

MAINE STATE LEGISLATURE

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LEGISLATIVE COUNCIL

NOVEMBER 14, 1988

REVISED AGENDA

CALL TO ORDER

ROLL CALL

SECRETARY'S REPORT

- Summary of October 5, 1988, Council Meeting

DIRECTOR'S REPORT

- Item #1: Approved Step Increases
- Item #2: Consideration of Step Increase for John Wakefield, Deputy Director, Office of Fiscal and Program Review
- Item #3: Approved Out-of-State Travel
- Item #4: Other Personnel Actions

Office of Policy and Legal Analysis

- Todd R. Burrowes of New Gloucester, Maine, to the position of Legislative Analyst, effective November 28, 1988.
- Deborah C. Friedman of Cape Elizabeth, Maine, to the position of Legislative Analyst, effective December 5, 1988.

Office of the Executive Director/Information Systems

- Transfer Edythe Hampson from the position of Proofreader, Engrossing, to the position of Information Assistant in the Legislative Information Office, effective December 5, 1988.
- Transfer Donna Sullivan from the position of Accounting Technician to the position of Office Support Technician (effective date to be negotiated).

- Item #5: Legislative Printing Contracts

REPORTS FROM COUNCIL COMMITTEES

- Item #1: Personnel Committee
- Item #2: Committee on Allocation of Legislative Space
- Item #3: Committee on Legislative Automation

OLD BUSINESS

NEW BUSINESS

- Item #1: Pre-Legislative Conference: Progress Report
- Item #2: Request for Extension of Deadline for Commission on Marine Research (letter from Rep. Coles, Commission Chair)
- Item #3: Submission of Final Study Reports
 - Joint Standing Committee on Economic Development: Study of International Trade
 - Joint Standing Committee on Judiciary: Study of the Financial Feasibility of a Public Defender Program
 - Joint Standing Committee on Utilities: Study of Utility Easements Over Existing Rights-of-Way
- Item #4: 4th Special Session: Bill Requests

SEN. CHARLES P. PRAY
CHAIRMAN

REP. JOHN L. MARTIN
VICE-CHAIRMAN



STATE OF MAINE
LEGISLATIVE COUNCIL
STATE HOUSE
AUGUSTA, MAINE 04333

SEN. NANCY RANDALL CLARK
SEN. DENNIS L. DUTREMBLE
SEN. THOMAS R. PERKINS
SEN. CHARLES M. WEBSTER
REP. JOHN N. DIAMOND
REP. DAN A. GWADOSKY
REP. THOMAS W. MURPHY, JR.
REP. EUGENE J. PARADIS

LEGISLATIVE COUNCIL

OCTOBER 5, 1988

MEETING SUMMARY

APPROVED NOVEMBER 28, 1988

CALL TO ORDER

The meeting of the Legislative Council was called to order in the Council Chambers by the Chair, Senator Pray, at 4:15 p.m.

ROLL CALL

Senators: Sen. Clark, Sen. Dutremble, Sen. Perkins, Sen. Pray, Sen. Webster

Representatives: Rep. Gwadosky, Rep. Martin, Rep. Paradis
Absent: Rep. Diamond and Rep. Murphy

Legislative Officers:

Sally Diamond	Executive Director, Legislative Council
Lynn Randall	State Law Librarian
Bent Schlosser	Director, Office of Fiscal and Program Review
Martha Freeman	Director, Office of Policy and Legal Analysis
John H. Bailey	Information Systems Director

SECRETARY'S REPORTS

The summary of the Council's September 14 and September 15, 1988, meetings were approved and placed on file. (Motion by Rep. Martin; second by Sen. Clark; unanimous).

DIRECTOR'S REPORT

- Approved Step Increases

Sally Diamond, Executive Director, reported that she had approved step increases for the following employees based on the recommendations of their respective Office Directors:

John Knox, Legislative Analyst (Salary Range 10), from Step F to Step G, effective October 31, 1988.

Hartley Palleschi, Research Assistant (Salary Range 7), from Step B to Step C, effective October 3, 1988.

Motion: That the Director's report be accepted and placed on file. (Motion by Rep. Martin; second by Sen. Clark; unanimous).

EXECUTIVE SESSION

Motion: That the Council go into Executive Session for the purpose of discussing matters related to personnel. (Motion by Rep. Martin; second by Sen. Clark; unanimous).

The Legislative Council proceeded to go into Executive Session at 4:20 p.m.

RECONVENE

The Legislative Council was reconvened by the Chair at 5:05 p.m.

REPORTS FROM COUNCIL COMMITTEES

Personnel Committee

Motion: That the staffing plan proposed for the Office of Policy and Legal Analysis by Martha Freeman, Director, be approved. (Motion by Rep. Martin; second by Sen. Dutremble; unanimous).

(Note: The proposal included the following):

- Organization of the Office staff into three working groups
- Appointment of 3 Principal Analysts, each of whom would have primary responsibility for one of the three working groups as well as a particular aspect of overall office administration. These are not new positions, but involve reclassification of two existing positions.
- Appoint of the following individuals to these three positions:
 - Julie Jones, Principal Analyst for Legal Services
 - Tim Glidden, Principal Analyst for Policy Research and Administration
 - David Elliott, Principal Analyst for Bill Drafting Coordination
- Conversion of one Research Assistant position to an Analyst position and appointment of Annika Lane to that position.

OLD BUSINESS

None.

NEW BUSINESS

Item #1: Request for Additional Meetings of the Study Subcommittee on Municipal Solid Waste. (Letter from Rep. Carter, Study Committee Chair).

Rep. Carter's letter requested Council approval of two additional meetings, including a trip to a solid waste disposal site in New Hampshire.

Motion: That the request be approved. (Motion by Rep. Martin; second by Sen. Clark; unanimous).

Item #2: Notification of Disposal of Surplus Real Property pursuant to Statute. (Memoranda from John Cashwell, Director, Bureau of Forestry).

Motion: That the notification be accepted and placed on file. (Motion by Rep. Martin; second by Sen. Webster; unanimous).

Item #3: Request for Technical Assistance from NCSL in Child Care/Early Childhood Education.

Rep. Martin reported that the members of both the Joint Standing Committee on Education and the Special Commission on Early Childhood Development & Education had been polled; and both committees have expressed support. Rep. Paradis pointed out the letter from Representatives Dellert and Pines expressing concern that appropriate Department of Education staff be involved in the project if Maine is selected as one of the recipients of an NCSL Technical Assistance award.

Motion: That the request to NCSL be formally approved. (Motion by Rep. Martin; second by Sen. Clark; unanimous).

Item #4: Request from Helen Ginder for authorization to participate in a special seminar at Harvard University.

Motion: That the matter be referred to the Executive Director for action. (Motion by Rep. Martin; second by Sen. Dutremble; unanimous).

Item #5: Legislative Ethics

Motion: That the presiding officers be authorized to engage the assistance of an attorney both for the purpose of addressing the issues raised in the preliminary report of the Commission on Governmental Ethics and Election Practices and to work with the special panel appointed by the presiding officers; and that the total amount to be expended for this purpose not exceed \$10,000. (Motion by Rep. Martin; second by Sen. Clark; unanimous).

ADJOURNMENT

The Legislative Council meeting was adjourned at 5:07 p.m. upon the motion of Senator Dutremble.

LEGISLATIVE PRINTING CONTRACTS

114th Legislature

House and Senate Calendars

Low bidder: J. S. McCarthy (the only bidder)

Price : Contract is bid on a per/page price. Page price represents a 16% increase over the contract for the 113th biennium.

113th \$: Total expenditures through the 2nd Regular Session were \$99,000.

LD's

Low bidder: J. S. McCarthy

Price : Contract is bid on a per/page price. Bid cannot be compared directly to 113th biennium because of move to 8 1/2 x 11 page size.

113th \$: Total expenditures through 2nd Regular Session were \$393,743.

Acts & Resolves

Low bidder: Quality Copy, Hallowell.

Price : Direct comparison not possible because structure of bid was changed.

113th \$: Total expenditures through 2nd Regular Session were \$60,000.

Legislative Record

Low bidder: Quality Copy, Hallowell.

Price : 8% increase. Contract is bid on a per/page price.

113th \$: \$40,000

House & Senate Register

Low bidder: Twin City Printery, Lewiston

Price : \$134.90/page

113th \$: \$33,568. (\$147.23/page)

11/14/88



MAINE STATE LEGISLATURE
Augusta, Maine 04333

November 4, 1988

Honorable Charles P. Pray, Chairman
Legislative Council
State House Station 115
Augusta, ME 04333

Dear Senator Pray:

I am writing to request an extension for the Commission on Marine Research to finish their work. The Commission has been meeting throughout the summer and fall to develop recommendations on this topic. A working group of marine researchers is currently developing a needs statement. I would like to request an extension to December 15th to allow the Commission to develop recommendations. Our budget will support several more meetings.

The Commission was originally proposed through LD 2387. However, in the confusion of the last days of the session, the Resolve (1987 c.112) was amended to contain only the emergency preamble and the appropriation. It has been confusing for the Commission to know which deadline to proceed under. In addition, the marine research field is complex and everchanging. It has taken the Commission and staff a long time to understand the marine research institutions, funding and needs of the State of Maine.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Reed Coles'.

Rep. Reed Coles
Chairman

SENATE

THOMAS H. ANDREWS, DISTRICT 30, CHAIR
JUDY C. KANY, DISTRICT 17
ROBERT C. DILLENBACK, DISTRICT 27

TED POTTER, LEGISLATIVE ANALYST
JANET BRIGGS, COMMITTEE CLERK



HOUSE

NATHANIEL J. CROWLEY, SR., STOCKTON SPRINGS, CHAIR
DONNELL P. CARROLL, GRAY
RITA B. MELENDY, ROCKLAND
PATRICIA M. STEVENS, BANGOR
CHARLES R. PRIEST, BRUNSWICK
B. CAROLYNE T. MAHANY, EASTON
RICHARD W. ARMSTRONG, WILTON
CLYDE A. HICHBORN, LAGRANG
RONALD C. BAILEY, FARMINGTON
DAVID G. STANLEY, CUMBERLAND

STATE OF MAINE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
COMMITTEE ON ECONOMIC DEVELOPMENT

November 1, 1988

Senator Charles P. Pray, Chairman
Legislative Council
State House
Augusta, ME 04333

Dear Senator Pray:

The Joint Standing Committee on Economic Development is pleased to submit the attached report of our study of International Trade pursuant to the order of the Legislative Council. We hope you find this report a useful tool in our continuing efforts.

Sincerely,

Thomas H. Andrews
(T.P.)
Sen. Thomas H. Andrews
Senate Chair

Nathaniel J. Crowley Sr. (T.P.)
Rep. Nathaniel J. Crowley, Sr.
House Chair

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0040A

SENATE

JOSEPH C. BRANNIGAN, DISTRICT 29, CHAIR
N. PAUL GAUVREAU, DISTRICT 23
HENRY W. BLACK, DISTRICT 25

MARTHA FREEMAN, LEGISLATIVE ANALYST
GILBERT BREWER, LEGISLATIVE ANALYST
CONNIE PENA, COMMITTEE CLERK



HOUSE

PATRICK E. PARADIS, AUGUSTA, CHAIR
DANIEL E. WARREN, SCARBOROUGH
HARRY L. VOSE, EASTPORT
CONSTANCE D. COTE, AUBURN
GERARD P. CONLEY, JR., PORTLAND
DALE F. THISTLE, DOVER-FOXCROFT
MARY H. MACBRIDE, PRESQUE ISLE
JEANNE F. BEGLEY, WALDOBORO
DANA C. HANLEY, PARIS
FRANCIS C. MARSANO, BELFAST

STATE OF MAINE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
COMMITTEE ON JUDICIARY

November 14, 1988

Senator Charles P. Pray, Chairman
Legislative Council
State House
Augusta, ME 04333

Dear Senator Pray:

The Joint Standing Committee on Judiciary is pleased to submit the attached report of our Study of the Financial Feasibility of a Public Defender Program, and Issues in Implementing a Cost Effective Program pursuant to the order of the Legislative Council. We hope you find this report a useful tool in our continuing efforts.

Sincerely,

Joseph Brannigan 68

Sen. Joseph C. Brannigan
Senate Chair

Patrick Paradis 68

Rep. Patrick E. Paradis
House Chair

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0042A



MAINE STATE LEGISLATURE
Augusta, Maine 04333

STUDY OF UTILITY EASEMENTS
OVER EXISTING RIGHTS-OF-WAY

November 14, 1988

Senator Charles P. Pray, Chairman
Legislative Council
State House
Augusta, ME 04333

Dear Senator Pray:

The Committee to Study Utility Easements over Existing Rights-of-Way is pleased to submit the enclosed report of our study of Utility Easements Over Rights-of-Way pursuant to the order of the Legislative Council. We hope you find this report to be useful in our continuing efforts.

Sincerely,

A handwritten signature in cursive script that reads "Francis Marsano".

Rep. Francis Marsano, Chair

6986m
0044A

LEGISLATIVE COUNCIL
NOVEMBER 14, 1988
REQUESTS TO INTRODUCE LEGISLATION
FOURTH SPECIAL SESSION

SPONSOR: Sen. Twitchell

LR 5942 AN ACT to provide a Refund of Sales Tax on Certain
Depreciable Machinery and Equipment Purchases

SPONSOR: Sen. Perkins

LR 5943 AN ACT to Extend Temporarily the Time Period During
Which the Department of Marine Resources may Conduct
Outside Evaluations of Coastal Aquaculture
Installations

SPONSOR: Rep. Lapointe

AN ACT to Establish the Position of County
Administrator for Androscoggin County

SPONSOR: Rep. Strout

AN ACT to Amend the Laws Relating to the Protection
of Natural Resources

SPONSOR: Rep. Gwadosky

Cosponsor: Sen. Kany

AN ACT to Amend the Guidelines for the Elderly
Householders' Tax & Rent Refund Program and the
Elderly Low Cost Drug Card Program

SPONSOR: Sen. Kany

Cosponsor: Rep. Gwadosky

AN ACT to Increase State Municipal Revenue Sharing