

MAINE STATE LEGISLATURE

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LEGISLATIVE COUNCIL
WEDNESDAY, JULY 18, 1990
REVISED AGENDA

CALL TO ORDER

ROLL CALL

SECRETARY'S REPORT

Summary of June 11, 1990, Council meeting.

EXECUTIVE DIRECTOR'S REPORT

Item #1: Approved Step Increases

Item #2: Resignations

Todd Burrowes, Legislative Analyst, OPLA
Linda Corbin, Proofreader, Office of the Revisor
Angela Hallett, Office Assistant, Office of the Revisor
Barbara McGinn, Research Assistant, OPLA

REPORTS FROM COUNCIL COMMITTEES

Personnel Committee

Committee on Legislative Automation

OLD BUSINESS

Item #1: Request to Appoint an Investigating Committee Regarding
Circumstances Surrounding the Death of Rick LeTourneau.
(Tabled at June 11 Council Meeting)

Item #2: Request for an Interim Study on Drug Enforcement
Oversight. (Tabled at June 11 Council Meeting)

NEW BUSINESS

Item #1: Notification of Proposal to Dispose of Surplus Real
Property in the Town of Poland, Androscoggin County.
(Memo from John H. Cashwell, Director, Maine Bureau of
Forestry)

Item #2: Request for Reimbursement of Expenses to Convene the First Meeting of the Special Commission to Study and Evaluate the Status of Education Reform in Maine. (Letter from Rep. Nathaniel J. Crowley, Sr., Commission Member)

Item #3: Request to Increase the Size and Authorized Activity Level of the AMHI Oversight Subcommittee. (Letter from Sen. Gauvreau and Rep. Manning).

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT

REP. JOHN L. MARTIN
CHAIR

SEN. DENNIS L. DUTREMBLE
VICE-CHAIR



STATE OF MAINE

114th LEGISLATURE

LEGISLATIVE COUNCIL

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

LEGISLATIVE COUNCIL

JUNE 11, 1990

MEETING SUMMARY

APPROVED JULY 18, 1990

CALL TO ORDER

The Legislative Council meeting was called to order in the Council Chambers by the Chair, Representative Martin, at 12:10 p.m.

ROLL CALL

Senators:	Sen. Pray, Sen. Webster, Sen. Cahill Absent: Sen. Clark, Sen. Dutremble
Representatives:	Rep. Martin, Rep. Gwadosky, Rep. Mayo, Rep. Webster, Rep. Marsano
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 David Kennedy, Revisor of Statutes Joy O'Brien, Secretary of the Senate

SECRETARY'S REPORT

The summary of the May 7, 1990, Legislative Council meeting was approved and placed on file. (Motion by Sen. Clark; second by Rep. Webster; unanimous).

ANNOUNCEMENTS AND REMARKS

Item #1: Overview of CSG/ERC Annual Meeting

This item was taken out of order. The Chair recognized Alan Sokolow, Director of the Eastern Regional Office of the Council of State Governments, and welcomed him to Maine. Mr. Sokolow expressed CSG's appreciation for the continuing commitment and support that Maine has given to the organization over the years. He encouraged Council members to attend this year's annual meeting in Manchester, New Hampshire, in late July, noting that the program promised to be excellent.

Mr. Sokolow also reported that the ERC would be pursuing three new policy initiatives in the coming year - - global warming; export trade; and substance abuse - - and expressed his hope that Maine legislators would participate on all three subcommittees. Finally, he reported that CSG was approaching the Eagleton Institute of Politics at Rutgers University to develop a training program for legislators who had served 3-4 terms and who were interested in pursuing leadership positions in the future.

As he concluded his remarks, he was joined by Representative Elizabeth S. Millard, the House Majority Leader in New Hampshire and Chair of the Eastern Regional Conference this year. Rep. Millard again expressed her appreciation to the Council for its support.

No Council action required.

EXECUTIVE DIRECTOR'S REPORT

Item #1: Bent Schlosser's Decision to Retire

Sally Diamond, Executive Director, noted that Mr. Schlosser's letter announcing his decision to retire effective June 30 had been mailed directly to Council members.

The Chair, Rep. Martin, observed that Mr. Schlosser had completed 18 years of service in Maine State Government, 16 of which had been with the Legislature, in what he characterized as one of the most difficult staffing assignments of all - working with the Appropriations Committee. He thanked Bent for his work and, on behalf of the entire Council, wished him well in his retirement.

Mr. Schlosser responded that the decision had been a very difficult one for him to make and thanked the Council for its good wishes.

Motion: That the Legislative Council accept Bent Schlosser's decision to retire effective June 30 with deep regret. (Motion by Sen. Pray; second by Rep. Marsano; unanimous).

Motion: That the Council Chair be authorized to appoint a Search Committee to screen candidates for the position of Director of the Office of Fiscal and Program Review and make a formal recommendation to the Council. (Motion by Sen. Pray; second by Rep. Marsano; unanimous).

Motion: That John Wakefield be appointed Acting Director of the Office of Fiscal and Program Review and this appointment to take effect on the date of Mr. Schlosser's retirement and extend until such time as a new Director has assumed office. (Motion by Sen. Pray; second by Rep. Webster; unanimous).

Item #2: Out-of-State Travel

Council members had received a memo from the Executive Director which summarized the out-of-state travel she had approved for non-partisan staff during the interim. Ms. Diamond noted that the Office Directors had been particularly selective in their requests this year in light of the reduced funds available and that the trips represented on the list were well within the reduced budget.

Motion: That this report be accepted and placed on file. (Motion by Sen. Pray; second by Rep. Mayo, unanimous).

REPORTS FROM COUNCIL COMMITTEES

None.

OLD BUSINESS

None.

NEW BUSINESS

Item #1: Notification of Proposal to Dispose of Edmunds School House in Edmunds, Washington County.

Council members had received a memo from John Cashwell, Director, Bureau of Forestry, regarding the Bureau's intent to dispose of the aforementioned surplus real property. This notification to the Council was pursuant to statute (12 M.R.S.A. @ 8003 @@ 3).

Motion: That the correspondence be accepted and placed on file. (Motion by Sen. Cahill; second by Sen. Pray; unanimous).

- Item #2:** Request from the Joint Standing Committee on Judiciary for an Interim Study on Drug Enforcement Oversight. (Letter from Sen. Hobbins, Senate Chair, and Rep. Paradis, House Chair)

Motion: That the item be tabled until such time as one of the Committee Chairs is available to discuss the request with the Council. (Motion by Rep. Martin; second by Rep. Mayo; unanimous).

- Item #3:** Request to Appoint an Investigative Committee regarding Circumstances Related to the Death of Rick LeTourneau. (Letter from Rep. Boutilier)

Motion: That the item be tabled pending the receipt of further information and that the Chair be authorized to seek information regarding the incident referred to in Rep. Boutilier's letter from both the Attorney General's Office and the Department of Human Services. (Motion by Sen. Pray).

Discussion: Rep. Marsano, indicating that he would oppose a motion to table, suggested that the Council discuss Rep. Boutilier's request to determine whether there was sufficient interest to pursue the issue even for the purpose of gathering additional information. He also questioned whether the Council had the authority to appoint an investigative committee and whether such a committee would have any authority even though appointed. In response, Sen. Pray argued that the Council had virtually no substantive information at this point upon which to base a decision about the need to establish a special committee. Rep. Martin then asserted that the Council did have explicit statutory authority to appoint investigative committees who would have full powers, including the authority to subpoena.

The motion to table was restated as originally presented, seconded by Sen. Cahill, and approved 7-1.

- Item #4:** Cost-of-Living Increases for Constitutional Officers

The Chair noted that the four Constitutional Officers were the only employees in state government who had not received the 3% cost of living increase effective April 1. He also clarified, in response to questions from Sen. Cahill and Rep. Webster, that this cost-of-living increase was separate and distinct from the step increases, which had been the subject of debate during the legislative session. Ms. Diamond stated that the Constitutional Officers may receive step increases only after the Legislative Council has taken specific action to award them. Three of the four officers (all except the State Auditor, who was initially appointed

to his post in April) were awarded step increases in December, 1989, their anniversary date, and would not be eligible for consideration of another such increase until December of this year, after the 115th Legislature has convened.

Motion: That a 3% cost-of-living increase be awarded to all four Constitutional Officers and that this increase be retroactive to April 1, 1990, the date it was effective for all other state employees. (Motion by Rep. Mayo; second by Rep. Gwadosky; approved 7-1)

Item #5: Report from Advisory Committee on Legislative Structure and Operations

The Chair recognized the Honorable Kenneth P. MacLeod, Co-Chair of the Advisory Committee. Mr. MacLeod first noted that, although the cover letter had been submitted without signatures, the Committee had reviewed and approved the draft letter with changes. He proceeded to report that the Advisory Committee had met 14 times during the course of the Peat Marwick study, devoting the last meetings to a thorough review of the recommendations contained in the Report. The Committee's report to the Council comprises a summary of its discussions and indicates the Committee's consensus (or lack of) regarding each of Peat Marwick's recommendations. Finally, Mr. MacLeod noted that the Committee felt that Peat Marwick had done a good job in many areas, but that their overall understanding of the Maine Legislature and legislative process had suffered by virtue of the fact that none of the consultant team had been here, on site, at the end of the legislative session.

Motion: That the Advisory Committee's report be accepted and placed on file. (Motion by Sen. Pray; second by Rep. Mayo; unanimous).

Discussion: Discussion of the Report continued following the vote on the motion to accept the Committee's report. Rep. Webster inquired what the process would be from this point on. After discussion, Council members agreed that, rather than appoint a subcommittee of the Council to review the Advisory Committee's recommendations, all Council members who were interested in participating in this further review should have an opportunity to do so.

Rep. Gwadosky suggested that it would be useful to have the Recommendations classified in order to have a clearer sense of which ones this Council could proceed to implement and which should appropriately be deferred to the 115th Legislature. Sally Diamond was asked to work on this reclassification of the Recommendations and present the results to the Council.

Rep. Foss, a member of the Advisory Committee, suggested that the Council ask the Peat Marwick consultants to return to Maine to review the recommendations with the Council, particularly those related to the Proposed Bill System. Discussion of this suggestion resulted in general agreement that such a system was not something that could be implemented in 6 months, but required careful thought and planning, and consultation with other states who employed similar "concept drafting" systems. The Chair suggested that the NCSL Annual Meeting in Nashville later this summer might provide an opportunity to learn more about other states' systems and their experience, and asked Ms. Diamond to explore the possibility of setting up an informal round table sometime during the week of the annual meeting, to include interested members of the Maine delegation and representatives from other states.

ADJOURNMENT

The Legislative Council meeting was adjourned at 1:48 p.m., on the motion of the Chair.

SARAH C. DIAMOND
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL

RICHARD N. SAWYER, JR.
ADMINISTRATIVE SERVICES
DIRECTOR



MAINE STATE LEGISLATURE
OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

EXECUTIVE DIRECTOR'S REPORT

JULY 18, 1990

Approved Step Increases

Donat B. Boisvert, Director, Maine Canadian Legislative Advisory Office, (Salary Range 8), from Step Q to X, effective July 16, 1990.

Anne Woodward, Legislative Technician, Revisor's Office, (Salary Range 4), from Step D to Step E, effective July 25, 1990.

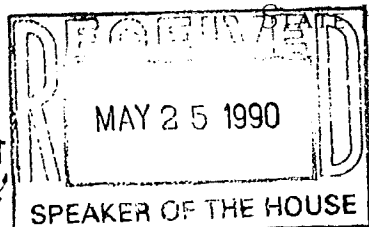
The following employee has completed another year of service but has not been employed the required length of time to advance to Step Q:

J. Timothy Leet, Legislative Analyst, Office of Fiscal and Program Review.

The following employee has completed another year of service but is at Step X and is not eligible for further step increases:

Simone Antworth, Administrative Secretary, Law and Legislative Reference Library.

HOUSE OF REPRESENTATIVES



STATE HOUSE AUGUSTA 04333
289-1400

Received by: <i>Sally</i>	
KPA	_____
KWG	_____
RLC	_____
PAE	_____
BPP	_____
CPS	_____
AS	_____



Bradford E. Boutilier
P.O. Box 3046
Lewiston, Maine 04240

May 23, 1990

John L. Martin, Chair
Legislative Council
Station 2
Augusta, Maine 04333

Dear Speaker Martin:

You are probably aware of a Cumberland County civil lawsuit involving the death of a four-year old Durham boy, Rick LeTourneau.

The natural mother has filed a civil suit against the boy's foster mother, Deborah Wolfenden, claiming that Wolfenden intentionally beat the child to death. According to police, she admitted pushing the child to the floor moments before he hit his head and lost consciousness. He choked to death on his own vomit while unconscious. The autopsy report stated that the child had numerous abrasions and bruises on his body.

Wolfenden faces an assault charge, which has resulted in public outrage within the community. The attorney general's office decided not to press manslaughter charges against Wolfenden because they feel they do not have sufficient evidence to prosecute.

I feel the assault charge is inappropriate and inconsistent with manslaughter charges in other state cases and several questions remain unanswered.

Since the State of Maine does not have the authority to call in a special prosecutor to investigate the decision by the attorney general's office, does the Legislative Council have the ability to appoint an investigative committee? If it does, I am formally requesting that one be established.

An investigative committee would need to address the following issues:

District 66: Lewiston

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1) What process was used by the Department of Human Services to determine the competence of the Wolfendens as foster parents?

2) What were the events that led to the child's death?

3) What type of follow-up did the department provide after the child was placed in this foster home?

4) What process did the Department of Human Services use to handle allegations of abuse by the Wolfendens?

5) Why did the department choose not to take action regarding the continued placement of this child with the Wolfendens prior to this time?

6) What do the boy's medical records show? Do they indicate that physical abuse may have taken place prior to the incident that led to his death?

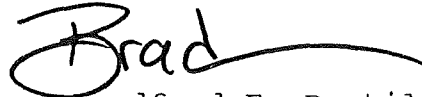
7) What was the process the attorney general's office used to determine the charges brought against Mrs. Wolfenden?

8) How is this case consistent or inconsistent with other state cases?

If a foster child is killed, issues are raised about other foster parents -- and the foster care system as a whole. I feel strongly that these issues should be addressed and that an investigative committee is an appropriate mechanism to respond to these questions. The committee should be charged with making recommendations to the Governor and the Legislature regarding this issue to help deter similar incidents in the future.

I look forward to hearing from you. Please do not hesitate to contact me with any questions you may have.

Sincerely,

A handwritten signature in black ink that reads "Brad" with a stylized flourish extending from the end.

Bradford E. Boutilier
State Representative

cc: Legislative Council members
Jane Sheehan, Child Welfare Services Ombudsman

John R. McKernan, Jr.
Governor



Jane Sheehan
Ombudsman

Executive Department
Office of Child Welfare Services Ombudsman

July 10, 1990

Honorable John L. Martin, Chair
Legislative Council, Maine Legislature
State House Station #115
Augusta, Maine 04333-0115

Dear Chair Martin:

I am writing in response to your letter of June 21, 1990, regarding Representative Boutilier's request for a special committee to investigate the circumstances surrounding the death of Ricky Letourneau and my involvement, as Child Welfare Ombudsman, in this case.

. On April 18, 1990, Mary-Gay Kennedy, Director of the Court Appointed Special Advocates (hereinafter CASA) filed a complaint with my office concerning the activities of various state agencies involved in the investigation of the Letourneau case. Ms. Kennedy's complaint included three issues:

1. The involvement of the Department of Human Services in monitoring the foster care of Ricky Letourneau while he resided with Deborah and Robert Wolfenden, and the reasons for not maintaining an open child protective case for the three natural Wolfenden children subsequent to Ricky's death.
2. The reasons behind the Attorney General's decision not to reopen the Grand Jury proceedings for the purpose of charging Deborah Wolfenden with manslaughter or with aggravated assault. (The pending charge against Ms. Wolfenden is for assault.)
3. The possibility of legislative initiatives to strengthen the present criminal statutes to provide more protection for Maine's children, particularly 22 M.R.S.A. 106 pertaining to assaults on children.

Hon. John L. Martin, Chair
July 10, 1990
Page 2

In pursuing a complaint, my office tries to represent the best interests of individuals whose rights may have been infringed by the State's child welfare system. In this particular case, I am reviewing the involvement of the Department of Human Services, the Attorney General's decision, and the possibility of legislative initiatives. My activities to date include:

1. An ongoing inquiry with the Department of Human Services which includes: a complete review of the Wolfenden/Letourneau file; a review of the independent investigation done by an outside consultant for DHS; several meetings with the Commissioner, Deputy Commissioner, Director of Child and Family Services, and the Regional Program Manager; a recommendation to pursue reopening an investigation of maintaining an open child protective case on the Wolfenden family and continuous follow up to any action including any remedial action to be taken by DHS. (None of the files were shared with CASA because of the confidentiality ruling made by the Deputy Attorney General for DHS.)
2. Facilitation of a meeting on June 6, 1990, with Deputy Attorney General James Kilbreath, Assistant Attorney General Fernand LaRochelle, Mary-Gay Kennedy, and Sylvia Brewster to discuss the possibility of reopening the indictment against Deborah Wolfenden, and to discuss possible changes in the criminal statute. Attorney Kilbreath stated that the decision of the Attorney General was final at this time. He did express interest in reviewing our present statutes. (Ms. Brewster is an attorney and not a party to any of the proceedings concerning the Wolfenden case and is assisting Ms. Kennedy in working on a resolve to her complaint.)
3. Facilitation of a meeting on July 6, 1990, with Dr. Henry Ryan, Chief Medical Examiner, Dr. Larry Ricci, Dr. John Farquhar, Mary-Gay Kennedy, and Sylvia Brewster. Dr. Ricci (a child abuse expert pediatrician who will testify for the state in the Wolfenden case) and Dr. Farquhar (a child abuse expert pediatrician from Bangor) did not actually attend the meeting because of emergencies, however, Dr. Ryan provided an extensive review of the role of his office in this case.

Hon. John L. Martin, Chair
July 10, 1990
Page 3

4. Ongoing research, including contacting the National Conference of State Legislatures, assistance from the Maine State Law and Legislative Library and individual review of other state criminal child abuse statutes. This research will be collated in report form by the end of August, 1990, with recommendations for possible changes to the Maine Statutes.

At the present time, I have not concluded my review of this case and can predict that I will remain involved for several more months. I would be most willing to work with the Council in whatever action the Council may choose to take at this time.

I hope that I have been of assistance to you.

Sincerely,

Jane Sheehan

Jane Sheehan

JS:vg

cc: Members of the Legislative Council
James Kilbreath, Deputy Attorney General
Representative Brad Boutilier
Mary-Gay Kennedy, Director, CASA
Sylvia Brewster, Esq.
Commissioner Rollin Ives, DHS
Henry Ryan, M.D. Chief Medical Examiner
Larry Ricci, M.D.
John Farquhar, M.D.



JAMES E. TIERNEY

ATTORNEY GENERAL

STATE OF MAINE
DEPARTMENT OF THE ATTORNEY GENERAL
STATE HOUSE STATION 6
AUGUSTA, MAINE 04333

July 13, 1990

John L. Martin, Chair
Legislative Council
State House Station #2
Augusta, Maine 04333

Dear Speaker Martin:

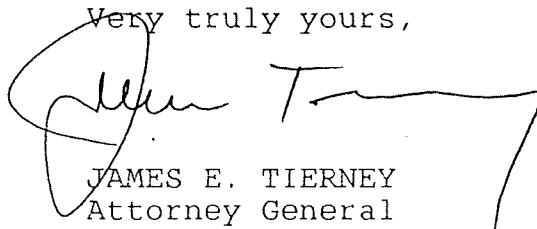
This is in response to your letter of June 21, 1990 concerning the decision of our office to bring assault charges against Deborah Wolfenden. I have reviewed Representative Boutilier's letter and have the following comments:

1. As a preliminary matter, Rule 6 of the Maine Rules of Criminal Procedure prohibits disclosure of matters occurring before the Grand Jury. Similarly, Rule 3.7(J) of the Maine Bar Rules prohibits "a lawyer involved in the prosecution ... of a criminal matter" from making "any extra-judicial statement which poses a substantial danger of interference with the administration of justice." For these reasons, we must necessarily be cautious about public statements on criminal cases.

2. Subject to the limitations described above, the short answer to your inquiry is that it was the unanimous view of the Criminal Division, the Chief Deputy, and myself that an assault charge was appropriate. I can assure you that my office painstakingly evaluated the case and thoroughly considered all the prosecutorial possibilities. We made a professional judgment that the charge of manslaughter could not be brought on the basis of the evidence available to us, including both the medical evidence and the evidence about the actual circumstances surrounding Ricky LeTourneau's death. Absent a clear factual basis, the Code of Ethics requires us not to proceed on a manslaughter charge.

I hope this information is helpful.

Very truly yours,



JAMES E. TIERNEY
Attorney General

SENATE

BARRY J. HOBBS, DISTRICT 31, CHAIR
N. PAUL GAUVREAU, DISTRICT 23
MURIEL D. HOLLOWAY, DISTRICT 20

MARGARET REINSCH, LEGISLATIVE ANALYST
TODD BURROWES, LEGISLATIVE ANALYST
SUSAN PINETTE, COMMITTEE CLERK



HOUSE

PATRICK E. PARADIS, AUGUSTA, CHAIR
CONSTANCE D. COTE, AUBURN
GERARD P. CONLEY, JR., PORTLAND
PATRICIA M. STEVENS, BANGOR
CUSHMAN D. ANTHONY, SOUTH PORTLAND
SUSAN FARNSWORTH, HALLOWELL
MARY H. MACBRIDE, PRESQUE ISLE
DANA C. HANLEY, PARIS
PETER G. HASTINGS, FRYEBURG
JOHN H. RICHARDS, HAMPDEN

STATE OF MAINE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
COMMITTEE ON JUDICIARY

May 23, 1990

Honorable John L. Martin, Chair
Legislative Council
114th Maine State Legislature
Augusta, Maine 04333

Re: Additional study request

Dear Speaker Martin:

Due to the utmost importance and necessity of having a unified front in our war against illegal drugs, and due to the fact that there is continuing controversy regarding the State's Bureau of Intergovernmental Drug Enforcement role in this arena, we are requesting that the Legislative Council permit the Joint Standing Committee on Judiciary to form a 5-person select subcommittee on Drug Enforcement Oversight.

We are requesting authorization for up to 5 subcommittee meetings. We anticipate that each meeting will be held in Augusta. We further anticipate that a final report will be submitted to the Council by October 1, 1990.

Additional details are included in the attached outline.

Please contact us if you have any questions. Thank you for your consideration.

Barry J. Hobbs
Barry J. Hobbs
Senate Chair

Sincerely,
Patrick E. Paradis
Patrick E. Paradis
House Chair

1122LHS

STUDY REQUEST

COMMITTEE: Joint Standing Committee on Judiciary

STUDY GROUP: 5-member subcommittee, appointed by the Speaker and the President
Subcommittee to elect chair at first meeting

SUBJECT: Drug Enforcement Oversight

PURPOSE: The purpose of the study is to inform the subcommittee about:

- Drug enforcement activities currently occurring in the State
- The procedures and strategies involved in fighting the war on drugs
- The participation and cooperation among all actors in the enforcement efforts
- The roles of the various actors
- The success rate and progress made in enforcement efforts
- Planning procedures
- Drug enforcement needs and plans for the future

MEETINGS: 5 subcommittee meetings in Augusta

ACTIVITIES: Accept testimony from invited speakers
Review written information
Determine and summarize the programs undertaken in the State
Make findings and recommendations regarding drug enforcement activities in Maine

REPORT DUE: October 1, 1990, with any recommended legislation

STAFFING: The subcommittee may request staff assistance from the Legislative Council

1122LHS/2

June 21, 1990

STATE OF MAINE

INTER-DEPARTMENTAL MEMORANDUM

TO: Sara Diamond, Ex. Director Legislative Council
FROM: John Cashwell, Director Conservation
 Bureau of Forestry
RE: SURPLUS REAL PROPERTY DISPOSAL, 12 MRSA §8003 §§3, Par. M,
 as Amended by P.L. 1987, Ch. 308

The Director of the Bureau of Forestry, with the consent of the Commissioner of Conservation, proposes to dispose of the surplus real property located in the town of Poland, Androscoggin County as described on the enclosed information sheet.


Notification is hereby made with respect to the proposed disposition of the property.

June 21, 1990

STATE OF MAINE

INTER-DEPARTMENTAL MEMORANDUM

To: Various Agencies & Bureaus, Maine State Housing Authority,
and Town of Poland

From: Fred Bartlett, Director 
Engineering & Realty Division Dept. of Conservation

RE: REAL PROPERTY DISPOSAL

The Maine Department of Conservation is considering disposal of the following real property. If your bureau, or department is interested in acquiring the property please contact:

Department of Conservation
Engineering & Realty Division
State House Station #22
Augusta, ME 04333
Tel. 289-4970

All inquiries must be submitted prior to July 21, 1990.

LOCATION: Town of Poland, Route 11, Androscoggin County

SITE DESCRIPTION: 9 Acres +, Rectangular in shape
325 feet on Route 11
325 feet on Little Androscoggin River

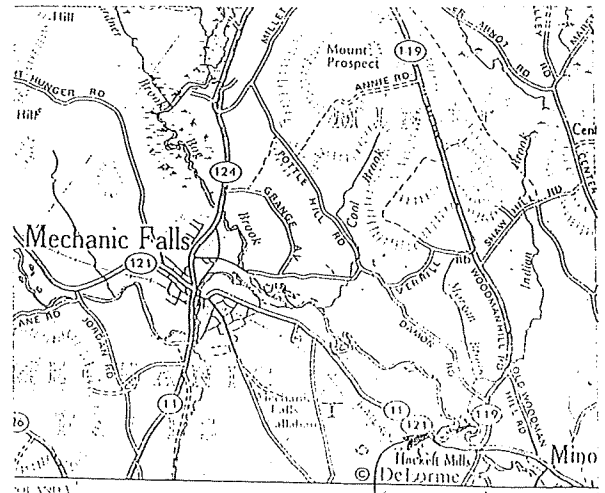
UTILITIES: Electricity, telephone, driven well, septic

IMPROVEMENTS: former Maine Forest Service facility
20 ft x 30 ft - 1 story - Ranch style house
20 ft x 24 ft - garage/office/storage
37 ft x 48 ft - 3 bay garage/storage building

ZONING: Residential + Resource Protection

RESTRICTIONS: None-apparent

APPRAISED VALUE: \$80,000.00 6/21/90



Subject site

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, PRINCIPAL ANALYST
JULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
GILBERT W. BREWER
TODD R. BURROWES
GRO FLATEBO
DEBORAH C. FRIEDMAN
JOHN B. KNOX



STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL.: (207) 289-1670

PATRICK NORTON
HARTLEY PALLESCHI
MARGARET J. REINSCH
PAUL J. SAUCIER
JOHN R. SELSER
HAVEN WHITESIDE
JILL IPPOLITI, RES. ASST.
BARBARA A. MCGINN, RES. ASST.
BRET A. PRESTON, RES. ASST.

June 21, 1990

John L. Martin
Chair, Legislative Council
114th Maine Legislature
State House
Augusta, Maine 04333

Dear Speaker Martin,

I am writing, on behalf of the Special Commission to Study and Evaluate the Status of Education Reform in Maine, to request assistance from the Legislative Council in getting this important study underway. Specifically, I am requesting that the Council make available \$250 to pay member expenses for an organizational meeting of the Commission.

As you know, the bill authorizing the study of education reform did not provide for funding by the General Fund. Instead, it was expected that interested members of the Commission would solicit funds from foundations and other contributors to pay the costs of the study. I am confident that we will be able to obtain funds once we begin solicitation. However, I believe that we would have a greater chance of success in fund raising if we had an initial Commission meeting to organize, elect a chair, and form a funding subcommittee. This would give us greater leadership and credibility in our fund raising efforts.

The bill creating the Commission requires the Chair of the Legislative Council to call the first meeting of the Commission no later than July 31, 1990. To make the first meeting of the Commission possible, I am asking the Legislative Council to make available to the Commission a minimal amount of \$250 to pay expenses of the commission members. I do not know if that amount is sufficient to pay all the expenses of the first meeting. It is my intention to ask legislators to delay, or forego, their claims for per diem for that meeting. I would expect that expenses and per diem for the first meeting that are not covered by the \$250 could be reimbursed after we have raised the funds.

This initial meeting would facilitate the fund raising efforts for the Commission. For that reason, I am asking for the Council to make some funds available to the Commission for the expenses of an organizational meeting.

Sincerely,

Nat Crowley

Nathaniel J. Crowley, Sr.
Commission Member

SPECIAL COMMISSION TO STUDY AND EVALUATE
THE STATUS OF EDUCATION REFORM IN MAINE
(Chapter 88, Resolves 1989)

MEMBERSHIP

Appointments by Senate President and Speaker of the House (Joint)

Senator Stephen M. Bost

Orono, Maine 04473

Representative Nathaniel J. Crowley, Sr.

Stockton Springs, Maine 04981

Representative Omar P. Norton

Winthrop, Maine 04364

Representative Judy A. Paradis

Madawaska, Maine 04756

Stephanie Locke
Sebec, Maine 04482

Labor Representative

Appointments by the Governor

Elyse End

South Freeport, Maine 04078

James Bubar

Presque Isle, Maine 04769

Appointments by the Commissioner of Education

Dr. William H. Richards, Associate Commissioner
Bureau of Instruction
Department of Educational and Cultural Services
State House Station 23
Augusta, Maine 04333
289-5918

Dr. Mary Robinson, Director
Division of Certification and Teacher Placement
Department of Educational and Cultural Services
State House Station 23
Augusta, Maine 04333
289-4490

SPECIAL COMMISSION TO STUDY AND EVALUATE THE STATUS
OF EDUCATION REFORM IN MAINE

Appointment by State Board of Education

Jane A. Amero

Cape Elizabeth, Maine 04107
799-0798

Appointments by Maine Teachers Association

Anne Sheehan

Yarmouth, Maine 04096

Ann Anctil

Lisbon, Maine 04250

. Appointment by Maine Secondary School Principals' Association

Donald Sturgeon, Principal
Old Town High School
Stillwater Avenue
Old Town, Maine 04468
827-4424

Appointment by Maine Elementary School Principals' Association

Robert Paradis, Principal
Dyer School
52 Alfred
South Portland, Maine
799-4845

Appointments by Maine School Boards Association

Judith Hunger

Oquossoc, Maine 04964

Albert Hall, Superintendent
Waterville Public Schools
Pleasant Street
Waterville, Maine 04901
873-4281

SPECIAL COMMISSION TO STUDY AND EVALUATE THE STATUS
OF EDUCATION REFORM IN MAINE

Appointment by the Maine Chamber of Commerce

Ron Bancroft
Bancroft Enterprises
15 Monument Square
Portland, Maine 04101
772-6317

Appointment by the Maine Higher Education Council

James R. Roach, President
University of Maine at Presque Isle
181 Main Street
Presque Isle, Maine 04769-2888
764-0311

Appointment by Maine Municipal Association

Mary Sullivan
Bangor, Maine 04401

Staff

Deborah Friedman, Office of Policy and Legal Analysis

SENATE

N. PAUL GAUVREAU, DISTRICT 23, CHAIR
BONNIE L. TITCOMB, DISTRICT 25
EDWIN C. RANDALL, DISTRICT 7

JULIE JONES, LEGISLATIVE ANALYST
PAUL SAUCIER, LEGISLATIVE ANALYST
GARY MYRICK, COMMITTEE CLERK



HOUSE

PETER J. MANNING, PORTLAND, CHAIR
NEIL ROLDE, YORK
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CHRISTINE F. BURKE, VASSALBORO
MARY R. CATHCART, ORONO
EVERETT O. PEDERSON, BANGOR
JEAN T. DELLERT, GARDINER
MICHAEL F. HEPBURN, SKOWHEGAN
PEGGY A. PENDLETON, SCARBOROUGH

STATE OF MAINE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
COMMITTEE ON HUMAN RESOURCES

July 17, 1990

Rep. John L. Martin, Chair
Legislative Council
State House Station 115
Augusta, Maine 04333

Dear Rep. Martin:

At the end of the last session, the Legislative Council authorized a four-member subcommittee of the Joint Standing Committee on Human Resources to meet three times during the interim to keep up-to-date on the development of mental health issues.

At our meeting today, we received a briefing from Robert Glover, the Commissioner of Mental Health and Mental Retardation. Among other issues which were discussed, Commissioner Glover and a representative of the Attorney General's Office provided us with an overview of the draft settlement agreement in the law suit that has been brought against the State regarding the treatment of patients at the Augusta Mental Health Institute. An agreement in that law suit could be signed as early as August 2, 1990.

It is obvious that settlement of this suit will require the State to make substantial changes in the provision of mental health services. It is imperative that the State begin the process of determining what budget actions the State must take to fund the changes that will be required by this agreement. Commissioner Glover has expressed a willingness to work closely with the Legislature in this process.

In order to facilitate a effective process for consideration of budget and policy issues surrounding the funding of the agreement we make the following requests.

- We request that 2 members of the Appropriations Committee be appointed to our subcommittee to assist in the review of these issues. We learned last session how difficult it is during the session for busy Committee members to maintain the necessary coordination of policy and budget issues. We believe that it is essential to the process that members of both Committees be involved from the outset.
- We request permission for the subcommittee to meet once each month between now and the convening of the 115th Legislature in December. Meetings are necessary, at least this frequently, in order to maintain a handle on rapidly moving events in the budget development process.

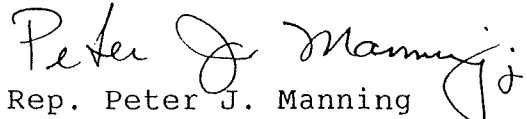
Thank you for your consideration.

Sincerely,



Sen. N. Paul Gauvreau
Senate Chair

Sincerely,



Rep. Peter J. Manning
House Chair

12031hs