

MAINE STATE LEGISLATURE

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LEGISLATIVE COUNCIL

MARCH 5, 1990

REVISED AGENDA

CALL TO ORDER

ROLL CALL

SECRETARY'S REPORT

Summary of February 26, 1990, Council meeting

EXECUTIVE DIRECTOR'S REPORT

Item #1: Revisor's Bill Drafting Status Report

REPORTS FROM COUNCIL COMMITTEES

OLD BUSINESS

NEW BUSINESS

Item #1: After Deadline Bill Requests

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT



REP. JOHN L. MARTIN
CHAIR

SEN. DENNIS L. DUTREMBLE
VICE-CHAIR

STATE OF MAINE

114th LEGISLATURE

LEGISLATIVE COUNCIL

LEGISLATIVE COUNCIL

February 26, 1990

MEETING SUMMARY

APPROVED MARCH 5, 1990

SEN. CHARLES P. PRAY
SEN. NANCY RANDALL CLARK
SEN. CHARLES M. WEBSTER
SEN. PAMELA L. CAHILL
REP. DAN A. GWADOSKY
REP. JOSEPH W. MAYO
REP. MARY CLARK WEBSTER
REP. FRANCIS C. MARSANO

SARAH C. DIAMOND
EXECUTIVE DIRECTOR

CALL TO ORDER

The Legislative Council meeting was called to order in the Council Chambers by the Chair, Representative Martin, at 10:45 a.m.

ROLL CALL

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

Representatives: Rep. Martin, Rep. Mayo, Rep. Webster, Rep. Gwadosky, Rep. Marsano

Legislative Officers:

Sally Diamond, Executive Director
Lynn Randall, State Law Librarian
Bent Schlosser, Director, Office of Fiscal
and Program Review
Martha Freeman, Director, Office of Policy
and Legal Analysis
David Kennedy, Revisor of Statutes
David Silsby, Director, State House &
Capitol Park Commission
Joy O'Brien, Secretary of the Senate

SECRETARY'S REPORT

The Summary of the February 12, 1990, Council meeting was accepted and placed on file. (Motion by Sen. Pray; second by Rep. Mayo; unanimous).

EXECUTIVE DIRECTOR'S REPORT**Item #1: Revisor's Bill Drafting Status Report**

Council members reviewed the weekly report, which indicated that only 9 bills were still in the production process and an additional 16 were awaiting final signatures.

No Council action required.

REPORTS FROM COUNCIL COMMITTEES

None.

OLD BUSINESS

None.

NEW BUSINESS**Item #1: Correspondence from Jon Oxman, Chair, Special Committee on the New Capitol Area Master Plan**

Council members had copies of the letter from Mr. Oxman, which expressed concern that the Commission's appropriated budget was not adequate to support the work of an experienced planner through all phases of the development of a master plan for the Capitol Area.

Rep. Martin had prepared a draft reply to Mr. Oxman for consideration by the Council. The letter reiterates the Council's unanimous support for the development of a master plan, but reminds Mr. Oxman that the State's current financial situation mitigates against seeking additional funding for the Special Committee at this time.

Motion: That the Chair be authorized to send the letter as drafted. (Motion by Rep. Marsano; second by Sen. Pray; unanimous).

Sen. Clark inquired whether it would be appropriate to ask David Silsby to review with Council members the status of the various projects in which he has been involved. Council members expressed general agreement that this should be arranged for a future Council meeting.

Item #2: After Deadline Requests

In response to a question from Sen. Pray, David Kennedy reported that many of the bill requests which had just been accepted for introduction did not have sufficient information to proceed with drafting. Council members discussed briefly the need to establish rules governing these bill requests.

Motion: That sponsors be given until 5 p.m. on Tuesday, February 27, to provide complete information and to identify cosponsors and that any bill requests which did not meet these criteria by that time be considered dead; and, further, that the Revisor be directed to inform all sponsors of this deadline in writing. (Motion by Sen. Pray; second by Rep. Webster; unanimous).

ANNOUNCEMENTS AND REMARKS

None.

ADJOURNMENT

The Legislative Council meeting was adjourned by the Chair, without objection, at 11:20 a.m.

LEGISLATIVE COUNCIL
ACTION ON REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION

February 26, 1990

		Action
SPONSOR:	Rep. Boutilier	ACCEPTED
LR 3532	An Act to Create a Temporary Sizing of the Certificate of Need Development Account	
SPONSOR:	Sen. Clark	ACCEPTED
LR 3677	An Act to Amend the Reporting Procedures for the Governmental Ethics Laws	
SPONSOR:	Sen. Clark	ACCEPTED
LR 3686	An Act to Amend the Human Rights Act	
	Cosponsors: Rep. Pineau Sen. Gauvreau Rep. Paradis, Patrick	
SPONSOR:	Rep. Coles	ACCEPTED
LR 3667	An Act to Clarify County Responsibility for Support of Prisoners	
	Cosponsors: Sen. Cahill Rep. Chonko Rep. Small	
SPONSOR:	Rep. Farnsworth	FAILED
LR 3535	An Act Regarding the Department of Environmental Protection's Approval of Municipal Road Work	
SPONSOR:	Rep. Farren	ACCEPTED
LR 3688	An Act Concerning the Collection of Inspection Fees for Overboard Discharge	
	Cosponsors: Rep. Richards	
SPONSOR:	Rep. Hale	FAILED
LR 3274	An Act to Require Minimum Training Standards for Construction Flaggers	

SPONSOR: Rep. Hoglund

ACCEPTED

LR 3645* An Act to Restructure Exportation of
Natural Resources

Cosponsors: Sen. Berube
Rep. Foss
Rep. Nadeau, Guy

SPONSOR: Rep. Jacques

ACCEPTED

LR 3683 An Act Concerning the Discharge of Toxic Substances
into the Environment

Cosponsors: Rep. Michaud
Rep. McGowan
Sen. Kany

SPONSOR: Rep. Lord

ACCEPTED

LR 3668 An Act Concerning Private Wells Contaminated by
Hazardous Substances

SPONSOR: Rep. Martin, Hilda

ACCEPTED

LR 3681 An Act to Amend the Charter of the
Van Buren Water District

Cosponsors: Rep. Martin, John L.
Sen. Theriault

SPONSOR: Rep. Martin, John L.

ACCEPTED

LR 3660 An Act Regarding Squa Pan Stream

Cosponsors: Sen. Pray
Rep. Anderson
Rep. Michaud

SPONSOR: Rep. Martin, John L.

ACCEPTED

An Act Concerning Firearms

Cosponsors: Sen. Pray
Sen. Dillenback
Rep. Marsh

SPONSOR:	Rep. Melendy	ACCEPTED
LR 2682	An Act to Impose Responsibility on Owners of Firearms for Accident, Injury or Death Involving Firearms	
SPONSOR:	Sen. Pray	WITHDRAWN
LR 3664	An Act to Modify the Business Combinations Act	
	Cosponsors: Rep. Martin, John L. Rep. Clark, Herbert Rep. Michaud	
SPONSOR:	Sen. Pray	ACCEPTED
LR 3665	An Act to Define Severence Pay Liability in Business Combinations	
	Cosponsors: Rep. Martin, John L. Rep. Clark, Herbert Rep. Michaud	
SPONSOR:	Sen. Pray	ACCEPTED
LR 3666	An Act Concerning the Dismissal of Employees of a Corporation that has been the Subject of a Takeover	
	Cosponsors: Rep. Martin, John L. Rep. Clark, Herbert Rep. Michaud	
SPONSOR:	Rep. Priest	ACCEPTED
LR 3679	An Act Regarding Importation of Liquor	
SPONSOR:	Rep. Richards	FAILED
LR 3552	An Act to Allow for Appointment of an Independent Prosecutor in Certain Cases	
	Cosponsors: Rep. Conley, Jr. Rep. Hastings Sen. Hobbins	

SPONSOR: Rep. Rolde ACCEPTED

LR 3676 An Act to Preserve the Rights of Certain
Litigants in Whistleblower Suits

SPONSOR: Rep. Rolde ACCEPTED

LR 3661 An Act to Dedicate Funds to Ensure Access
to Health Care

SPONSOR: Rep. Simpson FAILED

LR 3585 An Act Concerning Sales and Use Taxes for
Computer Game Rentals

SPONSOR: Rep. Simpson WITHDRAWN

LR 3600 An Act to Allow Municipalities to Fully
Retain School Impact Fees

SPONSOR: Rep. Tammaro ACCEPTED

LR 3682 An Act to Designate the Quoddy Loop
as a Scenic Way

Cosponsors: Rep. McGowan
Rep. Jacques
Sen. Randall

SPONSOR: Rep. Tardy ACCEPTED

LR 3671 An Act to Provide for a Study of the Harness
Racing Industry

SPONSOR: Rep. Tardy FAILED

LR 3687 An Act to Amend the Laws Pertaining
to the Commission on Biotechnology
and Genetic Engineering

Cosponsors: Rep. Whitcomb

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR:	Sen. Bost	TABLED 02/05/90
LR 3635	An Act Regarding the University of Maine System	
SPONSOR:	Rep. Mitchell	TABLED 02/05/90
LR 3634	An Act to Improve Maine's Public Drinking Water Supplies that Come from Surface Water	
SPONSOR:	Sen. Pray	TABLED 12/20/89
LR 3474	An Act Relating to Education Costs in the Town of Lakeview	
SPONSOR:	Sen. Pray	TABLED 02/26/90
LR 3663	An Act to Modify the Charter of Great Northern Paper	
	Cosponsors: Rep. Martin, John L. Rep. Clark, Herbert Rep. Michaud	
SPONSOR:	Rep. Rolde	TABLED 01/11/90
LR 3589	An Act to Establish an Uniform Sales Tax for Meals, Lodging and Alcohol	
SPONSOR:	Rep. Rolde	TABLED 02/26/90
LR 3670	An Act to Allow the Loan of Automobiles to Municipalities for Law Enforcement Purposes	
SPONSOR:	Rep. Tracy	TABLED 02/26/90
LR 3678	An Act to Clarify the Provisions of the Workplace Manslaughter Law	
	Cosponsors: Sen. Bustin Rep. Nutting Rep. Paradis, Patrick	

JOHN DAVID KENNEDY
Revisor of Statutes

MARGARET E. MATHESON
Principal Attorney

EVELYN KNOPF
SUZANNE M. GRESSER
Legislative Attorneys

ELIZABETH H. GOSSELIN
Technical Services



MAINE STATE LEGISLATURE
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STATE HOUSE STATION 7
AUGUSTA, MAINE 04333
(207) 289-1650

MEMO

TO: The Honorable John L. Martin, Chair
and Members of the Legislative Council

FROM: David Kennedy *DK*

DATE: March 5, 1990

RE: Drafting Status Report as of March 5, 1990

I. Bill Requests to be Drafted

a. Legislator Pre-cloture Requests Approved	369
b. Legislator After Deadline Requests Approved	79
c. Department, Governor and Agency Requests	133
d. Study or Special Authority Bills Received	72
e. Initiated Bills	1

TOTAL 654

II. Bill Requests in Process and Drafted

a. Requests in Initial Drafting	0
b. Initial Draft Complete; in Production	10
c. Final Version Sent Out for Signature	4
d. Final Version Released for Printing	590
e. Voided or Withdrawn	50

TOTAL 654

III. Orders, Joint Orders and Joint Resolutions

a. Requests Received	31
b. Items in Progress	7
c. Items Completed	24

IV. Legislative Sentiments

a. Requests Received Since Cloture	337
b. Items in Progress	13
c. Items Completed	324

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
March 2, 1990

Action

SPONSOR: Sen. Bost

LR 3699 An Act Regarding Taxation of Leased
Personal Property

Cosponsors: Rep. Ruhlin
Rep. Cashman
Sen. Andrews

SPONSOR: Sen. Gauvreau

LR 3692 An Act to Extend the Reporting Date of the
Commission to Evaluate the Adequacy of the Aid
to Families with Dependent Children Need and
Payment Standards

SPONSOR: Rep. Hale

LR 3274 An Act to Require Minimum Training Standards
for Construction Flaggers
(FAILED 2/26/90)

Cosponsors: Sen. Twitchell
Sen. Collins
Rep. Murphy

SPONSOR: Rep. Kilkelly

LR 3693 An Act to Quiet Title to Unused Ancient
Rights of Way

SPONSOR: Rep. Martin, John L.

LR 3695 An Act to Establish Fees for Nonferrous
Metal Mining

Cosponsors: Rep. Lisnik
Rep. Anderson
Sen. Collins

SPONSOR: Sen. Pray

LR 3694 An Act to Extend the Reporting Deadline of the
Commission on Maine's Future

SPONSOR: Rep. Tardy

LR 3687 An Act to Amend the Laws Pertaining
to the Commission on Biotechnology
and Genetic Engineering
(FAILED 2/26/90)

Cosponsors: Rep. Whitcomb

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR:	Sen. Bost	TABLED 02/05/90
LR 3635	An Act Regarding the University of Maine System	
SPONSOR:	Rep. Mitchell	TABLED 02/05/90
LR 3634	An Act to Improve Maine's Public Drinking Water Supplies that Come from Surface Water	
SPONSOR:	Sen. Pray	TABLED 12/20/89
LR 3474	An Act Relating to Education Costs in the Town of Lakeview	
SPONSOR:	Sen. Pray	TABLED 02/26/90
LR 3663	An Act to Amend the Charter of Great Northern Nekoosa Corporation, Formerly Great Northern Paper Company	
	Cosponsors: Rep. Martin, John L. Rep. Clark, Herbert E. Rep. Michaud	
SPONSOR:	Rep. Rolde	TABLED 01/11/90
LR 3589	An Act to Establish an Uniform Sales Tax for Meals, Lodging and Alcohol	
SPONSOR:	Rep. Rolde	TABLED 02/26/90
LR 3670	An Act to Allow the Loan of Automobiles to Municipalities for Law Enforcement Purposes	
SPONSOR:	Rep. Tracy	TABLED 02/26/90
LR 3678	An Act to Clarify the Provisions of the Workplace Manslaughter Law	
	Cosponsors: Sen. Bustin Rep. Nutting Rep. Paradis, Patrick	

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
ADDENDUM

March 5, 1990

Action

SPONSOR: Sen. Titcomb

LR 3705 An Act to Allow School Secretaries
Employed Prior to June 30, 1989 Who
Through Error or Oversight by Their
Employer Elect Not to be Members of
the Maine State Retirement System

Cosponsors: Rep. Simpson
Sen. Twitchell