

STATE OF MAINE
124TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature coming from the

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

July 2009

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* Rep. William P. Browne replaced Rep. Michael Celli for part of the First Regular Session. Rep. Celli will return for the Second Regular Session.

Joint Standing Committee on State and Local Government

LD 31 An Act To Amend the Legislative Term Limit Laws

**ACCEPTED ONTP
REPORT**

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

Current law governing term limits restricts state Senators and members of the state House of Representatives to 4 consecutive 2-year terms. This bill provides that, if a constitutional amendment is adopted and ratified at referendum to increase the length of a legislative term from 2 years to 4 years, the number of permissible consecutive terms would decrease to 2.

Committee Amendment "A" (H-136)

This amendment changes the year that the term limits proposed in the bill would take effect from 2010 to 2014 to coincide with the gubernatorial election. It restricts the terms that Senators and members of the House of Representatives may serve to 2 consecutive 4-year terms or a 10-year consecutive maximum, whichever is longer, to allow for those Senators and Representatives who are elected in 2008 or 2012 or a person who is elected at a special election less than 2 years before the next regular election to serve up to 10 years.

LD 33 An Act To Change the Name of Township 16, Range 4, WELS, to Madawaska Lake

**P & S 7
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
THERIAULT	OTP-AM	H-12

This bill authorizes the Aroostook County commissioners to seek approval from the residents of Township 16, Range 4, WELS, to rename the township Madawaska Lake.

Committee Amendment "A" (H-12)

This amendment incorporates a fiscal note.

Enacted Law Summary

Private & Special Law 2009, chapter 7 authorizes the Aroostook County commissioners to seek approval from the residents of Township 16, Range 4, WELS, to rename the township Madawaska Lake.

Private & Special Law 2009, chapter 7 was enacted as an emergency measure effective April 17, 2009.

Joint Standing Committee on State and Local Government

LD 34 An Act To Clarify the Election of Municipal Charter Commission Members

**PUBLIC 52
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HAYES	OTP-AM	H-17

This bill amends the procedure that guides the election of members to a municipal charter commission. In current law, the election of the members can be held at either the same election as the referendum establishing the charter commission or at the next scheduled regular or special municipal or state election if that election is no more than 200 days after the referendum authorizing the charter commission. The bill removes the 200-day limit.

Committee Amendment "A" (H-17)

This amendment adds a retroactivity clause so that the Act is retroactive to January 1, 2009.

Enacted Law Summary

Public Law 2009, chapter 52 amends the procedure that guides the election of members to a municipal charter commission. It removes the requirement that the election of the members of a municipal charter commission must be held within 200 days of the referendum authorizing the charter commission. The law is retroactive to January 1, 2009.

Public Law 2009, chapter 52 was enacted as an emergency measure effective April 22, 2009.

LD 106 An Act To Prohibit Constitutional Officers from Endorsing Candidates for the Legislature

ONTP

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

This bill prohibits constitutional officers from endorsing candidates for the Legislature or using their titles or allowing their titles to be used for political purposes not necessary for the administration of their offices.

LD 108 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Terms for State Senators and Members of the House of Representatives to 4 Years

**ACCEPTED ONTP
REPORT**

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

This bill is a constitutional resolution proposing to amend the Constitution of Maine to change Legislators' terms to 4 years beginning with the general election in 2012. The Legislature would meet every year but the business in the 4th year would be restricted as it is presently in the 2nd year.

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Committee Amendment "A" (H-139)

This amendment changes the year in which 4-year terms would begin from 2012 to 2014 to coincide with gubernatorial elections.

LD 113 An Act Regarding Construction and Excavation near Burial Sites

**PUBLIC 310
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CASAVANT SULLIVAN	OTP-AM	H-416

This bill amends the law governing construction and excavation near burial sites by adding an exception for construction of a private sewer line connection to a public sewer system.

Committee Amendment "A" (H-416)

This amendment replaces the bill. It allows for the construction of a private sewer line connection to a public sewer system within the 25-foot setback from a cemetery only if the following conditions are met: there is no practical alternative to connecting to the public sewer line; there is no practical alternative to excavation or construction within 25 feet; the construction is approved by the municipality and the regulating division within the Department of Health and Human Services; there is a 2-week opportunity for the public to express opposition to the construction; the construction takes place as far as possible from the cemetery; and the construction equipment is not placed on any part or within 10 feet of the cemetery at any time. This provision is repealed June 30, 2010. The amendment also adds an emergency preamble and emergency clause.

Enacted Law Summary

Public Law 2009, chapter 310 allows for the construction of a private sewer line connection to a public sewer system within the 25-foot setback from a cemetery if the following conditions are met: there is no practical alternative to connecting to the public sewer line; there is no practical alternative to excavation or construction within 25 feet; the construction is approved by the municipality and the regulating division within the Department of Health and Human Services; there is a 2-week opportunity for the public to express opposition to the construction; the construction takes place as far as possible from the cemetery; and the construction equipment is not placed on any part or within 10 feet of the cemetery at any time. This law is repealed June 30, 2010.

Public Law 2009, chapter 310 was enacted as an emergency measure effective June 2, 2009.

LD 117 Resolve, To Facilitate the Creation of a Memorial for the Families and Friends of Children Who Have Died by Violence

RESOLVE 15

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CROCKETT P	OTP-AM MAJ ONTP MIN	H-16

This bill directs the Capitol Planning Commission to construct and maintain a memorial for the families and friends of children who have died by violence. The Capitol Planning Commission may seek assistance in the design of the memorial from a nonprofit organization whose purpose is supporting parents of murdered children. The memorial must be located in the proposed memorial park within the East Campus Zone as described in the Capitol Planning

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Commission rules. The Capitol Planning Commission may accept state and local funds, gifts and other contributions to meet the costs of the memorial. No General Fund money may be used for the construction of the memorial. If the funds are not raised by June 30, 2010, the memorial is not authorized.

Committee Amendment "A" (H-16)

This amendment clarifies that no General Fund money may be used for design, construction, installation or maintenance of the memorial for families and friends of children who have died by violence. It also directs the Director of the Bureau of General Services within the Department of Administrative and Financial Services to establish an account for the administration of funds, gifts and other contributions accepted by the Capitol Planning Commission for the memorial.

Enacted Law Summary

Resolve 2009, chapter 15 directs the Capitol Planning Commission to construct and maintain a memorial for the families and friends of children who have died by violence. The Capitol Planning Commission may seek assistance in the design of the memorial from a nonprofit organization whose purpose is supporting parents of murdered children. The memorial must be located in the proposed memorial park within the East Campus Zone as described in the Capitol Planning Commission rules. The Capitol Planning Commission may accept state and local funds, gifts and other contributions to meet the costs of the memorial. The Director of the Bureau of General Services within the Department of Administrative and Financial Services is directed to establish an account for the administration of those funds accepted by the Capitol Planning Commission for the memorial. No General Fund money may be used for the design, construction, installation or maintenance of the memorial. If the funds are not raised by June 30, 2010, the memorial is not authorized.

LD 121 An Act To Reduce the Length of the Legislative Sessions

**ACCEPTED ONTP
REPORT**

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

This bill advances the statutory adjournment date of the Legislature by 10 business days in the first regular session and by 5 business days in the second regular session.

Committee Amendment "A" (H-137)

This amendment, which is the minority report of the committee, adds an appropriations and allocations section.

LD 130 An Act To Allow a Municipality Greater Flexibility To Disburse State Fees

PUBLIC 6

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

This bill allows a municipality greater flexibility to disburse state fees to the State by reducing municipal processing requirements. This will encourage timely disbursing of state fees to the Department of the Secretary of State, Bureau of Motor Vehicles.

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Enacted Law Summary

Public Law 2009, chapter 6 allows a municipality greater flexibility to disburse state fees to the State by reducing municipal processing requirements. This will encourage timely disbursing of state fees to the Department of the Secretary of State, Bureau of Motor Vehicles.

LD 142 An Act To Revise the Boundary between the City of Waterville and the Town of Oakland P & S 2

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NUTTING R MARRACHE	OTP	

This bill revises the boundary line between the City of Waterville and the Town of Oakland.

Enacted Law Summary

Private & Special Law 2009, chapter 2 revises the boundary line between the City of Waterville and the Town of Oakland.

LD 143 An Act To Amend the Process for Secession from a County by a Municipality ONTP

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

This bill removes the requirement that a municipality seeking to secede from one county to join another share a border with the county the municipality wishes to join.

LD 144 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Reduce the Size of the Legislature DIED BETWEEN HOUSES

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

This bill is a resolution proposing to amend the Constitution of Maine to reduce the size of the House of Representatives from 151 members to 115 members and the size of the Senate from no more than 35 members to no more than 31 members. Under the resolution, the proposal would be presented to the voters for their approval in November 2010, and after voter approval the Legislature that convenes in 2011 would submit a reapportionment plan to implement the reduction in the size of the Legislature. The reduction in the size of each legislative body takes effect in 2013.

Committee Amendment "A" (H-135)

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This amendment, which is the minority report of the committee, reduces the size of the House of Representatives to 131 members rather than the 115 members in the constitutional resolution. It also removes from the resolution the proposed changes to the size of the Senate so that the Senate would remain at an odd number of Senators between 31 and 35.

House Amendment "A" To Committee Amendment "A" (H-252)

This amendment provides for a reduction in the size of the House of Representatives for the Legislature that convenes in 2015 and thereafter, rather than for the Legislature that convenes in 2013 and thereafter, as provided in the resolution. This would allow for the redistricting to take place at the next regularly scheduled reapportionment in 2013.

LD 194 An Act To Require an Independent Audit of State Government Every 4 Years **ACCEPTED ONTP REPORT**

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

This bill requires the State Controller within the Department of Administrative and Financial Services to contract with an independent auditor to conduct a single fiscal year financial audit of State Government every 4 years beginning in 2010.

Committee Amendment "A" (H-13)

This amendment, which is the minority report, adds an appropriations and allocations section to the bill.

LD 209 An Act To Abolish the Intergovernmental Advisory Commission **PUBLIC 30**

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

This bill abolishes the Intergovernmental Advisory Commission.

Enacted Law Summary

Public Law 2009, chapter 30 abolishes the Intergovernmental Advisory Commission.

LD 210 An Act To Change the Name of Columbus Day to Heritage Day **ACCEPTED ONTP REPORT**

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

Joint Standing Committee on State and Local Government

This bill changes references to the federally named Columbus Day to Heritage Day for use in the State.

**LD 211 RESOLUTION, Proposing an Amendment to the Constitution of Maine
To Change the Schedule for Redistricting**

INDEF PP

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

This bill is a resolution proposing to amend the Constitution of Maine to move the date of redistricting the congressional districts, Maine Legislature and counties from 2013 to 2012. The apportionment of the congressional districts, Maine Legislature and the counties is described in the Maine Revised Statutes and follow the Constitution of Maine.

Committee Amendment "A" (H-143)

This amendment changes the date of redistricting the congressional districts, Maine Legislature and counties to 2011.

**LD 226 An Act To Require a Vacancy in the Office of United States Senator To
Be Filled by Election**

INDEF PP

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

This bill changes the way in which a United States Senator is replaced when a vacancy occurs by requiring a special election within 60 days of the vacancy. Currently, the Governor appoints a qualified person to fill the vacancy until the successor is elected and qualified. Having a special election matches the way a vacancy in the office of Representative to Congress is filled.

Committee Amendment "A" (S-52)

This amendment, which is the majority report of the committee, removes the bill's proposed time limit of 60 days in which a primary and special election must be held to fill a vacancy in the office of United States Senator. It amends the language to match the language in statute to fill a vacancy in the office of Representative to Congress. The primary and special elections must be held as soon as reasonably possible if Congress is in session and before the next regular or called session if Congress is not in session.

**LD 236 An Act To Establish the Permanent Commission on the Status of
Women**

**PUBLIC 191
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERCY SCHNEIDER	OTP-AM	H-215

Joint Standing Committee on State and Local Government

This bill creates the Permanent Commission on the Status of Women based on the law that created the Maine Commission for Women, which was repealed by Public Law 1991, chapter 622, Part S, sections 5 and 18.

Committee Amendment "A" (H-215)

The amendment makes the following changes to the bill.

1. It changes the membership of the Permanent Commission on the Status of Women. The Governor appoints 7 members rather than 9 and the President of the Senate and the Speaker of the House of Representatives appoint 5 members each rather than 4. Members of the Legislature may not be appointed to the commission. It also adds specific criteria for members appointed by the Governor.
2. It removes the position of executive director from the commission.
3. It provides that the commission will be staffed by the Secretary of State.
4. It moves the commission from the section of Title 5 listing independent advisory boards and places it in the section of boards with minimal authority with no line item in the budget.
5. It adds an emergency preamble and emergency clause.

Enacted Law Summary

Public Law 2009, chapter 191 establishes the Permanent Commission on the Status of Women. The Governor appoints 7 members and the President of the Senate and the Speaker of the House of Representatives appoint 5 members each. Members of the Legislature may not be appointed to the commission. The commission will be staffed by the Secretary of State.

Public Law 2009, chapter 191 was enacted as an emergency measure effective May 22, 2009.

LD 242 An Act To Repeal the Informed Growth Act

**ACCEPTED ONTP
REPORT**

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

This bill repeals the Informed Growth Act.

Committee Amendment "A" (S-162)

This amendment, which is the majority report, incorporates a fiscal note.

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LD 273 An Act To Require a Regional Review of Projects That Affect Areas Outside of the Community in Which the Project Is Proposed ONTP

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

This bill is a concept draft pursuant to Joint Rule 208. It proposes to have a regional review of a project if the project will have an adverse effect on more than the community in which the project will be located.

LD 279 An Act To Amend the Laws Governing the Fund for the Efficient Delivery of Local and Regional Services ONTP

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

This bill removes language that requires any amounts transferred to the Fund for the Efficient Delivery of Local and Regional Services in excess of \$500,000 in any fiscal year to be transferred to General Fund undedicated revenue.

LD 295 An Act To Contract Out the State Single Audit ACCEPTED ONTP REPORT

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

This bill requires the State Controller to contract with an independent auditor to conduct the state single audit of State Government every year beginning in 2010. It repeals the provision of law that currently gives the responsibility for the state single audit to the Department of Audit.

Committee Amendment "A" (H-14)

This amendment, which is the minority report, adds an appropriations and allocations section to the bill.

LD 304 Resolve, To Allow for the Support, Preservation and Maintenance of Maine Monuments in Gettysburg, Pennsylvania RESOLVE 37

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAVIS G	OTP-AM	S-84

Joint Standing Committee on State and Local Government

This bill is a concept draft pursuant to Joint Rule 208. It proposes to establish a commission to support, preserve and maintain Maine monuments at the Civil War battlefield in Gettysburg, Pennsylvania. The commission is to include a former Governor of the State, 2 former state Legislators, and 4 state Legislators, 2 of whom are Senators and 2 of whom are members of the House of Representatives. The commission must also include 3 members who are veterans of the United States Armed Forces and one member who is a member of an organization that represents veterans of the United States Armed Forces. The commission is allowed to seek outside funding to implement its mission.

Committee Amendment "A" (S-84)

This amendment replaces the concept draft. Instead of establishing a commission to preserve and maintain Maine monuments in Gettysburg, Pennsylvania, it requires the Director of the Bureau of Maine Veterans' Services within the Department of Defense, Veterans and Emergency Management to establish a nonlapsing special revenue interest-bearing account to receive donations. At appropriate times, the director shall disburse money to the United States Department of the Interior for the purpose of repairing and maintaining Maine monuments in Gettysburg, Pennsylvania.

Enacted Law Summary

Resolve 2009, chapter 37 requires the Director of the Bureau of Maine Veterans' Services within the Department of Defense, Veterans and Emergency Management to establish a nonlapsing special revenue interest-bearing account to receive donations to preserve and maintain Maine monuments at the Civil War battlefield in Gettysburg, Pennsylvania. At appropriate times, the director shall disburse money to the United States Department of the Interior to repair and maintain Maine monuments in Gettysburg, Pennsylvania.

LD 327 An Act To Strengthen Maine Small Business by Establishing a Preference Percentage for State Contract Bids

ONTP

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

This bill requires the Director of the Bureau of General Services within the Department of Administrative and Financial Services to adopt rules establishing a preference percentage of up to 15% for Maine small businesses bidding for state contracts. The rules are routine technical rules.

LD 331 An Act To Clarify the Duties of Municipal Treasurers, Clerks and Tax Collectors

PUBLIC 193

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

This bill prohibits municipal treasurers, clerks and tax collectors from commingling personal and municipal money.

Enacted Law Summary

Public Law 2009, chapter 193 prohibits municipal treasurers, clerks and tax collectors from commingling personal and municipal money.

Joint Standing Committee on State and Local Government

LD 379 An Act To Amend the Notary Public Laws

PUBLIC 74

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PRIEST BLISS	OTP-AM	H-50

This bill clarifies that the purpose and function of the Notary Public Review Board is to screen complaints against notaries and recommend appropriate disposition to the Secretary of State.

Committee Amendment "A" (H-50)

This amendment adds a requirement for a notary public to keep an official handwritten signature on file with the Secretary of State and, when performing a notarization, sign by producing that official signature by hand. It also clarifies that a newly appointed notary public must take an oath that mirrors the oath in the Constitution of Maine but without the requirement to be a citizen.

Enacted Law Summary

Public Law 2009, chapter 74 clarifies that the purpose and function of the Notary Public Review Board is to screen complaints against notaries and recommend appropriate disposition to the Secretary of State. It also adds a requirement for a notary public to keep an official handwritten signature on file with the Secretary of State and, when performing a notarization, sign by producing that official signature by hand. It clarifies that a newly appointed notary public must take an oath that mirrors the oath in the Constitution of Maine but without the requirement to be a citizen.

LD 417 An Act To Require State Employees To Pay 15% of Their Health Insurance Costs

DIED IN CONCURRENCE

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

This bill reduces the state share of the individual premium for health insurance costs for state employees from 100% to 95% effective October 1, 2009, 90% effective July 1, 2010 and 85% effective July 1, 2011.

Committee Amendment "A" (H-273)

This amendment is the majority report of the committee. It changes the effective date of the state share of the individual premium for health insurance costs for state employees from July 1, 2010 to July 1, 2011 and eliminates the provision that reduced the state share to 85% effective July 1, 2011.

The state share of the individual premium for health insurance costs for state employees was changed in Public Law 2009, chapter 213, Part GG, the biennial budget.

Joint Standing Committee on State and Local Government

**LD 434 RESOLUTION, Proposing an Amendment to the Constitution of Maine
To Provide for the Reduction in the Size of the Legislature**

ONTP

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

This bill is a resolution proposing to amend the Constitution of Maine to reduce the size of the House of Representatives from 151 members to 105 members and to establish in the Constitution of Maine the size of the Senate at 35 members. The redistricting will be done in 2010 during the Second Regular Session of the 124th Legislature and the adjustments in the size of each legislative body take effect in 2011.

LD 448 An Act To Modify the Informed Growth Act

PUBLIC 260

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BEAUDETTE SULLIVAN	OTP-AM MAJ OTP-AM MIN	H-232

This bill exempts a municipality that has adopted a review process for large-scale retail development applications that include economic and community impacts from the Informed Growth Act.

Committee Amendment "A" (H-232)

This amendment, which is the majority report, replaces the bill. It clarifies that a municipality is exempt from the Informed Growth Act if the municipality has adopted an ordinance that contains requirements for determining the impact of large-scale retail development and includes an independent study of the community economic impacts of large-scale retail development. The study must be prepared by a preparer determined qualified by the Executive Department, State Planning Office and chosen by the municipality. The study must be presented at a public hearing.

Committee Amendment "B" (H-233)

This amendment, which is the minority report, replaces the bill. It clarifies that a municipality is exempt from the Informed Growth Act if the municipality adopts an ordinance requiring a determination of the impact of a large-scale retail development on the municipality and abutting municipalities and requires an independent study by a qualified preparer. It specifies that the study must consider the impacts on: existing retail operations; sales revenue generated and reinvested in the area; the effects on employment; retail wages and benefits; municipal revenues generated; municipal infrastructure; and the amount of public subsidies including tax increment financing. This amendment was not adopted.

Enacted Law Summary

Public Law 2009, chapter 260 exempts a municipality from the Informed Growth Act if the municipality has adopted an ordinance that contains requirements for determining the impact of large-scale retail development and includes an independent study of the community economic impacts of large-scale retail development. The study must be prepared by a preparer determined qualified by the Executive Department, State Planning Office and chosen by the municipality. The study must be presented at a public hearing.

Joint Standing Committee on State and Local Government

LD 449 Resolve, Authorizing the Commissioner of Administrative and Financial Services To Sell or Lease the Interests of the State in Certain Real Property Located at 17 School Street in Benedicta, Aroostook County

RESOLVE 10

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BEAUDETTE SIMPSON	OTP-AM	H-18

This bill authorizes the State to sell or lease specific land and buildings in the unorganized territories that are no longer necessary to the Department of Education and directs the proceeds of any sale and lease to the Unorganized Territory Education and Services Fund.

Committee Amendment "A" (H-18)

This amendment incorporates a fiscal note.

Enacted Law Summary

Resolve 2009, chapter 10 authorizes the State to sell or lease specific land and buildings in the unorganized territories that are no longer necessary to the Department of Education and directs the proceeds of any sale and lease to the Unorganized Territory Education and Services Fund.

LD 463 An Act To Allow Nonresident Property Owners To Vote on Municipal Budget Matters

ONTP

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

This bill allows a nonresident owner of real property in a municipality to vote on municipal budget matters in that municipality as long as the nonresident property owner is at least 18 years of age and a citizen of the United States.

LD 464 An Act To Suspend the Cost-of-living Adjustment for Legislators' Salaries for the Second Regular Session of the 124th Legislature

INDEF PP

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

This bill suspends the cost-of-living adjustment for salaries of Legislators for the Second Regular Session of the 124th Legislature.

Committee Amendment "A" (S-255)

This amendment includes a General Fund deappropriation to reflect savings resulting from suspension of the cost-of-living adjustment.

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The cost-of-living adjustment for salaries of Legislators for the Second Regular Session of the 124th Legislature was suspended in Public Law 2009, chapter 213, Part LL, the biennial budget.

LD 473 An Act To Suspend the Cost-of-living Adjustment for Legislators' Salaries for the First Regular Session of the 124th Legislature

**DIED ON
ADJOURNMENT**

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

This bill suspends the cost-of-living adjustment for salaries of Legislators for the First Regular Session of the 124th Legislature.

Committee Amendment "A" (S-236)

This amendment suspends the cost-of-living adjustment for salaries of legislators for the First Regular Session of the 125th Legislature rather than for the First Regular Session of the 124th Legislature. The amendment also adds an appropriations and allocations section.

LD 499 An Act To Require the State To Issue Requests for Proposals for the Shredding of State Documents

ONTP

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

This bill requires that a contract for the service of the destruction of documents of a state agency is subject to the competitive bid process.

LD 538 An Act To Consolidate the Department of Marine Resources and the Department of Inland Fisheries and Wildlife into a New Department of Fish, Wildlife and Marine Resources

ONTP

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

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to combine the Department of Marine Resources and the Department of Inland Fisheries and Wildlife to form a new Department of Fish, Wildlife and Marine Resources. The consolidation will be accomplished in a way that retains the core functions of the two departments and promotes cooperation and collaboration among the divisions to ensure that management is integrated.

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LD 586 An Act To Retain Business in the State By Amending the Law ONTP
Governing State Contract Bids

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
THOMAS PERRY J	ONTP	

This bill requires the Director of the Bureau of General Services within the Department of Administrative and Financial Services to adopt rules establishing a preference percentage of 5% for Maine businesses bidding for state contracts. The rules are routine technical rules.

LD 587 An Act To Allow a Board of Selectmen To Fill a Vacancy on That Board ONTP

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

This bill amends the law to permit a board of selectmen to determine whether to fill a vacancy on the board by appointment rather than requiring the board to call a town meeting for that purpose if the vacancy occurs more than 60 days before the regularly scheduled annual meeting of the town. If the vacancy occurs within 60 days of the next annual meeting, the selectmen shall provide for the vacancy to be filled by election at the annual meeting.

LD 604 RESOLUTION, Proposing an Amendment to the Constitution of Maine ACCEPTED ONTP
To Provide for the Popular Election of the Attorney General REPORT

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

This bill is a resolution proposing to amend the Constitution of Maine to provide for popular election of the Attorney General in the manner currently provided for the members of the Senate and the House of Representatives, beginning in 2010.

Committee Amendment "A" (S-13)

This amendment, which is the minority report, incorporates a fiscal note.

Joint Standing Committee on State and Local Government

**LD 605 RESOLUTION, Proposing an Amendment to the Constitution of Maine
To Provide for the Popular Election of the Secretary of State**

**ACCEPTED ONTP
REPORT**

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

This bill is a resolution proposing to amend the Constitution of Maine to provide for direct popular election of the Secretary of State in the manner currently provided for the members of the Senate and the House of Representatives, beginning in 2010.

Committee Amendment "A" (S-12)

This amendment, which is the minority report, incorporates a fiscal note.

**LD 619 An Act To Rename Certain Unorganized Townships in Washington
County**

P & S 13

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RAYE	OTP-AM	S-26

This bill authorizes the Washington County commissioners to seek approval from the residents of No. 14 Twp. to rename the township Cathance Township; the residents of T 18 ED BPP to rename the township Berry Township; the residents of No. 21 Twp. to rename the township Big Lake Township; the residents of T 27 ED BPP to rename the township Greenlaw Chopping Township; and the residents of T 31 MD BPP to rename the township Day Block Township.

Committee Amendment "A" (S-26)

This amendment removes all the ratification referenda from the bill. The new names will go into effect 90 days after adjournment of the First Regular Session of the 124th Legislature.

Enacted Law Summary

Private & Special Law 2009, chapter 13 changes the names of the following unorganized townships in Washington County: No. 14 Twp. is named Cathance Township; T 18 ED BPP is named Berry Township; No. 21 Twp. is named Big Lake Township; T 27 ED BPP is named Greenlaw Chopping Township; and T 31 MD BPP is named Day Block Township. The new names go into effect on September 12, 2009.

**LD 680 An Act To Hold Municipal Officers Harmless for a Determination That
a Town Way or Public Easement Is Considered Abandoned**

PUBLIC 59

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

Joint Standing Committee on State and Local Government

This bill ensures that municipal officers are not liable for any decision relating to an abandoned road by clarifying that the determination of the municipal officers regarding the status of a town way is a quasi-judicial decision under the Maine Tort Claims Act.

Enacted Law Summary

Public Law 2009, chapter 59 ensures that municipal officers are not liable for any decision relating to an abandoned road by clarifying that the determination of the municipal officers regarding the status of a town way is a quasi-judicial decision under the Maine Tort Claims Act.

LD 681 An Act To Lower the Cost of State Government in the Departments ACCEPTED ONTP
under the Purview of the Joint Standing Committee on State and Local REPORT
Government

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

This bill eliminates one Director of Leased Space position and 9 Public Service Manager positions within the General Government Service Center, Security and Employment Service Center, Natural Resources Service Center and Department of Health and Human Services Service Center. It also eliminates 4 Governor's Special Assistant positions.

Committee Amendment "A" (S-29)

This amendment, which is the minority report of the committee, removes the Director of Leased Space within the Department of Administrative and Financial Services, Bureau of General Services from the positions to be eliminated. It also removes the Deputy Director of Constituent Services from the positions to be eliminated in the Governor's Office and replaces it with the Deputy Chief of Staff.

LD 705 An Act To Clarify the Qualifications for the Position of State Archivist ACCEPTED ONTP
REPORT

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

This bill requires that the State Archivist have specific training and allows the holder of the position to be removed for cause under the Civil Service Law. It also sets compensation for the State Archivist within salary range 88 rather than current salary range 86.

Committee Amendment "A" (H-75)

This amendment, which is the minority report of the committee, removes the sections related to compensation for the State Archivist from the bill. The salary of the State Archivist remains in range 86. The amendment also clarifies that the requirement for specific training and the ability to remove the State Archivist for cause do not affect the current State Archivist.

Joint Standing Committee on State and Local Government

**LD 739 An Act To Clarify That the Assessor and Treasurer Are Incompatible
Municipal Offices**

PUBLIC 57

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS P	OTP-AM	S-27

This bill prohibits a person from holding the office of treasurer and assessor at the same time for the same municipality.

Committee Amendment "A" (S-27)

This amendment clarifies that the prohibition on a person holding the municipal officer and assessor positions at the same time applies to both elected and appointed assessors.

Enacted Law Summary

Public Law 2009, chapter 57 prohibits a person from holding the office of treasurer and assessor at the same time for the same municipality. The prohibition applies to both elected and appointed assessors.

**LD 741 An Act To Authorize the Annexation of a Portion of Redington
Township in Franklin County to the Town of Carrabassett Valley**

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOOLEY	OTP-AM A ONTP B OTP-AM C	

This bill authorizes the annexation of a portion of Redington Township, Township T1 R2, West of Bingham's Kennebec Purchase in Franklin County by the Town of Carrabassett Valley subject to referendum.

Committee Amendment "A" (S-252)

This amendment, which is the majority report of the committee, authorizes the annexation by the Town of Carrabassett Valley of the whole of Redington Township, Township T1 R2, West of Bingham's Kennebec Purchase in Franklin County, rather than a portion of the township. It clarifies that the responsibility for property tax assessment will be the responsibility of the Town of Carrabasset Valley beginning in tax year 2010. It clarifies that a referendum to approve the annexation is required rather than a referendum at a town meeting. The referendum must take place before October 1, 2010. The amendment also strikes the emergency preamble and clause and changes the title.

Committee Amendment "B" (S-253)

The amendment, which is a minority report of the committee, replaces the bill with a resolve. It requires the Maine Land Use Regulation Commission to reexamine its decision to deny the application by Maine Mountain Power, LLC for Zoning Petition 702. The commission must reexamine the decision as soon as possible and may not take into account the scenic character of the area for this particular project.

Joint Standing Committee on State and Local Government

LD 761 An Act To Abolish the Fund for the Efficient Delivery of Local and Regional Services ONTP

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

This bill abolishes the Fund for the Efficient Delivery of Local and Regional Services. Money that otherwise would have been deposited in this fund will be distributed pursuant to the laws governing state-municipal revenue sharing.

LD 762 Resolve, To Increase Reporting Transparency in State Government ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RUSSELL BRYANT B	ONTP	

This bill requires that, when state agencies provide to Legislators documents that contain complex calculations, they must provide them in Microsoft Excel format or a compatible format according to specific requirements.

LD 763 An Act To Clarify the Warrant Article Petition Process ONTP

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

This bill clarifies that municipal officers may reasonably refuse to advance a petitioned article to the municipal legislative body if the municipal legislative body is not authorized pursuant to federal or state law or municipal charter to act on the article.

LD 785 An Act To Use All Available Technologies To Provide Efficiencies in State Facilities ONTP

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

This bill mandates the use of all energy-saving features that are currently installed or available in facilities owned by the State. It does not require the installation of energy-saving devices. The Department of Administrative and Financial Services, Bureau of General Services shall adopt routine technical rules to implement and enforce the mandated use of energy-saving features.

Joint Standing Committee on State and Local Government

LD 786 An Act To Require That Minutes Be Kept of Municipal Meetings

**ACCEPTED ONTP
REPORT**

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

This bill requires municipalities to keep minutes of municipal meetings.

Committee Amendment "A" (H-138)

This amendment, which is the minority report of the committee, requires minutes of a municipal meeting to be kept unless a majority of the municipal legislative body determines that it is unnecessary by a show of hands at the beginning of the meeting. It also adds a mandate preamble.

**LD 838 RESOLUTION, Proposing an Amendment to the Constitution of Maine
To Elect 2 Senators from Each County and To Increase the Senate
Term from 2 to 4 Years**

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOY SHERMAN	OTP-AM A ONTP B	

This bill is a resolution proposing to amend the Constitution of Maine to reduce the size of the Senate from no more than 35 members to 32 members and increase the Senate term from 2 years to 4 years. The resolution also requires the redrawing of district lines to occur during the regularly scheduled redistricting following the decennial census. The redistricting will be done in 2013.

Committee Amendment "A" (H-77)

This amendment clarifies that the increase in the length of a Senate term would take place in 2010 and the reduction in the size of Senate as a result of reapportioning to 2 Senators per county would take place in 2014 if the proposal in the constitutional referendum is approved.

**LD 890 Resolve, Directing the Department of Administrative and Financial
Services To Develop a Proposed State Policy for the Use of State
Property by the Private Sector**

ONTP

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

This bill directs the Department of Administrative and Financial Services to develop a proposed state policy for the use of state property by the private sector and to submit its proposed policy to the Joint Standing Committee on State and Local Government no later than December 3, 2009.

Joint Standing Committee on State and Local Government

**LD 905 Resolve, Regarding the Sale of Certain Real Property in the City of
Hallowell**

RESOLVE 102

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TREAT	OTP-AM	H-358

This bill requires the Department of Administrative and Financial Services to meet and consult with the City of Hallowell prior to selling the property known as the Stevens/Reed Campus in Hallowell. The department shall also schedule a public hearing to discuss the use of the property and whether the use is consistent with the City of Hallowell's comprehensive plan and open space plan.

Committee Amendment "A" (H-358)

The amendment replaces the resolve. It requires the Department of Administrative and Financial Services, prior to sale or transfer of any property in the City of Hallowell authorized for sale by Resolve 2003, chapter 92, to reserve a parcel agreed to by the State and the City of Hallowell for municipal use, reserve a portion of the property for use by School Administrative District 16 or its successor, reserve a portion for open space, condition sale of certain buildings on preservation and rehabilitation according to the Maine Historic Preservation Commission and establish a stakeholder group prior to any transfer of the site. The Commissioner of Administrative and Financial Services shall provide a report to the Joint Standing Committee on State and Local Government on efforts toward sale or transfer by February 1, 2010. The amendment also removes the emergency preamble and clause.

Enacted Law Summary

Resolve 2009, chapter 102 requires the Department of Administrative and Financial Services, prior to sale or transfer of any property in the City of Hallowell authorized for sale by Resolve 2003, chapter 92, to reserve a parcel agreed to by the State and the City of Hallowell for municipal use, reserve a portion of the property for use by School Administrative District 16 or its successor, reserve a portion for open space, condition sale of certain buildings on preservation and rehabilitation according to the Maine Historic Preservation Commission and establish a stakeholder group prior to any transfer of the site. The Commissioner of Administrative and Financial Services shall provide a report to the Joint Standing Committee on State and Local Government on efforts toward sale or transfer by February 1, 2010.

**LD 918 An Act To Amend the Informed Growth Act To Provide a Local
Management Option**

ONTP

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

This bill exempts a municipality from the Informed Growth Act if the municipality adopts an ordinance that determines the impact of a large-scale retail development on the surrounding community and requires an independent study by a qualified preparer. It also exempts a municipality that has adopted an ordinance prior to January 1, 2009 for determining the economic and community impacts of a large-scale retail development.

Joint Standing Committee on State and Local Government

LD 1019 An Act To Strengthen the Informed Growth Act

ONTP

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

This bill requires the comprehensive economic impact study under the Informed Growth Act for a large-scale retail development proposal of over 150,000 square feet of gross floor area to provide information concerning the average number of part-time and full-time employees of the prospective tenant who are covered by the prospective tenant's health insurance policy.

LD 1022 An Act To Amend the Laws Governing the Legislative Youth Advisory Council

Carried Over

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

This bill amends the laws governing the Legislative Youth Advisory Council.

1. It expands the duties of the council to include establishing a communication network with other youth groups in the State, facilitating methods of receiving input from youth from geographically diverse areas of the State and developing criteria to be considered when recommending future members for appointment.
2. It directs the appointing authorities to give special consideration to youth who have already served on the council when making appointments and directs the appointing authorities to fill vacancies as soon as practicable.
3. It directs the council to include in its rules of procedure an attendance policy that authorizes revocation of membership for lack of attendance.

This bill was carried over to any special or regular session of the 124th Legislature by joint order, House Paper 1053.

LD 1028 An Act To Enhance Municipal Home Rule Statutes

**ACCEPTED ONTP
REPORT**

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

This bill allows a municipality to adopt an ordinance that denies corporations constitutional rights. It would allow a municipality to adopt an ordinance that states that a corporation may not be recognized as a person.

Joint Standing Committee on State and Local Government

Committee Amendment "A" (H-298)

This amendment, which is the minority report of the committee, clarifies that a municipality may adopt or enforce an ordinance that provides that a corporation or other business entity may not be afforded any constitutional rights, privileges, powers or protections that would enable the corporation or other business entity to avoid the enforcement of an ordinance or challenge an ordinance.

LD 1029 An Act To Authorize Municipalities To Protect the Habitability of Rental Housing during Heating Fuel Emergencies

PUBLIC 135

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CASAVANT SULLIVAN	OTP-AM	H-76

This bill authorizes municipalities to provide for the delivery of heating fuel to rental housing units that are facing an imminent threat of becoming uninhabitable because of a lack of heating fuel. It establishes a set of procedures the municipality must follow before providing for the delivery of heating fuel that are designed to allow the landlord to avert municipal delivery of heating fuel by providing for the necessary delivery of heating fuel. The bill also provides for a municipal lien on the rental property in order to recover the direct and administrative costs associated with providing for the heating fuel.

Committee Amendment "A" (H-76)

This amendment removes the emergency preamble and the emergency clause from the bill.

Enacted Law Summary

Public Law 2009, chapter 135 authorizes municipalities to provide for the delivery of heating fuel to rental housing units that are facing an imminent threat of becoming uninhabitable because of a lack of heating fuel. It establishes a set of procedures the municipality must follow before providing for the delivery of heating fuel that are designed to allow the landlord to avert municipal delivery of heating fuel by providing for the necessary delivery of heating fuel. It also provides for a municipal lien on the rental property in order to recover the direct and administrative costs associated with providing for the heating fuel.

LD 1064 An Act To Increase Efficiency through Regionalization

ONTP

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

This bill allows appropriations of municipalities to be exempt from the property tax levy and appropriations of counties to be exempt from the county assessment limit if the appropriations are to study, initiate or consolidate a regional service for up to 10 years if the Department of Administrative and Financial Services determines that the services are needed and will be more efficient than present services, will save taxpayers money and will be paid for through the savings of consolidation or fees for the service.

Joint Standing Committee on State and Local Government

**LD 1098 Resolve, To Transfer Ownership of the Reed Center on the Stevens
Campus in the City of Hallowell to School Administrative District No.
16**

ONTP

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

This bill allows the Commissioner of Administrative and Financial Services to sell the property known as the Reed Center on the Stevens Campus located in the City of Hallowell to School Administrative District No. 16 or its successor for one dollar.

LD 1100 An Act To Preserve Government Documents

PUBLIC 366

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND	OTP-AM	S-207

This bill transfers jurisdiction of campaign finance reports for a candidate for municipal office of a town or city with a population of 15,000 or more from municipal clerks to the Commission on Governmental Ethics and Election Practices. Such municipal candidates will be required to follow the same procedures and guidelines as candidates for state or county office.

Committee Amendment "A" (S-207)

This amendment replaces the bill. It transfers jurisdiction of campaign finance reports for a candidate for municipal office, as well as municipal referenda, of a town or city with a population of 15,000 or more from municipal clerks to the Commission on Governmental Ethics and Election Practices. The transfer affects towns and cities with populations of less than 15,000 that choose to be governed by the campaign finance reporting provisions of the Maine Revised Statutes, Title 21-A to retain campaign finance reports for 8 years. Municipal candidates and political action and ballot question committees will begin reporting to the commission beginning with the elections to take place in November 2011. The amendment also adds an appropriations and allocations section.

Enacted Law Summary

Public Law 2009, chapter 366 transfers jurisdiction of campaign finance reports for a candidate for municipal office of a town or city with a population of 15,000 or more from municipal clerks to the Commission on Governmental Ethics and Election Practices. The records for municipal referenda reports for these cities or towns are also transferred. The transfer of jurisdiction affects towns and cities with populations of less than 15,000 that choose to be governed by the campaign finance reporting provisions of the Maine Revised Statutes, Title 21-A to retain campaign finance reports for 8 years. Municipal candidates and political action and ballot question committees will begin reporting to the commission beginning with the elections to take place in November 2011.

Joint Standing Committee on State and Local Government

LD 1102 An Act To Establish the Maine Science Advisory Board

**ACCEPTED ONTP
REPORT**

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

This bill establishes the Maine Science Advisory Board.

Committee Amendment "A" (S-237)

The amendment, which is the minority report of the committee, replaces the bill. It requires the Maine Innovation Economy Advisory Board to render scientific assessment on questions of science posed by the Governor or any joint standing committee of the Legislature with a question related to proposed legislation rather than establishing the Maine Science Advisory Board. The Maine Innovation Economy Advisory Board would review and summarize scientific studies related to questions, may include outside experts and must include a public comment period before issuing a finding. A member with a conflict of interest in a matter before the advisory board must be recused from any discussion of the subject.

LD 1119 An Act To Clarify the Municipal Jurisdiction of a Portion of Saco Bay

P & S 24

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HOGAN	OTP-AM MAJ ONTP MIN	H-375 S-254 SIMPSON

This bill extends the municipal boundary between the Town of Old Orchard Beach and the City of Saco by extending the current easterly boundary of the Town of Old Orchard Beach to 3 miles seaward.

Committee Amendment "A" (H-375)

This amendment clarifies that the islands of Bluff and Stratton remain as part of the City of Saco despite being within the 3-mile seaward boundary of the Town of Old Orchard Beach.

Senate Amendment "A" (S-254)

This amendment requires the Town of Old Orchard Beach to adopt a municipal zoning ordinance relating to marinas that is at least as strict as that adopted in the City of Saco at the time of the passage of this legislation before the boundary change can go into effect. The amendment also authorizes the City of Saco and the Town of Old Orchard Beach to convene a working group to examine regulatory jurisdictions, including zoning, parameters for future development in Saco Bay, uniform environmental regulations for Saco Bay and the feasibility of establishing an oversight group made up of residents from communities bordering Saco Bay. The working group is authorized to submit a report to the Joint Standing Committee on State and Local Government.

Enacted Law Summary

Private & Special Law 2009, chapter 24 extends the municipal boundary between the Town of Old Orchard Beach and the City of Saco by extending the current easterly boundary of the Town of Old Orchard Beach to 3 miles

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seaward, except that the islands of Bluff and Stratton remain as part of the City of Saco. The change in the municipal boundary may not go into effect until the Town of Old Orchard Beach adopts a municipal zoning ordinance relating to marinas that is at least as strict as that adopted in the City of Saco at the time of the passage of this legislation. The City of Saco and the Town of Old Orchard Beach are authorized to convene a working group to examine regulatory jurisdictions, including zoning, parameters for future development in Saco Bay, uniform environmental regulations for Saco Bay and the feasibility of establishing an oversight group made up of residents from communities bordering Saco Bay. The working group is authorized to submit a report to the Joint Standing Committee on State and Local Government.

**LD 1145 RESOLUTION, Proposing an Amendment to the Constitution of Maine
To Amend the Time Frame for Towns To Certify Citizen Initiative**

CON RES 1

Signatures

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STRANG BURGESS DAVIS G	OTP-AM	H-176

This bill is a resolution proposing to amend the Constitution of Maine to increase the amount of time provided to officials of cities, towns and plantations to certify that signatures on petitions for a people's veto and on petitions for a direct initiative appear on voting lists for those cities, towns and plantations.

Committee Amendment "A" (H-176)

The constitutional resolution proposed to amend the Constitution of Maine to increase the amount of time provided to officials of cities, towns and plantations to certify that signatures on petitions for a direct initiative or people's veto appear on voting lists for those cities, towns and plantations. This amendment removes the increase with respect to people's vetoes and clarifies the petition process generally, including clarifying that "day" or "days" means any day that is not a Saturday, Sunday or legal holiday. It adds 10 days to the period of time before the written petitions for a direct initiative are due to the Secretary of State's office so that citizens have the same amount of time to collect signatures as they do currently.

Enacted Law Summary

Constitutional Resolution 2009, chapter 1 is a resolution to amend the Constitution of Maine to increase the amount of time provided to officials of cities, towns and plantations to certify that signatures on petitions for a direct initiative appear on voting lists for those cities, towns and plantations. It clarifies that for the petition process generally, "day" or "days" means any day that is not a Saturday, Sunday or legal holiday. The resolution adds 10 days to the period of time before the written petitions for a direct initiative are due to the Secretary of State's office so that citizens have the same amount of time to collect signatures as they do currently. This resolution must be approved by a majority of the legal votes cast at the statewide election in November in order for this amendment to become part of the Constitution of Maine.

**LD 1147 Resolve, To Allow the Secretary of State and the InforME Board To
Facilitate the Payment of Outstanding Parking Tickets When
Registering a Motor Vehicle**

ONTP

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

Joint Standing Committee on State and Local Government

This bill requires the Secretary of State and the InforME Board to develop a program that would allow a municipality to forward information concerning outstanding parking tickets to InforME. The Bureau of Motor Vehicles within the Department of the Secretary of State may use that information to advise a person that the person may pay any outstanding tickets at the time of registration of a motor vehicle.

LD 1172 An Act To Allow a Municipality To Grant a Variance for the Construction of a Parking Structure for a Person with a Permanent Disability

PUBLIC 342

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CASAVANT ALFOND	OTP-AM MAJ OTP-AM MIN	H-299

Current law allows a zoning board of appeals to grant a variance to a person with a disability for the construction of equipment or structures necessary for access to or egress from the dwelling. This bill allows a zoning board, if allowed by the municipal ordinance establishing the zoning board, to grant a variance for the construction of a structure for the storage of a motor vehicle owned by a person with a permanent disability and registered in this State with disability registration plates.

Committee Amendment "A" (H-299)

This amendment, which is the majority report of the committee, removes the provision of the bill that a variance may be granted for the construction of a place of storage and parking for a noncommercial vehicle only if the structure is attached to a dwelling owned by a person with a permanent disability by a foundation and has load-bearing walls. This allows the municipality maximum flexibility when granting a variance for a person with a permanent disability to construct a place of storage and parking for a vehicle owned by that person. The structure may be up to two times the length and width of the vehicle, rather than one and a half times as in the bill.

Committee Amendment "B" (H-300)

This amendment, which is the minority report of the committee, requires that the construction of a structure for the storage of a motor vehicle owned by a person with a permanent disability must be a temporary structure that is removed after that person no longer occupies the dwelling. This amendment was not adopted.

Enacted Law Summary

Public Law 2009, chapter 342 allows a zoning board, if allowed by the municipal ordinance establishing the zoning board, to grant a variance for the construction of a structure for the storage of a motor vehicle owned by a person with a permanent disability and registered in this State with disability registration plates. The structure may be no larger than two times the length and width of the vehicle.

LD 1212 An Act To Clarify the Role of Public Comment in the Agency Decision-making Process

ONTP

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

This bill amends the Maine Administrative Procedure Act to require an agency to report the ratio of the persons submitting comments in support of and persons in opposition to a proposed rule during the public comment period

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and also to require that the agency provide an explanation to the Legislative Council as to why the rule needs to be adopted as written if the proposed rule was opposed by two-thirds of the persons submitting public comments. It also requires the Maine Land Use Regulation Commission to provide an explanation for a permitting decision that was opposed by two-thirds of the persons submitting comments at a public hearing.

LD 1220 An Act To Create Incentives for the Consolidation of Municipal Services

ONTP

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

This bill creates a challenge grant to be awarded by the Department of Administrative and Financial Services from the Fund for the Efficient Delivery of Local and Regional Services for the start-up costs and first 3 years of the integration of public works services of 3 or more municipalities or 6 years if the municipalities comprise over 60% of the population of the county in which the municipalities are located and the county administers the integrated services.

LD 1232 Resolve, Establishing a Committee To Study the Legislative Confirmation Process

ONTP

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

This bill establishes a committee to examine the legislative confirmation process with the goal of reporting on the best ways to streamline and improve the process. The committee will review the final report of the Committee To Develop a Total Quality Management Plan from September 1, 1992 concerning the legislative confirmation process that resulted in new legislation concerning the subject and review the reasons given for the need for improving the process and what was recommended and what was implemented. The committee will identify the existing issues surrounding the nomination and confirmation process, such as time constraints, the number of confirmations required, background checks and dealing with negative information and confidentiality, and identify ways to improve problems within the process that have been discovered. The committee will report to the Joint Standing Committee on State and Local Government in the Second Regular Session with recommendations and suggested legislation. The joint standing committee is authorized to report out a bill on this subject.

LD 1254 An Act To Repeal Inactive Boards and Commissions

PUBLIC 369

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-328
		H-331 PERCY

This bill repeals boards that did not file annual reports in either 2007 or 2008, or that filed a report that indicated inactivity for 2007 and 2008. The boards and commissions being repealed are:

Joint Standing Committee on State and Local Government

1. Citizens' Code of Conduct Working Group;
2. Long-term Care Oversight Committee;
3. Maine HIV Advisory Committee;
4. Publicly Supported Private Secondary School Advisory Council;
5. Tobacco Prevention and Control Advisory Council;
6. Technology Center Coordinating Board;
7. Maine Criminal Justice Commission;
8. Oil Spill Advisory Committee;
9. River Flow Advisory Commission;
10. Advisory Board of the Maine Learning Technology Fund;
11. Aroostook Water and Soil Management Board;
12. Board of Barbering and Cosmetology;
13. Education Commission of the States;
14. Junior Maine Guides and Trip Leaders Curriculum Advisory Board;
15. Maine Agricultural Bargaining Board;
16. Maine Biomedical Research Board;
17. Maine Engineers Recruitment and Retention Advisory Committee;
18. Maine-Canadian Legislative Advisory Commission;
19. Marine Recreational Fishing Advisory Council;
20. New England and Eastern Canada Legislative Commission;
21. Pharmaceutical Cost Management Council;
22. State Compensation Commission; and
23. State House and Capitol Park Commission.

Committee Amendment "A" (H-328)

This amendment removes a number of boards and commissions from the list to be repealed in the bill. Those boards and commissions are:

1. Citizens' Code of Conduct Working Group;
2. Maine HIV Advisory Committee;
3. Publicly Supported Private Secondary School Advisory Council;
4. Tobacco Prevention and Control Advisory Council;
5. Oil Spill Advisory Committee;
6. River Flow Advisory Commission;
7. Advisory Board of the Maine Learning Technology Fund;
8. Education Commission of the States;
9. Maine Agricultural Bargaining Board;
10. Maine Biomedical Research Board;
11. Maine-Canadian Legislative Advisory Commission;
12. New England and Eastern Canada Legislative Commission;
13. State Compensation Commission; and
14. State House and Capitol Park Commission.

The amendment changes the date that the Secretary of State submits the suggested legislation to repeal inactive boards and commissions to January 30th from January 15th. It also prohibits the Secretary of State from including in that legislation the State Compensation Commission, Maine-Canadian Legislative Advisory Commission, New England and Eastern Canada Legislative Commission, State House and Capitol Park Commission and Maine Agricultural Bargaining Board and from requiring annual reports when inactive. These boards and commissions are only active periodically for specific purposes.

The section in the bill repealing the Technology Center Coordinating Board is deleted as the board was eliminated

Joint Standing Committee on State and Local Government

by Public Law 2009, chapter 90, section 1.

The amendment also inserts a new Part B, which establishes the barbering and cosmetology licensing program as a regulatory function within the Department of Professional and Financial Regulation, Office of Licensing and Registration because the Board of Barbering and Cosmetology has been inactive and therefore repealed in the bill. It places responsibility for, and authority over, the licensing and enforcement program of the Board of Barbering and Cosmetology under the oversight and management of the Director of the Office of Licensing and Registration.

House Amendment "A" (H-331)

This amendment retains the number of members on the Marine Resources Advisory Council at 16. It replaces the representative of the Marine Recreational Fishing Advisory Council, which was repealed in the bill, with a person representing recreational saltwater anglers.

Enacted Law Summary

Public Law 2009, chapter 369 repeals certain inactive boards and commissions. Those boards and commissions being repealed are:

1. Long-term Care Oversight Committee;
2. Maine Criminal Justice Commission;
3. Aroostook Water and Soil Management Board;
4. Board of Barbering and Cosmetology;
5. Junior Maine Guides and Trip Leaders Curriculum Advisory Board;
6. Maine Engineers Recruitment and Retention Advisory Committee;
7. Marine Recreational Fishing Advisory Council; and
8. Pharmaceutical Cost Management Council.

It changes the date that the Secretary of State submits the suggested legislation to repeal inactive boards and commissions to January 30th from January 15th. It also prohibits the Secretary of State from including in that legislation the State Compensation Commission, Maine-Canadian Legislative Advisory Commission, New England and Eastern Canada Legislative Commission, State House and Capitol Park Commission and Maine Agricultural Bargaining Board and from requiring annual reports when inactive because they are only active periodically for specific purposes.

The number of members on the Marine Resources Advisory Council remains at 16 by replacing the member from the Marine Recreational Fishing Advisory Council with a person representing recreational saltwater anglers.

It also establishes the barbering and cosmetology licensing program as a regulatory function within the Department of Professional and Financial Regulation, Office of Licensing and Registration and the Board of Barbering and Cosmetology is repealed. The responsibility for, and authority over, the licensing and enforcement program of the Board of Barbering and Cosmetology is placed under the oversight and management of the Director of the Office of Licensing and Registration.

LD 1270 Resolve, To Realign Maine's Natural Resource Agencies

ONTP

Sponsor(s)

PIEH

Committee Report

ONTP

Amendments Adopted

Joint Standing Committee on State and Local Government

This bill directs the commissioners of the Department of Conservation, the Department of Agriculture, Food and Rural Resources, the Department of Marine Resources and the Department of Inland Fisheries and Wildlife to reconfigure their departments. The four departments are required to report to the Joint Standing Committee on Agriculture, Conservation and Forestry, the Joint Standing Committee on Marine Resources and the Joint Standing Committee on Inland Fisheries and Wildlife by December 1, 2009 outlining the progress on the reorganization and to submit proposed legislation to the Second Regular Session of the 124th Legislature by March 1, 2010.

LD 1271 An Act To Generate Savings by Changing Public Notice Requirements

PUBLIC 256

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HAYES SCHNEIDER	OTP-AM	H-330

This bill requires the Secretary of State to maintain a publicly accessible website for the posting of notices of all proposed and adopted rules. It also changes the requirements for public notice of proposed rules in the newspaper with the intention of making the notices shorter. It removes from the newspaper notice the requirement to refer to the statutory or federal authority for the rule and replaces the requirement for the express terms of the proposed rule with a general statement on the substance. The notices posted on the publicly accessible website must meet the original requirements for the notice.

Committee Amendment "A" (H-330)

This amendment strikes the section from the bill that would have left the publication of adopted rules to the discretion of the agency.

Enacted Law Summary

Public Law 2009, chapter 256 requires the Secretary of State to maintain a publicly accessible website for the posting of notices of all proposed and adopted rules. It also changes the requirements for public notice of proposed rules in the newspaper with the intention of making the notices shorter. It removes from the newspaper notice the requirement to refer to the statutory or federal authority for the rule and replaces the requirement for the express terms of the proposed rule with a general statement on the substance. The notices posted on the publicly accessible website must meet the original requirements for the notice.

LD 1312 An Act To Require a State Agency To Reference the Livable Wage in Information Published by That Agency

**ACCEPTED ONTP
REPORT**

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

This bill directs any state agency that publishes information that refers to the federal poverty level to also refer to the Department of Labor livable wage scale in that publication. It also directs the Maine Council on Poverty and Economic Security to assess alternative measurements to the federal poverty level and to make recommendations for a state-specific poverty measurement to the Governor and the Legislature in its annual report by February 15, 2010.

Committee Amendment "A" (H-381)

Joint Standing Committee on State and Local Government

This amendment, which is the minority report of the committee, removes from the bill the section directing state agencies that publish information that refers to the federal poverty level to also refer to the Department of Labor livable wage scale in that publication.

LD 1313 *Resolve, Directing the State Planning Office To Prepare a Reorganization Plan*

RESOLVE 89

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOY	OTP-AM	H-329

This bill directs the Executive Department, State Planning Office to create a plan to reorganize the State Planning Office to only provide planning services to state agencies, with the agencies to provide staff support. It also directs the State Planning Office to study and recommend legislation to transfer certain other powers and duties of the office to other agencies in anticipation of the dissolution. The Joint Standing Committee on State and Local Government is authorized to submit emergency legislation to the Second Regular Session of the 124th Legislature in anticipation of the current organization of the State Planning Office ending on July 1, 2010.

Committee Amendment "A" (H-329)

This amendment replaces the bill with a resolve directing the Executive Department, State Planning Office to prepare a proposed reorganization plan that includes the office remaining responsible for the state-owned landfill.

Enacted Law Summary

Resolve 2009, chapter 89 directs the Executive Department, State Planning Office to prepare a proposed reorganization plan in which the office is nonregulatory in nature, performs planning services for agencies and is the agency responsible for the state-owned landfill. The report must be submitted to the Joint Standing Committee on State and Local Government by February 1, 2010. The committee is authorized to submit legislation related to the report to the Second Regular Session of the 124th Legislature.

LD 1400 *An Act To Designate July 12th as Wyeth Day*

**PUBLIC 210
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KRUGER RECTOR	OTP-AM	H-251

This bill establishes July 12th of each year as Wyeth Day, in honor of the birthday of Andrew Wyeth, to honor one of America's great artists who had long and lasting ties to the State.

Committee Amendment "A" (H-251)

This amendment changes the allocation in the Maine Revised Statutes, Title 1 from section 150-C to section 150-D. Public Law 2009, chapter 51 established Native American Veterans Day in Title 1, section 150-C.

Enacted Law Summary

Public Law 2009, chapter 210 establishes July 12th of each year as Wyeth Day, in honor of the birthday of Andrew Wyeth, to honor one of America's great artists who had long and lasting ties to the State.

Joint Standing Committee on State and Local Government

Public Law 2009, chapter 210 was enacted as an emergency measure effective May 26, 2009.

LD 1410 An Act To Restore the Historical Town Boundary between Harpswell and Brunswick

**DIED ON
ADJOURNMENT**

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

This bill restores the historical boundary line between the Town of Harpswell and the Town of Brunswick.

Committee Amendment "A" (H-417)

This amendment, which is the minority report of the committee, replaces the bill. It requires the Town of Harpswell and the Town of Brunswick to hold at least 4 meetings before January 15, 2010 to discuss issues related to the town boundary, including marine resources management. The 2 towns must report their findings, including points of agreement and disagreement, to the Joint Standing Committee on State and Local Government by January 30, 2010. The Joint Standing Committee on State and Local Government has the authority to report out a bill to the Second Regular Session of the 124th Legislature. It also adds a mandate preamble.

LD 1424 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Unicameral Legislature

**DIED BETWEEN
HOUSES**

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

This bill is a resolution proposing to amend the Constitution of Maine to abolish the Senate and the House of Representatives and to replace them with a unicameral Legislature made up of 105 members who will be referred to as Senators. This reduction requires a reapportionment plan by the Legislature that convenes in December 2012 so that the Legislature elected in November 2014 is unicameral.

Committee Amendment "A" (H-471)

This amendment, which is the minority report of the committee, changes the number of members of a unicameral Legislature from 105 members to 151 members.

LD 1425 An Act Regarding Payment to Municipal and Quasi-municipal Entities for Emergency Response to Hazardous Materials Incidents

ONTP

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

Joint Standing Committee on State and Local Government

This bill provides that the owner or lessee of property to which municipal or quasi-municipal emergency services are dispatched in response to a hazardous materials incident is liable to the municipality or quasi-municipal entity that provides those emergency services for the cost of those emergency services.

LD 1428 An Act Regarding the Pay of Tribal Representatives

**PUBLIC 431
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLISS	OTP-AM	S-256 S-331 DIAMOND

This bill provides that the Tribal Representatives elected to the House are considered House members for compensation and other purposes.

Committee Amendment "A" (S-256)

This amendment clarifies that the member of the Penobscot Indian Nation and the member of the Passamaquoddy Indian Tribe elected to represent their tribes at the Legislature are entitled to receive the same salary and cost-of-living adjustments as members of the House of Representatives. The amendment also adds an appropriations and allocations section.

Senate Amendment "A" To Committee Amendment "A" (S-331)

This amendment removes the appropriations and allocations section.

Enacted Law Summary

Public Law 2009, chapter 431 clarifies that the member of the Penobscot Indian Nation and the member of the Passamaquoddy Indian Tribe elected to represent their tribes at the Legislature are entitled to receive the same salary and cost-of-living adjustments as members of the House of Representatives.

Public Law 2009, chapter 431 was enacted as an emergency measure effective June 17, 2009.

**LD 1453 An Act To Reform Natural Resources Agencies and Establish the
Department of Natural Resources**

**ACCEPTED ONTP
REPORT**

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

This bill sets up a process to reorganize the current Department of Agriculture, Food and Rural Resources, Department of Inland Fisheries and Wildlife, Department of Conservation and Department of Marine Resources into one Department of Natural Resources, effective July 1, 2009. The Department of Natural Resources is established to improve agriculture and strengthen rural life; enhance inland fisheries and wildlife resources; enhance the land resources of the State, including through coordinated planning for the future allocation of lands for recreational, forest production, mining and other public and private uses; and conserve and develop marine and estuarine resources, including for coastal fishing industries. The department must include administration of resource development and promotion, resource management and operations and customer service. The bill authorizes the

Joint Standing Committee on State and Local Government

appointment of an acting Commissioner of Natural Resources and directs the acting commissioner to develop a plan for the organization of the new department and implementing legislation. The acting commissioner is also directed as part of the reorganization to implement recommendations 1 to 8 of the 2008 report of the Natural Resource Agency Task Force appointed by the Governor to implement Public Law 2007, chapter 539, Part YY, section 2. The acting Commissioner of Natural Resources shall report implementing legislation for the reorganization to the Legislature by January 1, 2010. Savings from the reorganization must be reinvested in the Department of Natural Resources.

Committee Amendment "A" (S-212)

This amendment, which is the minority report of the committee, replaces the bill with a resolve. It requires the commissioners of the 4 natural resources departments to develop a report that will implement the 8 consensus recommendations of the Governor's natural resources agency task force. The report is due to the Joint Standing Committee on State and Local Government by January 15, 2010, and the committee has the authority to submit legislation to the Second Regular Session of the 124th Legislature.

LD 1480 Resolve, Regarding the Maine State Cultural Building in Augusta

RESOLVE 91

Sponsor(s)

Committee Report

Amendments Adopted

This bill amends Resolve 2007, chapter 151, which directed the Director of the Bureau of General Services within the Department of Administrative and Financial Services to provide a report on the status and future of the Maine State Cultural Building in Augusta and authorized the Joint Standing Committee on State and Local Government to submit legislation to the First Regular Session of the 124th Legislature. This resolve authorizes the joint standing committee to also submit legislation to the Second Regular Session of the 124th Legislature.

Enacted Law Summary

Resolve 2009, chapter 91 amends Resolve 2007, chapter 151, which directed the Director of the Bureau of General Services within the Department of Administrative and Financial Services to provide a report on the status and future of the Maine State Cultural Building in Augusta and authorized the Joint Standing Committee on State and Local Government to submit legislation to the First Regular Session of the 124th Legislature. This resolve authorizes the joint standing committee to also submit legislation to the Second Regular Session of the 124th Legislature.

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SUBJECT INDEX

Capitol Area/Capitol Complex

Enacted

LD 1480	Resolve, Regarding the Maine State Cultural Building in Augusta	RESOLVE 91
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Constitutional Officers

Not Enacted

LD 106	An Act To Prohibit Constitutional Officers from Endorsing Candidates for the Legislature	ONTP
LD 604	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Attorney General	ACCEPTED ONTP REPORT
LD 605	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Secretary of State	ACCEPTED ONTP REPORT

County Budget Process

Not Enacted

LD 1064	An Act To Increase Efficiency through Regionalization	ONTP
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Departments and Agencies of State Government

Enacted

LD 1313	Resolve, Directing the State Planning Office To Prepare a Reorganization Plan	RESOLVE 89
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Not Enacted

LD 194	An Act To Require an Independent Audit of State Government Every 4 Years	ACCEPTED ONTP REPORT
LD 295	An Act To Contract Out the State Single Audit	ACCEPTED ONTP REPORT
LD 538	An Act To Consolidate the Department of Marine Resources and the Department of Inland Fisheries and Wildlife into a New Department of Fish, Wildlife and Marine Resources	ONTP

LD 681	An Act To Lower the Cost of State Government in the Departments under the Purview of the Joint Standing Committee on State and Local Government	ACCEPTED ONTP REPORT
LD 705	An Act To Clarify the Qualifications for the Position of State Archivist	ACCEPTED ONTP REPORT
LD 762	Resolve, To Increase Reporting Transparency in State Government	ONTP
LD 785	An Act To Use All Available Technologies To Provide Efficiencies in State Facilities	ONTP
LD 1270	Resolve, To Realign Maine's Natural Resource Agencies	ONTP
LD 1312	An Act To Require a State Agency To Reference the Livable Wage in Information Published by That Agency	ACCEPTED ONTP REPORT
LD 1453	An Act To Reform Natural Resources Agencies and Establish the Department of Natural Resources	ACCEPTED ONTP REPORT

Informed Growth Act

Enacted

LD 448	An Act To Modify the Informed Growth Act	PUBLIC 260
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Not Enacted

LD 242	An Act To Repeal the Informed Growth Act	ACCEPTED ONTP REPORT
LD 918	An Act To Amend the Informed Growth Act To Provide a Local Management Option	ONTP
LD 1019	An Act To Strengthen the Informed Growth Act	ONTP

Legislature and Legislative Process

Enacted

LD 1428	An Act Regarding the Pay of Tribal Representatives	PUBLIC 431 EMERGENCY
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Not Enacted

LD 31	An Act To Amend the Legislative Term Limit Laws	ACCEPTED ONTP REPORT
LD 108	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Terms for State Senators and Members of the House of Representatives to 4 Years	ACCEPTED ONTP REPORT

LD 121	An Act To Reduce the Length of the Legislative Sessions	ACCEPTED ONTP REPORT
LD 144	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Reduce the Size of the Legislature	DIED BETWEEN HOUSES
LD 211	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Schedule for Redistricting	INDEF PP
LD 434	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Reduction in the Size of the Legislature	ONTP
LD 464	An Act To Suspend the Cost-of-living Adjustment for Legislators' Salaries for the Second Regular Session of the 124th Legislature	INDEF PP
LD 473	An Act To Suspend the Cost-of-living Adjustment for Legislators' Salaries for the First Regular Session of the 124th Legislature	DIED ON ADJOURNMENT
LD 838	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Elect 2 Senators from Each County and To Increase the Senate Term from 2 to 4 Years	ACCEPTED ONTP REPORT
LD 1022	An Act To Amend the Laws Governing the Legislative Youth Advisory Council	
LD 1232	Resolve, Establishing a Committee To Study the Legislative Confirmation Process	ONTP
LD 1424	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Unicameral Legislature	DIED BETWEEN HOUSES

Monuments and Memorial Days

Enacted

LD 117	Resolve, To Facilitate the Creation of a Memorial for the Families and Friends of Children Who Have Died by Violence	RESOLVE 15
LD 304	Resolve, To Allow for the Support, Preservation and Maintenance of Maine Monuments in Gettysburg, Pennsylvania	RESOLVE 37
LD 1400	An Act To Designate July 12th as Wyeth Day	PUBLIC 210 EMERGENCY

Not Enacted

LD 210	An Act To Change the Name of Columbus Day to Heritage Day	ACCEPTED ONTP REPORT
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Municipalities and Quasi-Municipalities

Enacted

LD 33	An Act To Change the Name of Township 16, Range 4, WELS, to Madawaska Lake	P & S 7 EMERGENCY
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LD 34	An Act To Clarify the Election of Municipal Charter Commission Members	PUBLIC 52 EMERGENCY
LD 113	An Act Regarding Construction and Excavation near Burial Sites	PUBLIC 310 EMERGENCY
LD 130	An Act To Allow a Municipality Greater Flexibility To Disburse State Fees	PUBLIC 6
LD 142	An Act To Revise the Boundary between the City of Waterville and the Town of Oakland	P & S 2
LD 331	An Act To Clarify the Duties of Municipal Treasurers, Clerks and Tax Collectors	PUBLIC 193
LD 619	An Act To Rename Certain Unorganized Townships in Washington County	P & S 13
LD 680	An Act To Hold Municipal Officers Harmless for a Determination That a Town Way or Public Easement Is Considered Abandoned	PUBLIC 59
LD 739	An Act To Clarify That the Assessor and Treasurer Are Incompatible Municipal Offices	PUBLIC 57
LD 1029	An Act To Authorize Municipalities To Protect the Habitability of Rental Housing during Heating Fuel Emergencies	PUBLIC 135
LD 1100	An Act To Preserve Government Documents	PUBLIC 366
LD 1119	An Act To Clarify the Municipal Jurisdiction of a Portion of Saco Bay	P & S 24
LD 1145	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Amend the Time Frame for Towns To Certify Citizen Initiative Signatures	CON RES 1
LD 1172	An Act To Allow a Municipality To Grant a Variance for the Construction of a Parking Structure for a Person with a Permanent Disability	PUBLIC 342
<u>Not Enacted</u>		
LD 143	An Act To Amend the Process for Secession from a County by a Municipality	ONTP
LD 273	An Act To Require a Regional Review of Projects That Affect Areas Outside of the Community in Which the Project Is Proposed	ONTP
LD 279	An Act To Amend the Laws Governing the Fund for the Efficient Delivery of Local and Regional Services	ONTP
LD 463	An Act To Allow Nonresident Property Owners To Vote on Municipal Budget Matters	ONTP
LD 587	An Act To Allow a Board of Selectmen To Fill a Vacancy on That Board	ONTP

LD 741	An Act To Authorize the Annexation of a Portion of Redington Township in Franklin County to the Town of Carrabassett Valley	ACCEPTED ONTP REPORT
LD 761	An Act To Abolish the Fund for the Efficient Delivery of Local and Regional Services	ONTP
LD 763	An Act To Clarify the Warrant Article Petition Process	ONTP
LD 786	An Act To Require That Minutes Be Kept of Municipal Meetings	ACCEPTED ONTP REPORT
LD 1028	An Act To Enhance Municipal Home Rule Statutes	ACCEPTED ONTP REPORT
LD 1220	An Act To Create Incentives for the Consolidation of Municipal Services	ONTP
LD 1410	An Act To Restore the Historical Town Boundary between Harpswell and Brunswick	DIED ON ADJOURNMENT
LD 1425	An Act Regarding Payment to Municipal and Quasi-municipal Entities for Emergency Response to Hazardous Materials Incidents	ONTP

Notaries Public

Enacted

LD 379	An Act To Amend the Notary Public Laws	PUBLIC 74
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Rulemaking

Enacted

LD 1271	An Act To Generate Savings by Changing Public Notice Requirements	PUBLIC 256
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Not Enacted

LD 1212	An Act To Clarify the Role of Public Comment in the Agency Decision-making Process	ONTP
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State Contracts and Fiscal Procedures

Not Enacted

LD 327	An Act To Strengthen Maine Small Business by Establishing a Preference Percentage for State Contract Bids	ONTP
LD 499	An Act To Require the State To Issue Requests for Proposals for the Shredding of State Documents	ONTP
LD 586	An Act To Retain Business in the State By Amending the Law Governing State Contract Bids	ONTP

State Government - General

Enacted

LD 209	An Act To Abolish the Intergovernmental Advisory Commission	PUBLIC 30
LD 236	An Act To Establish the Permanent Commission on the Status of Women	PUBLIC 191 EMERGENCY
LD 1254	An Act To Repeal Inactive Boards and Commissions	PUBLIC 369

Not Enacted

LD 226	An Act To Require a Vacancy in the Office of United States Senator To Be Filled by Election	INDEF PP
LD 417	An Act To Require State Employees To Pay 15% of Their Health Insurance Costs	DIED IN CONCURRENCE
LD 1102	An Act To Establish the Maine Science Advisory Board	ACCEPTED ONTP REPORT
LD 1147	Resolve, To Allow the Secretary of State and the InforME Board To Facilitate the Payment of Outstanding Parking Tickets When Registering a Motor Vehicle	ONTP

State Property

Enacted

LD 449	Resolve, Authorizing the Commissioner of Administrative and Financial Services To Sell or Lease the Interests of the State in Certain Real Property Located at 17 School Street in Benedicta, Aroostook County	RESOLVE 10
LD 905	Resolve, Regarding the Sale of Certain Real Property in the City of Hallowell	RESOLVE 102

Not Enacted

LD 890	Resolve, Directing the Department of Administrative and Financial Services To Develop a Proposed State Policy for the Use of State Property by the Private Sector	ONTP
LD 1098	Resolve, To Transfer Ownership of the Reed Center on the Stevens Campus in the City of Hallowell to School Administrative District No. 16	ONTP

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