

STATE OF MAINE
130TH LEGISLATURE
SECOND REGULAR SESSION



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

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

July 2022

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Joint Standing Committee on State and Local Government

SUBJECT INDEX

Apportionment

Enacted

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LD 1832	An Act To Correct the Year of the Expiration of the Terms of 2 County Commissioners in Sagadahoc County	PUBLIC 506
LD 1936	An Act To Codify the Senate and House Legislative Districts, the Congressional Districts and the County Commissioner Districts as Enacted by the Legislature	PUBLIC 552
LD 2005	An Act Regarding the Reapportionment of the Knox County Budget Committee Districts	PUBLIC 573

Boards and Commissions

Enacted

LD 379	An Act To Establish the Maine State Cemetery Preservation Commission	PUBLIC 584
LD 1513	An Act To Establish the Maine Abandoned and Discontinued Roads Commission	PUBLIC 743
LD 2002	An Act To Eliminate Inactive Boards and Commissions	PUBLIC 560

Not Enacted

LD 1073	Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures	Died On Adjournment
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Capitol Area/Capitol Complex

Not Enacted

LD 1671	Resolve, To Require the Department of Administrative and Financial Services and the Department of Public Safety To Develop Short-term and Long-term Plans for Security Screenings in the Burton M. Cross Building and the State House	Died On Adjournment
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Cemeteries

Enacted

LD 379	An Act To Establish the Maine State Cemetery Preservation Commission	PUBLIC 584
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Constitutional Amendment

**Not
Enacted**

LD 1187 RESOLUTION, Proposing an Amendment to the Constitution of
Maine Amending the Pardon Powers of the Governor ONTP

County Government - Budget

Enacted

LD 2005 An Act Regarding the Reapportionment of the Knox County Budget
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County Government - General

Enacted

LD 1832 An Act To Correct the Year of the Expiration of the Terms of 2 County
Commissioners in Sagadahoc County PUBLIC 506

**Not
Enacted**

LD 1300 An Act To Require County Governments To Coordinate with
Municipalities To Create Plans To Address Homelessness Died On
Adjournment

LD 1806 An Act To Clarify the Boundary between Waldo County and Knox
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Geographic Identifiers

**Not
Enacted**

LD 1806 An Act To Clarify the Boundary between Waldo County and Knox
County in Penobscot Bay ONTP

Local Government - Deorganization, Consolidation, Secession and Annexation

Enacted

LD 2011 An Act To Allow the Annexation of Certain Lands by Columbia Falls P & S 25

Local Government - Elections

Enacted

LD 859 An Act To Give Municipalities More Options in Municipal Elections PUBLIC 564

**Not
Enacted**

LD 1658 An Act To Increase Campaign Finance Transparency and
Accountability in Municipal Elections Died On
Adjournment

Local Government - General

**Not
Enacted**

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|---------|--|---------------------|
| LD 1300 | An Act To Require County Governments To Coordinate with Municipalities To Create Plans To Address Homelessness | Died On Adjournment |
| LD 1658 | An Act To Increase Campaign Finance Transparency and Accountability in Municipal Elections | Died On Adjournment |

Local Government - Planning and Regulation

**Not
Enacted**

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|--------|--|------|
| LD 383 | An Act Concerning Small Wireless Facilities in Maine | ONTP |
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Local Government - Roads

Enacted

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| LD 1513 | An Act To Establish the Maine Abandoned and Discontinued Roads Commission | PUBLIC 743 |
| LD 1975 | An Act Concerning Winter Maintenance on Private Roads in the Town of Windham | P & S 20 |

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Enacted

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| LD 1795 | An Act To Update Statutory References to Building Code Standards for Public Improvements | PUBLIC 554 |
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Public Purchasing and Contracting

Enacted

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| LD 1768 | An Act To Allow the Private Sale of Certain State Surplus Property to State Employees | PUBLIC 499 |
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State Government - Agencies

Enacted

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| LD 408 | An Act To Update Dates and Committees of Jurisdiction for the State Government Evaluation Act Review of Agencies | PUBLIC 617 |
| LD 1610 | An Act To Promote Equity in Policy Making by Enhancing the State's Ability To Collect, Analyze and Apply Data | PUBLIC 717 |
| LD 1947 | An Act To Promote Electronic Filing of State Agency and Legislative Committee Publications | PUBLIC 549 |

State Government - Governor

**Not
Enacted**

LD 1187 RESOLUTION, Proposing an Amendment to the Constitution of
Maine Amending the Pardon Powers of the Governor ONTP

State Government - Legislature

Enacted

LD 408 An Act To Update Dates and Committees of Jurisdiction for the State
Government Evaluation Act Review of Agencies PUBLIC 617

**Not
Enacted**

LD 1073 Resolve, Establishing the Commission To Research Effective
Strategies and Efficiencies of Legislatures Died On
Adjournment

LD 1680 An Act To Amend Legislative Expenses Reimbursement and
Allowances Died On
Adjournment

State Government - Property

Enacted

LD 1768 An Act To Allow the Private Sale of Certain State Surplus Property to
State Employees PUBLIC 499

DIGEST OF BILLS

130th Legislature, Second Regular Session - 2022

PL = Public Law
P&SL = Private and Special Law
RESLV = Resolve

State and Local Government (SLG)

Comm	LD	Title	Comm	Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
								Law	Ch	
SLG	379	An Act To Establish the Maine State Cemetery Preservation Commission	Reported Out	OTP-AM	Carried Over In Comm	3/18/22	Enacted	PL	584	
SLG	383	An Act Concerning Small Wireless Facilities in Maine	Reported Out	ONTP	Carried Over In Comm	2/2/22	Ought Not to Pass Pursuant to Joint Rule 310			
SLG	408	An Act To Update Dates and Committees of Jurisdiction for the State Government Evaluation Act Review of Agencies	Reported Out	OTP-AM	Carried Over In Comm	3/24/22	Enacted	PL	617	
SLG	859	An Act To Give Municipalities More Options in Municipal Elections	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	3/18/22	Enacted	PL	564	
SLG	895	An Act Regarding the Apportionment of the Franklin County Commissioner Districts	Reported Out	OTP-AM	Carried Over In Comm	1/3/22	Emergency Enacted	PL	492	
SLG	1073	Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures	Reported Out	OTP-AM	Carried Over	6/7/21	Died On Adjournment			
SLG	1187	RESOLUTION, Proposing an Amendment to the Constitution of Maine Amending the Pardon Powers of the Governor	Reported Out	ONTP	Carried Over In Comm	1/21/22	Ought Not to Pass Pursuant to Joint Rule 310			
SLG	1300	An Act To Require County Governments To Coordinate with Municipalities To Create Plans To Address Homelessness	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	6/16/21	Died On Adjournment			
SLG	1513	An Act To Establish the Maine Abandoned and Discontinued Roads Commission	Reported Out	OTP-AM	Carried Over In Comm	3/31/22	Enacted	PL	743	
SLG	1610	An Act To Promote Equity in Policy Making by Enhancing the State's Ability To Collect, Analyze and Apply Data	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	3/24/22	Enacted	PL	717	

DIGEST OF BILLS

130th Legislature, Second Regular Session - 2022

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State and Local Government (SLG)

Comm	LD	Title	Comm	Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
								Law	Ch	
SLG	1658	An Act To Increase Campaign Finance Transparency and Accountability in Municipal Elections	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	3/2/22	Died On Adjournment			
SLG	1671	Resolve, To Require the Department of Administrative and Financial Services and the Department of Public Safety To Develop Short-term and Long-term Plans for Security Screenings in the Burton M. Cross Building and the State House	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	6/9/21	Died On Adjournment			
SLG	1680	An Act To Amend Legislative Expenses Reimbursement and Allowances	Reported Out	OTP-AM	Carried On Approps Table	6/9/21	Died On Adjournment			
SLG	1768	An Act To Allow the Private Sale of Certain State Surplus Property to State Employees	Reported Out	OTP-AM		2/8/22	Enacted	PL	499	
SLG	1795	An Act To Update Statutory References to Building Code Standards for Public Improvements	Reported Out	OTP/ONTP		3/18/22	Enacted	PL	554	
SLG	1806	An Act To Clarify the Boundary between Waldo County and Knox County in Penobscot Bay	Reported Out	ONTP		3/16/22	Ought Not to Pass Pursuant to Joint Rule 310			
SLG	1832	An Act To Correct the Year of the Expiration of the Terms of 2 County Commissioners in Sagadahoc County	Reported Out	OTP		2/2/22	Emergency Enacted	PL	506	
SLG	1936	An Act To Codify the Senate and House Legislative Districts, the Congressional Districts and the County Commissioner Districts as Enacted by the Legislature	Reported Out	OTP-AM		3/21/22	Emergency Enacted	PL	552	
SLG	1947	An Act To Promote Electronic Filing of State Agency and Legislative Committee Publications	Reported Out	OTP		3/2/22	Enacted	PL	549	
SLG	1975	An Act Concerning Winter Maintenance on Private Roads in the Town of Windham	Reported Out	OTP-AM		3/18/22	Emergency Enacted	P&SL	20	
SLG	2002	An Act To Eliminate Inactive Boards and Commissions	Reported Out	OTP-AM		3/21/22	Enacted	PL	560	
SLG	2005	An Act Regarding the Reapportionment of the Knox County Budget Committee Districts	Reported Out	OTP		3/23/22	Emergency Enacted	PL	573	

DIGEST OF BILLS

130th Legislature, Second Regular Session - 2022

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State and Local Government (SLG)

Comm	LD	Title	Comm	Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
								Law	Ch	
SLG	2011	An Act To Allow the Annexation of Certain Lands by Columbia Falls	Reported Out	OTP-AM		3/28/22	Enacted	P&SL	25	

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LD 379 An Act To Establish the Maine State Cemetery Preservation Commission

ENACTED LAW SUMMARY

Public Law 2021, chapter 584 establishes the 10-member Maine State Cemetery Preservation Commission to facilitate the identification and preservation of burying grounds and cemeteries located throughout Maine. The Department of Defense, Veterans and Emergency Management, Maine Bureau of Veterans' Services is responsible, within existing resources, to arrange for and attend commission meetings. The commission's duties may include advising and educating municipalities and property owners about the existence of and proper care and preservation of burying grounds and cemeteries.

LD 408 An Act to Update Dates and Committees of Jurisdiction for the State Government Evaluation Act Review of Agencies

ENACTED LAW SUMMARY

Public Law 2021, chapter 617 updates the scheduling guideline dates and the description of four joint standing committees in the State Government Evaluation Act. It moves review of the bureau or division within the Department of Administrative and Financial Services that administers and enforces the Maine Medical Use of Marijuana Act from the joint standing committee of the Legislature having jurisdiction over health and human services matters to the joint standing committee of the Legislature having jurisdiction over medical use of marijuana. It moves review of the Maine State Housing Authority from the joint standing committee of the Legislature having jurisdiction over business matters to the joint standing committee of the Legislature having jurisdiction over housing matters. It requires the joint standing committee of the Legislature having jurisdiction over state and local government matters to review the provisions and effects of the State Government Evaluation Act by March 30, 2032 and every 10 years thereafter and authorizes the committee to report out legislation based on its review.

LD 859 An Act To Give Municipalities More Options in Municipal Elections

ENACTED LAW SUMMARY

Public Law 2021, chapter 564 permits municipalities to adopt a method other than plurality vote for determining a secret ballot election of town officials or municipal referenda election if the different method is adopted at least 180 days before the election.

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LD 895 An Act Regarding the Apportionment of the Franklin County Commissioner Districts

ENACTED LAW SUMMARY

Public Law 2021, chapter 492 reapportions Franklin County into three county commissioner districts until election day in November 5, 2024, and into five county commissioner districts thereafter, substantially implementing the apportionment plan approved by the voters of Franklin County in November 2021.

Public Law 2021, chapter 492 was enacted as an emergency measure effective January 5, 2022.

LD 1513 An Act to Establish the Abandoned and Discontinued Roads Commission

ENACTED LAW SUMMARY

Public Law 2021, chapter 743 establishes the Maine Abandoned and Discontinued Roads Commission. The commission is charged with prioritizing matters related to abandoned and discontinued roads that have a significant negative impact, qualitatively or quantitatively, on residential owners of property that abut the road, recreational users of the road, members of the public, municipal, county or state governments and the physical integrity of the road and surrounding land; developing recommendations to address the prioritized matters; recommending statutory changes; and reviewing legislation. The commission has the authority to receive funds to support the work of the commission. The commission must report to the joint standing committee of the Legislature having jurisdiction over state and local government matters, the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters and the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters by February 1, 2023 and annually thereafter. The committees have authority to report out bills in response to the reports. The Office of the Attorney General is required to provide staff support to the commission.

LD 1610 An Act to Promote Equity in Policy Making by Enhancing the State's Ability to Collect, Analyze and Apply Data

ENACTED LAW SUMMARY

Public Law 2021, chapter 717 requires the Chief Information Officer and the Secretary of State to:

1. Develop a data governance program to enable effective use of data and systems to support decision making and improve citizen access to government services;
2. Consult with the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations within 30 days of the effective date of this legislation, and thereafter at least four

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times each year, to discuss how racial equity will be incorporated in the data governance program; and

3. Consult with the State Archivist to generate a records management and retention plan and program in compliance with the Maine Revised Statutes, Title 5, section 95-C.

The Chief Information Officer, the Secretary of State and the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations are required to jointly file an annual report with the joint standing committee of the Legislature having jurisdiction over state and local government matters by February 15th.

Chapter 717 codifies the State Economist position within the Department of Administrative and Financial Services. The State Economist is responsible for providing economic and demographic data and analysis and has the authority to hire staff.

LD 1768 An Act To Allow the Private Sale of Certain State Surplus Property to State Employees

ENACTED LAW SUMMARY

Public Law 2021, chapter 499 allows the private sale of state surplus office equipment to state employees for the furnishing of home offices and requires that that equipment be priced in the same manner as for public sale. The office equipment is purchased in “as is” condition. The Department of Administrative and Financial Services may further define the term “office equipment” through routine technical rulemaking.

LD 1795 An Act To Update Statutory References to Building Code Standards for Public Improvements

ENACTED LAW SUMMARY

Public Law 2021, chapter 554:

1. Eliminates references to building codes that are no longer in effect or have been superseded by the Maine Uniform Building and Energy Code;
2. Applies the current Maine Uniform Building and Energy Code ventilation standards to buildings occupied by state employees; and
3. Updates references related to the Maine Uniform Building and Energy Code from the Department of Economic and Community Development to the Department of Public Safety.

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LD 1832 An Act To Correct the Year of the Expiration of the Terms of 2 County Commissioners in Sagadahoc County

ENACTED LAW SUMMARY

Public Law 2021, chapter 506 corrects an error in the apportionment plan enacted by reference in Public Law 2021, chapter 488 by amending the expiration dates of the term of the Sagadahoc County Commissioners in Districts 2 and 3 from 2024 to 2022 and from 2022 to 2024, respectively.

Public Law 2021, chapter 506 was enacted as an emergency measure effective March 16, 2022.

LD 1936 An Act To Codify the Senate and House Legislative Districts, the Congressional Districts and the County Commissioner Districts as Enacted by the Legislature

ENACTED LAW SUMMARY

Public Law 2021, chapter 552 codifies the apportionment of election districts for the congressional districts, county commissioner districts and districts of the State Senate and State House of Representatives enacted in Public Law 2021, chapters 487, 488, 489 and 490, respectively. Each of these public laws adopted the unanimous plans for reapportionment submitted by the apportionment commission and incorporated these plans by reference. The laws required the Revisor of Statutes to submit a bill to the Second Regular Session of the 130th Legislature codifying in the Maine Revised Statutes the reapportionment as enacted by the Legislature.

Chapter 552 codifies:

1. The districts for the election of State Senators as Part A, according to Public Law 2021, chapter 489, Appendix A;
2. The districts for the election of State Representatives as Part B according to Public Law 2021, chapter 490, Appendix A;
3. The districts for the election of Representatives to the United States Congress as Part C according to Public Law 2021, chapter 487, Appendix A; and
4. The districts for the election of county commissioners as Part D according to Public Law 2021, chapter 488, Appendix A.

It also corrects technical errors in the apportionment commission's plan discovered by the Office of the Secretary of State when the office applied the new districts to the central voter registration system in preparation for upcoming elections by correcting the census units in State Senate Districts 23, 25 and 26 and in State House of Representative Districts 24, 25, 28 and 107.

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It incorporates the changes to the Franklin County Commissioner Districts enacted in Public Law 2021, chapter 492 and the changes to the termination dates of Sagadahoc County Commissioner Districts 2 and 3 enacted in Public Law 2021, chapter 506.

Public Law 2021, chapter 552 was enacted as an emergency measure effective April 4, 2022.

LD 1947 An Act To Promote Electronic Filing of State Agency and Legislative Committee Publications

ENACTED LAW SUMMARY

Public Law 2021, chapter 549 reduces the number of paper copies a state agency or legislative committee must provide to the State Librarian when the agency or legislative committee publishes a report or other publication. It requires the State Librarian to maintain an online repository for permanent digital access to government documents.

This was a committee bill reported out by the Joint Standing Committee on State and Local Government pursuant to Resolve 2021, chapter 19.

LD 1975 An Act Concerning Winter Maintenance on Private Roads in the Town of Windham

ENACTED LAW SUMMARY

Private and Special Law 2021, chapter 20 repeals Private and Special Law 2021, chapter 10 and permits the Town of Windham to:

1. Identify and create a roster and map of the private ways on which the town provided winter maintenance for at least 20 years prior to the effective date of this law;
2. Until October 1, 2023, use public equipment to perform winter maintenance on the identified private ways for the public purpose of ensuring the public health and safety of residents and minimizing environmental damage to surrounding water bodies regardless of the existence of a public easement over the private way;
3. Develop basic maintenance standards for private ways on which the town may provide public winter maintenance after October 1, 2023;
4. Use public equipment to perform winter maintenance on private ways beginning October 1, 2023 provided:
 - A. The private way is under the purview of a road association or association of property owners;

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- B. The road association or owners of property benefited by the private way are notified of the basic maintenance standards required that must be met for continued winter maintenance by the Town of Windham;
- C. The road association or association of property owners agree to maintain the private way in accordance with basic maintenance standards; and
- D. At least 67% of the owners of property abutting the private way have issued a public easement to the town of Windham.

Private and Special Law 2021, chapter 20 prevents a road association or property owners benefited by a private way receiving winter maintenance from the town from asserting a claim that the private way has become a town way by any method or mechanism other than dedication and acceptance pursuant to the Maine Revised Statutes, Title 23, section 3025.

Private and Special Law 2021, chapter 20 was enacted as an emergency measure effective April 4, 2022.

LD 2002 An Act To Eliminate Inactive Boards and Commissions

ENACTED LAW SUMMARY

Public Law 2021, chapter 560 eliminates the following boards and commissions pursuant to the Maine Revised Statutes, Title 5, section 12006, subsection 2:

1. Commission To End Student Hunger;
2. Driver Education and Evaluation Programs Appeals Board; and
3. Potato Marketing Improvement Fund Committee.

LD 2005 An Act Regarding the Reapportionment of the Knox County Budget Committee Districts

ENACTED LAW SUMMARY

Public Law 2021, chapter 573 allows the Knox County Commissioners, beginning in June 2031, to determine whether changes to the budget committee districts are needed and, only if changes are necessary, submit a redistricting plan to the Secretary of State, who must submit the plan to the Legislature for review and enactment. It declares that, for purposes of the 2021 redistricting of the Knox County budget committee districts, the districts established currently in the Maine Revised Statutes, Title 30-A, section 757, subsection 2 remain the districts until the Knox County Commissioners submit a redistricting plan to the Secretary of State and that plan is subsequently

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reviewed and enacted by the Legislature. The terms of the budget committee members in office on the effective date of this law are not altered by this law.

Public Law 2021, chapter 573 was enacted as an emergency measure effective April 7, 2022.

LD 2011, An Act to Allow the Annexation of Certain Lands by Columbia Falls

ENACTED LAW SUMMARY

Private and Special Law 2021, chapter 25 authorizes the annexation of certain portions of the unorganized territories of Centerville Township and T19 MD BPP to the Town of Columbia Falls, subject to referendum by the Town of Columbia Falls.