representative of a governmental service provider who participate in the computer network.

**House Amendment "A" (H-683)** proposed to clarify the appointing authority for the initial public members of the Maine Governmental Information Network Board.

**Senate Amendment "A" to Committee Amendment "A" (S-321)** proposed to add an allocation section and to correct the fiscal note on Committee Amendment "A".

***Enacted law summary***

Public Law 1999, chapter 428 creates the seven-member Maine Governmental Information Network Board in the Department of Secretary of State to enhance electronic data exchange among state and local governments by assisting municipal governments and other providers of state services to connect to a computer network. The board has the authority to provide grants to municipalities, counties and service providers to purchase computer software, hardware and peripherals and to provide technical services to computer network participants. The board also is authorized to establish fee schedules and to collect fees for technical services or other information systems support. Membership of the board consists of the Secretary of State; the Director of the Bureau of Information Services within the Department of Administrative and Financial Services; two public members, one each appointed by the Speaker of the House and the President of the Senate; two representatives of municipal government appointed by the Governor; and one representative of a statewide information services group appointed by the Governor. The law also establishes the Maine Governmental Information Network Fund as a nonlapsing Other Special Revenue Account within the Department of the Secretary of State to carry out the purposes of this chapter. An allocation of \$500 from the Fund is authorized in each of fiscal years 1999-00 and 2000-01.

**LD 1898**

**Resolve, That the Director of the Maine State Museum Shall Include the Portraits of Outstanding Indians in the State House**

**RESOLVE 40**

Sponsor(s)  
SOCTOMAH

Committee Report  
OTP-AM

Amendments Adopted  
H-325

LD 1898 proposed to require the Director of the Maine State Museum to include the portraits of outstanding Indians for public display in the State House by January 1, 2000. The Director of the Maine State Museum would consult with the Penobscot Nation, the Passamaquoddy Tribe, the Houlton Band of Maliseets and the Aroostook Band of Micmacs in carrying out the purposes of this resolve.

**Committee Amendment "A" (H-325)** proposed to include in the bill a requirement for the Director of the Maine State Museum by December 31, 1999 to present to the State House and Capitol Park Commission a plan to include outstanding Maine Indians in the collection of State House portraits. The amendment proposed to delete deadline in the resolve.

***Enacted law summary***

Resolve 1999, chapter 40 requires the Director of the Maine State Museum to include the portraits of outstanding Indians for public display in the State House. By December 31, 1999 the director must present a plan to the State House and Capitol Park Commission to include outstanding Maine Indians in the collection of State House portraits. The plan must include proposals for commissioning or acquiring the portraits.

**LD 1906**

**An Act to Amend the Maine Administrative Procedure Act Pertaining to Major Substantive Rules Review**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FULLER	ONTP MAJ	
PENDLETON	OTP-AM MIN	

LD 1906 proposed to amend the Maine Administrative Procedure Act to allow a major substantive rule that has been provisionally adopted by an agency to be enforced by the agency pending review by the Legislature. If at least six members of the public request that the agency not enforce the rule until legislative review is complete then the provisional rule would not be enforced.

**Committee Amendment "A" (H-290)**, which was not adopted, proposed changes to the bill to require an agency with a provisionally adopted rule to notify the Secretary of State when a rule is adopted provisionally and when six or more people have not objected in writing. It also made clear that a provisionally adopted rule remains in effect until changes made as a result of a legislative review are in effect.

**LD 1920**

**An Act to Prevent Conflicts of Interest**

**PUBLIC 242**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TOWNSEND	OTP-AM MAJ	H-288
KILKELLY	ONTP MIN	

LD 1920 proposed to prohibit executive employees from taking part in activities that relate to pending legislation or rulemaking or preparing or presenting testimony before a legislative or governing body or board if an actual or potential conflict of interest exists. It also proposed to require an employee to immediately notify the employee's direct supervisor in the event that a potential conflict of interest arises.

**Committee Amendment "A" (H-288)** replaced the original bill. It proposed to define "participates in the legislative process." It also proposed to require an executive employee to disclose to the employee's direct supervisor any direct and substantial financial interest in any legislation in which that employee participated in an official capacity. Failure to disclose would be a civil violation.

***Enacted law summary***

Public Law 1999, chapter 242 prohibits executive employees from participating in the legislative process in the employee's official capacity concerning any legislation in which the employee or person described in 5 MRSA §18, sub-§2, has a direct and financial interest unless the employee discloses that interest at the time of the employee's participation. The law also defines "participates in the legislative process" as providing any information concerning pending legislation to a legislative committee, subcommittee or study or working group. It also requires that an executive employee immediately disclose any conflict of interest to that employee's direct supervisor. It is a civil violation for an executive employee to fail to disclose a conflict of interest under this law.

**LD 1986****An Act to Authorize Sly Brook to Secede from Eagle Lake and to Deorganize****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MACK	ONTP MAJ OTP-AM MIN	

LD 1986 proposed the secession from Eagle Lake and the deorganization of Sly Brook in Aroostook County, subject to approval at local referendum.

**Committee Amendment "A" (H-661)**, which was not adopted, was the minority report. It proposed to make a minor correction in the section of the bill establishing the effective date of the legislation and to add an appropriation section.

**House Amendment "A" to Committee Amendment "A" (H-673)**, which was not adopted, proposed to remove the requirement that the matter of secession and deorganization go to referendum. The amendment would have added a description of the territory of Sly Brook and also would have clarified which debts of the Town of Eagle Lake and Maine School Administrative District No. 27 are the responsibility of Sly Brook.

**LD 2004****An Act to Clarify the Duties of the State Auditor****PUBLIC 208**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BUMPS	OTP	

LD 2004 proposed to make the following changes to the law governing the duties of the State Auditor:

1. To provide that the Department of Audit has authority to conduct financial and compliance audits of financial transactions and accounts kept by or for all state agencies subject to the federal Single Audit Act Amendments of 1996;
2. To eliminate the department's authority to install uniform accounting systems in counties and municipalities;
3. To delete the department's authority to install uniform accounting systems and perform postaudits for probation officers; and
4. To remove references to "postaudits" to more accurately describe the work performed by the department.

***Enacted law summary***

Public Law 1999, chapter 208 amends 5 MRSA §§243 and 244 and makes several changes to existing law governing the authority of the Department of Audit. The law authorizes the Department of Audit to conduct financial and compliance audits of financial transactions and accounts of state agencies subject to the Single Audit Act Amendments of 1996. The law also eliminates the department's authority to install uniform accounting systems in counties and municipalities. It eliminates the department's authority to install uniform accounting systems and to perform postaudits for probation officers. Finally, it removes references to "postaudits" to more precisely described the work performed by the department.

**LD 2013**

**An Act to Allow the East Side of Machiasport to Annex with East Machias**

**ONTP**

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

LD 2013 proposed to authorize the separation of the territory consisting of the east side of Machiasport from the Town of Machiasport and the annexation of that territory to the Town of East Machias, subject to approval by the voters in the east side of Machiasport and the Town of East Machias.

**LD 2034**

**RESOLUTION, Proposing an Amendment to the Constitution of Maine to Set a Date for Submission of Legislation by the Governor**

**ONTP**

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

LD 2034 proposed to require the Governor to submit legislation on or before the date by which Legislators must submit legislation.

**LD 2056**

**An Act to Amend the Laws Governing Secession**

**PUBLIC 381**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BUMPS GOLDTHWAIT	OTP-AM MAJ ONTP MIN	H-410 H-608 AHEARNE

LD 2056 proposed to establish a process that must be followed by residents of a territory seeking to secede from a municipality. The municipal officers would be required to call a special meeting of the municipality if at least 50% of the residents of a territory proposing to secede file a petition with the officers. At the special meeting, persons in attendance would discuss the reasons for seeking secession, potential alternative solutions and the impact of secession on the municipality and the secession territory. Following the meeting, an advisory referendum would be held to determine secession territory support for secession. Municipal officers also would vote on whether to support secession. If all parties support secession, the proposal would be brought to the Legislature. In the case of conflict, the parties would be required to meet to attempt to resolve the conflict, using a mediator if needed. The Legislature would make the final decision on secession only after the local community has exhausted efforts to resolve the conflict locally.

**Committee Amendment "A" (H-410)** proposed to change all references in the bill from a "special meeting" to a "public hearing." It also proposed to add requirements that the public hearing be conducted by an elected moderator. The amendment also would require verification of petition signatures by the registrar of voters and required that the advisory referendum be conducted pursuant to the provisions of the Maine Revised Statutes, Title 21-A. It further proposed to require that both a majority of the municipal officers and more than 50% of the registered voters of the secession territory voting at the advisory referendum support secession if secession legislation is to be introduced. In instances where municipal officers and secession territory voters are in conflict, the amendment proposed to establish a process for mediation of the dispute.

**House Amendment "A" to Committee Amendment "A" (H-608)** proposed to add a requirement to the bill that secession petitioners submit a written report to the public hearing on the secession proposal detailing the impact of the proposed secession on local property taxes.

**Enacted law summary**

Public Law 1999, chapter 381 amends current secession law by establishing a process that must be followed by those residents of a territory seeking to secede from the municipality. Among other changes, Public Law 1999, chapter 381 requires that:

1. A petition that requests a municipal public hearing on secession, signed by at least 50% of the registered voters within a secession territory, must be submitted to the municipal officers;
2. After the registrar of voters has verified the petition signatures, the municipal officers must call and hold a public hearing on the secession request. The hearing must be conducted by a moderator, elected in the manner provided for in MRSA, Title 30-A, §2524, but no other official vote may be taken at the public hearing. The law also specifies the manner in which the public hearing must be advertised and conducted;
3. Persons initiating the petition must submit a written report at the public hearing that describes the impact of the proposed secession on property taxes in the secession territory and in the municipality;
4. An advisory referendum within the secession territory must be held between 30 and 120 days after the initial public hearing on secession. The municipal officers may also hold a separate advisory referendum in the portion of the municipality outside of the secession territory;
5. Following the advisory referendum, the municipal officers must vote on whether to support the secession request. If a majority of the municipal officers approve the request and more than 50% of voters in the secession territory favor secession, legislation requesting secession may be submitted to the Legislature;
6. Should those votes be in conflict, the municipal officers and the secession territory representatives must meet to attempt to resolve issues related to secession. If such efforts do not result in an agreement on all issues within a reasonable amount of time, a third party mediator must be retained. The law sets out the process for selecting a mediator and the delineates the duties of the mediator;
7. Upon completion of the mediation effort, the mediator must file a detailed, written report with the joint standing committee of the Legislature having jurisdiction over state and local government matters; and
8. The parties may submit the matter to the Legislature if agreement on all issues has not been reached within six weeks after commencing efforts to resolve issues.

**LD 2068**

**An Act to Create a State House Citizen Participation and Lobby Center**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCKEE	ONTP MAJ	
PINGREE	OTP-AM MIN	

LD 2068 proposed to create a citizen participation and lobby center to be located in the State House. The center would contain a citizen lobby station to assist visitors to act as citizen lobbyists. The center would be completed by January 1, 2001.

**Committee Amendment "A" (H-489)**, which was not adopted, was the minority report and proposed to remove from the original bill all references to "lobby," including in the title. In some instances, the amendment would have substituted the word "participation" for the word "lobby." The amendment also proposed to add an appropriation section.

**LD 2087**

**An Act to Establish the Public Resources and Information for Maine Foundation**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KONTOS WATSON		

LD 2087, which was carried over to the Second Regular Session, proposes to establish the Public Resources and Information for Maine Foundation (PRIME). PRIME would provide the State’s citizens with increased access to unbiased information about state government procedures, deliberations and public policy events to promote civic education and to stimulate public dialogue and public participation in State Government. It proposes an appropriation of \$100,000 for fiscal year 1999-00. The bill also would schedule the foundation for review under the State Government Evaluation Act in 2004.

**LD 2092**

**An Act to Require Legislative Approval to Lease Certain Land to the Federal Government**

**PUBLIC 240**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CARR DAVIS P	OTP-AM	H-363 S-225 PENDLETON

LD 2092 proposed to require that the Legislature approve leasing of public land to the Federal Government. Leasing of public land to the Federal Government currently requires only the consent of the Governor and the Commissioner of Conservation. Under current law, the Legislature must approve all sales of public land to the Federal Government.

**Committee Amendment "A" (H-363)** proposed to clarify the bill's intent that the Legislature approve the leasing of certain lands to the Federal Government. In the absence of a requirement other than a simple majority, the bill did not need to state anything other than that legislative approval would be required.

**Senate Amendment "A" (S-225)** proposed to insert language into the bill that would clarify that any lease to the Federal Government requires the approval of the Legislature.

***Enacted law summary***

Public Law 1999, chapter 240 extends to the leasing of public land to the Federal Government a requirement that the lease must be approved by the Legislature in addition to the Governor and the Commissioner of Conservation, as was already required under the law. State law already required that all sales of public lands to the Federal Government be approved by the Legislature.

**LD 2106**

**An Act to Allow Nonprofit Corporations to Retain Small Levels of Profits Realized on State Contracts**

**ONTP**

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

LD 2106 proposed to allow nonprofit corporations that contract with the State to provide goods or services to retain up to 5% of any reserve earned under the contract. The bill would have allowed the provider to retain more than this

amount with permission of the contracting state agency. It also proposed to limit the use of the retained earnings by the corporation to fulfilling the requirements of existing state contracts. It would have required the State to give a service provider a six-month notice if it intended to renew an existing contract and to change in any way the provisions of the contract.

**LD 2127**

**An Act to Allow the Direct Submission to Voters of Municipal Charter Revisions**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TUTTLE	ONTP      MAJ OTP        MIN	

LD 2127 proposed to allow the submission of a petition for a municipal charter revision directly to the voters in that municipality, without the creation of a charter commission, if specifically requested by the petitioners. A petition submitted in this manner would still have had to meet certain requirements, such as a determination of sufficiency and a public hearing.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TREAT	OTP-AM MAJ ONTP MIN	S-181

LD 2131 proposed to make the following changes to the Maine Administrative Procedure Act:

1. Require that all state agencies that engage in stakeholder processes adopt procedural rules governing the process;.
2. Specify what an agency that engages in stakeholder processes resulting in rulemaking must include in the record of rulemaking;
3. Specify that an agency's failure to follow its procedural rules for stakeholder processes may be grounds for appeal; and
4. Require the Division of Administrative Hearings within the Department of Labor to develop model procedural rules to govern stakeholder processes.

**Committee Amendment "A" (S-181)** was the majority report. It proposed to replace the bill. The amendment proposed to define "consensus-based rule development process" and to set forth a basic structure for agency use of the process. The amendment proposed to give agencies the authority to voluntarily engage in consensus-based rule development processes and it proposed specific items that must be addressed by the agency, including establishing a representative group of participants, developing ground rules, disclosing funding and time constraints, giving notice of meetings, selecting a chair or facilitator and distributing summaries and materials. The amendment proposed that if a draft rule developed through a consensus-based process becomes a proposed rule, the agency must maintain a record regarding the consensus-based rule development process, including the extent to which consensus was reached. The amendment also would require an agency to include anticipated consensus-based rule development process in its regulatory agenda. The amendment would require the Department of Labor to convene a working group to develop best practices guidelines to assist agencies in the use of consensus-based rule development processes.

***Enacted law summary***

Public Law 1999, chapter 307 establishes a consensus-based rules development process that is available for use by state agencies on a voluntary basis. The law defines "consensus-based rule development process" and it sets forth a basic structure for agency use of the process. The law identifies specific items that must be addressed by the agency, including establishing a representative group of participants, developing ground rules, disclosing funding and time constraints, giving notice of meetings, selecting a chair or facilitator and distributing summaries and materials. Under the law, if a draft rule developed through a consensus-based process becomes a proposed rule, the agency must maintain a record regarding the consensus-based rule development process, including the extent to which consensus was reached. The law also requires an agency to include anticipated consensus-based rule development process in its regulatory agenda and require the Department of Labor to convene by April 15, 2000 a working group to develop best practices guidelines to assist agencies in the use of consensus-based rule development processes.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAGGETT	OTP-AM MAJ	H-764 TOWNSEND
MADORE	ONTP MIN	S-302
		S-440 PINGREE

LD 2136 proposed to create the Capital Riverfront Improvement District to protect the scenic character of the Kennebec River corridor and to provide an opportunity for community and economic development for the City of Augusta along the city's riverfront. This bill would establish a governing board and executive committee of the district and it outlined the powers and duties of the board. It would require the district to assist in the establishment of district boundaries, prepare a master plan and to authorize and carry out projects within the district.

**Committee Amendment "A" (S-302)** proposed to alter the membership of the Capital Riverfront Improvement District by adding a regional or statewide environmental group to the district's governing board in the place of a member of the Coastal Conservation Commission. The amendment also proposed to require that the master plan of the district be compatible and consistent with master planning for the Capitol Planning Commission. It also proposed to require that the governing board report to the Joint Standing Committee on State and Local Government on its district master plan by January 31, 2000 and to require an annual report to the committee beginning on January 15, 2001. The amendment also proposed to establish a \$10,000,000 limit on the district's total bonding authority and restricted that limit in fiscal year 2000-01 to \$5,000,000. The amendment also proposed to require that a majority of the Augusta City Council adopt this Act after enactment in order for it to take effect.

**House Amendment "A" (H-764)** proposed to add a mandate preamble to the bill.

**Senate Amendment "A" (S-387)**, which was not adopted, proposed to add a mandate preamble to the bill.

**Senate Amendment "B" (S-440)** proposed to add an emergency preamble and emergency clause to the bill.

*Enacted law summary*

Private and Special 1999, chapter 58 creates the Capital Riverfront Improvement District. The district is charged with protecting the scenic character of the Kennebec River corridor and with providing an opportunity for community and economic development for the City of Augusta along the city's riverfront. The district also will assist the City of Augusta in managing property related to the Edwards Dam, which is being transferred to the city pursuant to Public Law 1999, chapter 410. Private and Special 1999, chapter 58 establishes both a governing board and an executive committee for the district and details the powers and duties of the board. It also requires that the district establish a master plan that is consistent with master planning for the Capitol Planning Commission. The district's governing board is required to report to the Joint Standing Committee on State and Local Government on its district master plan by January 31, 2000. The law also requires an annual report to the State and Local Government Committee beginning on January 15, 2001. The district's total bonding authority is limited to \$10,000,000 and the district may not

exceed bonding of \$5,000,000 in fiscal year 2000-01. The law becomes effective with its adoption by a majority of the Augusta City Council.

Chapter 58 was enacted as an emergency measure effective June 17, 1999.

**LD 2168**

**An Act to Implement the Recommendations of the State Compensation Commission**

**PUBLIC 509**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM A	H-735 HATCH
	ONTP B	S-364
	OTP-AM C	

LD 2168 proposed to implement the recommendations of the State Compensation Commission. The bill would make the following changes to the laws.

1. Increase a Legislator's salary from \$10,500 to \$15,750 in the first year of a biennium and from \$7,500 to \$11,250 in the second year of a legislative biennium;
2. Double the constituent service allowances for both Senate and House members;
3. Increase the salaries of the Secretary of State, Treasurer of State and Attorney General; and
4. Amend the laws governing eligibility for legislative retirement by reducing from 10 to eight the number of years of creditable service necessary.

**Committee Amendment "A" (S-364)** was the majority report. It proposed to amend the original bill by lowering the proposed legislative pay increase from 50% to 3% in each year of the biennium. It also proposed to add a provision that requires an annual cost-of-living adjustment to legislators' salaries. The amendment also proposed to remove provisions from the bill that would have required increases in constituent service allowances and the salaries of some constitutional officers and that would have reduced from 10 to eight years the number of years required for legislative retirement eligibility. This amendment also proposed to authorize the Joint Standing Committee on State and Local Government to report out legislation on legislative compensation in the Second Regular Session of the 119th Legislature. The amendment also proposed to add an appropriation section to the bill.

**Committee Amendment "B" (S-365)** was the minority report, which was not adopted. It proposed to repeal the State Compensation Commission established by the Maine Revised Statutes, Title 3. This amendment also proposed to add an appropriation section to the bill.

**House Amendment "A" (H-746)**, which was not adopted, would make the provisions of the bill subject to approval by the voters at referendum in November 1999.

**House Amendment "A" to Committee Amendment "A" (H-714)**, which was not adopted, proposed to increase a Legislator's salary from \$10,500 to \$14,400 in the first year of a legislative biennium and from \$7,500 to \$9,600 in the second year of a biennium.

**House Amendment "B" to Committee Amendment "A" (H-733)**, which was not adopted, proposed to increase the salary of a Legislator by 20% from \$10,500 to \$12,600 in the first year of the legislative biennium and from \$7,500 to \$9,000 in the 2nd year of the biennium.

**House Amendment "C" to Committee Amendment "A" (H-735)** proposed to retain the provisions of the bill that would increase the annual allowance for constituent services for Legislators.

**House Amendment "D" to Committee Amendment "A" (H-739)**, which was not adopted, proposed to place the salaries of the Secretary of State, the Treasurer of State, the Attorney General and the State Auditor at salary range 91, the same salary range as commissioners. The amendment also would have clarified that the Legislative Council has authority to determine at which step each officer is to be paid.

**Senate Amendment "A" to Committee Amendment "A" (S-375)**, which was not adopted, proposed to clarify the majority report of the Joint Standing Committee on State and Local Government by ensuring the cost-of-living adjustment would begin with the First Regular Session of the 120th Legislature. It further proposed to clarify that the cost-of-living adjustment to legislative salary may not exceed 5% annually.

***Enacted law summary***

Public Law 1999, chapter 509 increases legislative pay by 3% in each year of the biennium beginning in the 120th Legislature. In the First Regular Session of the 120th Legislature, each legislator will receive \$10,815 in salary. In the Second Regular Session of the 120th Legislature, each legislator will receive \$7,725 in salary. It also establishes an annual cost-of-living adjustment to legislators' salaries beginning on December 1, 2001. The cost-of-living adjustment will be based on the percentage increase in the Consumer Price Index for the most recently concluded fiscal year. The law limits the cost of living increase to 5% in any year. Beginning in fiscal year 2000-01, the law increases annual legislative constituent service allowances for Senate members from \$1,000 to \$2,000 and for House members from \$750 to \$1,500.

**LD 2176                      An Act to Prohibit State Government from Using Automated Telephone Answering Equipment During Business Hours      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KIEFFER MAYO		

LD 2176, which was carried over to the Second Regular Session, proposes to require that state agencies and departments have a live operator answer all incoming telephone calls to the agency or department during business hours, except for emergency hot lines and telephone lines that provide general information.

**LD 2186**

**An Act to Authorize York County to Hold Bond Referenda for New County Facilities**

**P & S 36**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHICK LIBBY	OTP-AM	H-447

LD 2186 proposed to authorize the York County commissioners to seek approval from county voters to raise \$20,000,000 for construction of a new county jail facility and \$5,000,000 for construction of an addition to the county courthouse.

**Committee Amendment "A" (H-447)** proposed to replace references to "addition to the county courthouse" with "county office facilities." It also proposed to add a mandate preamble to the bill.

*Enacted law summary*

Private and Special 1999, chapter 36 requires York County to hold a referendum on the proposed construction of new county facilities. The referendum questions will ask York County voters whether they favor a \$20,000,000 bond issue for construction of a new jail facility and whether they favor a \$5,000,000 bond issue for the construction of county office facilities. The referendum questions must be submitted to the York County voters within 18 months after adjournment of the First Regular Session of the 119th Legislature.

**LD 2192**

**An Act to Prohibit Law Suits by Municipalities Against Firearm or Ammunition Manufacturers**

**PUBLIC 430**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERKINS DAVIS P	OTP-AM MAJ ONTP MIN	H-442

LD 2192 proposed to prohibit a municipality from bringing certain civil actions against firearm or ammunition manufacturers.

**Committee Amendment "A" (H-442)** was the majority report. It proposed to delete the emergency preamble and emergency clause from the original bill.

*Enacted law summary*

Public Law 1999, chapter 430 prohibits a municipality from bringing a civil action against any firearm or ammunition manufacturer for damages resulting from or relating to the lawful design, manufacture, marketing or sales of firearms or ammunition to the public. The law does not prohibit a municipality from bringing an action against a firearm or ammunition manufacturer or dealer for breach of contract or warranty for firearms or ammunition purchased by a municipality.

**LD 2197**

**Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 1999**

**RESOLVE 20  
EMERGENCY**

Sponsor(s)

Committee Report

Amendments Adopted

LD 2197 proposed to authorize the laying of the county taxes and expenditures of Kennebec County government for the year 1999.

*Enacted law summary*

Resolve 1999, chapter 20 authorizes the laying of the county taxes and expenditures of Kennebec County government for the year 1999.

Resolve chapter 20 was passed as an emergency measure effective May 10, 1999.

**LD 2234**

**An Act to Designate December 3rd as Organ Donor Awareness Day**

**PUBLIC 479**

Sponsor(s)  
ABROMSON  
ROWE

Committee Report  
OTP-AM

Amendments Adopted  
S-363

LD 2234 proposed to designate December 3rd as Kate James Day. The day would commemorate the life of Kate James, who passed away while awaiting a double lung transplant. The commemorative day would be established to make citizens aware of the importance of donating organs.

**Committee Amendment "A" (S-363)** proposed to replace the original bill by establishing December 3rd as Organ Donor Awareness Day. It proposed that the first annual Organ Donor Awareness Day be observed in honor of the memory of Kate James, who passed away while awaiting a lung transplant. The amendment also proposed that the Governor designate an individual to be recognized on Organ Donor Awareness Day in each subsequent year.

*Enacted law summary*

Public Law 1999, chapter 479 establishes December third of each year as Organ Donor Awareness Day. It requires that the first annual Organ Donor Awareness Day -- December 3, 1999 -- be observed in honor of the memory of Kate James, who passed away March 6, 1999 at the age of 18 while awaiting a double lung transplant. The law also requires the Governor to designate an individual to be recognized on Organ Donor Awareness Day in each subsequent year.

**LD 2240**

**An Act to Revise the Salaries of Certain Kennebec County Officers**

**PUBLIC 377  
EMERGENCY**

Sponsor(s)

Committee Report

Amendments Adopted

LD 2240 proposed to increase the salaries of certain county officers in Kennebec County and would apply retroactively to January 1, 1999.

***Enacted law summary***

Public Law 1999, chapter 377 establishes the 1999 salaries of county officers in Kennebec County. The 1998 salaries of the eight county officers were increased by percentages ranging from two to six percent. The increases are retroactive to January 1, 1999.

Public Law 1999, chapter 377 was enacted as an emergency measure effective June 1, 1999.

**LD 2249**

**Resolve, for Laying of the County Taxes and Authorizing Expenditures  
of Androscoggin County for the Year 1999**

**RESOLVE 60  
EMERGENCY**

Sponsor(s)

Committee Report

Amendments Adopted

LD 2249 proposed to authorize the laying of the county taxes and expenditures of Androscoggin County government for the year 1999.

***Enacted law summary***

Resolve 1999, chapter 60 authorized the laying of county taxes and expenditures of Androscoggin County government for the year 1999.

Resolve chapter 60 was passed as an emergency measure effective June 9, 1999.

**LD 2250**

**An Act to Revise the Salaries of Certain Androscoggin County Officers**

**DIED BETWEEN  
BODIES**

Sponsor(s)

Committee Report

Amendments Adopted

LD 2250 proposed to amend current law by increasing the salaries of Androscoggin County officers by 3% in the 1999 budget year. Effective with the year 2000 county budget, the bill also would prohibit an increase in the compensation of any elected Androscoggin County officer from taking effect during the term in office in which the increase is adopted.

**Senate Amendment "A" (S-384)**, which was not adopted, proposed to remove that section of the bill that prohibits an increase in compensation of any elected Androscoggin County officer from taking effect during the term of office in which the increase is adopted.

**HP 0058**

**Joint Order - Relative to a Committee to Locate an On-site Day-care Center in the Capitol Complex**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
O'BRIEN	ONTP - MAJ OTP-AM - MIN	

HP 58 was a joint order that proposed to establish a committee to study locating an on-site daycare center in the Capitol Complex.

**HP 1142**

**Joint Order - Relative to Establishing the Joint Select Committee to Study the Maine Governmental Facilities Authority**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
Gerry	ONTP-MAJ OTP-MIN	

HP 1142 was a joint order calling for the establishment of a Joint Select Committee to Study the Maine Governmental Facilities Authority.

**HP 1457**

**Joint Order - Relative to the Joint Select Committee to Ensure Accountability in the Legislature**

**OTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
Glynn	OTP - MAJ OTP-AM - MIN	

HP 1457 was a joint order proposing to establish a Joint Select Committee to Ensure Accountability in the Legislature.