

MAINE STATE LEGISLATURE

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SEN. CHARLES P. PRAY
CHAIR

REP. DAN A. GWADOWSKY
VICE-CHAIR

STATE OF MAINE

115th LEGISLATURE

LEGISLATIVE COUNCIL

SEN. NANCY RANDALL CLARK
SEN. DENNIS L. DUTREMBLE
SEN. CHARLES M. WEBSTER
SEN. PAMELA L. CAHILL
REP. JOHN L. MARTIN
REP. JOSEPH W. MAYO
REP. WALTER E. WHITCOMB
REP. FRANCIS C. MARSANO

SARAH C. TUBBESING
EXECUTIVE DIRECTOR

LEGISLATIVE COUNCIL
WEDNESDAY, JUNE 5, 1991
MEETING SUMMARY
APPROVED JUNE 11, 1991

CALL TO ORDER

The Legislative Council meeting was called to order by the Chair, Senator Pray, at 8:15 a.m., in the Council Chamber.

ROLL CALL

Senators:	Sen. Pray, Sen. Clark, Sen. Dutremble, Sen. Cahill Absent: Sen. Webster
Representatives:	Rep. Martin, Rep. Gwadosky, Rep. Whitcomb, Rep. Mayo, Rep. Marsano
Legislative Officers:	Sally Tubbesing, Executive Director, Legislative Council Lynn Randall, State Law Librarian John Wakefield, 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 29, 1991, Council meeting was approved and placed on file. (Motion by Sen. Dutremble; second by Sen. Cahill; unanimous).

EXECUTIVE DIRECTOR'S REPORT

Sally Tubbesing drew Council members' attention to the following items:

Item #1: Committee Status Report

A summary of the status of bills remaining in Committee had been included in the agenda packet. Of the 240 bills still in committee, 114 had been approved for carryover; 65 had been voted on and amendments were in process; and the committees had yet to reach closure on 53 bills.

No Council action required.

Item #2: Proposed Interim Studies

Ms. Tubbesing drew Council members' attention to a list of proposed statutory studies that are still under consideration either in committee or on the floor. She noted that she and the Office Directors had been keeping track of study proposals throughout the session and that the staffing requirements for the 32 studies on the list represented about 270 person weeks. OPLA and the Office of Fiscal and Program Review together can provide about 98 person weeks of staff time on studies. This factors in vacation and compensatory time that employees have earned, as well as the fact that cloture for the Second Regular Session is in early fall.

The Chair, Sen. Pray, noted that the Council has attempted in the last few years -- with at least partial success -- to get a complete picture of the potential study load in order to support effective allocation of both limited funds and staff resources. He reminded Council members that funding for studies was virtually non-existent this year due to the budget situation. Moreover, the Special Commission on Governmental Restructuring, which has already begun its work, will absorb nearly half of the total non-partisan resources available.

No Council action was required at this time.

REPORTS FROM COUNCIL COMMITTEES

None.

OLD BUSINESS

None.

NEW BUSINESS

Item #1: Requests to Carry Over Legislation to the Second Regular Session

Motion: That all requests be approved. (Motion by Rep. Mayo; second by Sen. Cahill; approved 6-2).

A list of the bills approved for carryover is attached.

Item #2: After Deadline Requests

A summary of the Council's action on After Deadline Requests is attached.

ANNOUNCEMENTS AND REMARKS

Sen. Pray drew Council members' attention to recent editorials regarding the legislative budget that had included erroneous information. Rep. Marsano, noting that he had not seen the editorial in question, shared Sen. Pray's concern that erroneous information was being disseminated; however, he also expressed his frustration that the Council had not pursued its discussion of the legislative budget and related issues. Rep. Gwadosky agreed that the Budget Subcommittee needed to meet.

No Council action taken.

ADJOURNMENT

The Legislative Council meeting was adjourned at 8:45 a.m. (Motion by Sen. Dutremble; second by Sen. Clark; unanimous).

Legislative Council
Action on Requests to Carry Over Bills
to the Second Regular Session
as of June 5, 1991

DB: TEST5
RPT: SPEC05

Committee Name	Title	Sponsors	Action
Appropriations & Financial Affairs L.D. 1519	An Act Authorizing a Bond Issue in the Amount of \$2,000,000 for the Purpose of Fostering Agricultural Development in the State	MAHANY PEARSON PARADIS J	Approved
L.D. 1879	An Act to Reform the State Budget Process and Management of State Finances and Fiscal Policy	CARROLL D BOST	Approved
L.D. 1913	An Act to Authorize a General Fund Bond Issue in the Amount of \$18,225,000 to Construct a State Aquarium Situated Along the Gulf of Maine	MICHAUD	Approved
Audit & Program Review L.D. 1860	An Act to Require the Preparation of Impact Statements	BUSTIN FARNSWORTH	Approved
Banking & Insurance L.D. 1871	An Act to Amend the Banking Laws to Allow Nonprofit Groups to Develop Affordable Housing	MITCHELL J CLARK N	Approved
Business Legislation L.D. 994	An Act to Amend the Maine Traveler Information Services Laws	BUSTIN TWITCHELL	Approved
Judiciary L.D. 1713	An Act to Safeguard Money Held for Minors	MITCHELL E GAUVREAU STEVENS P	Approved
L.D. 1905	An Act to Authorize the Supreme Judicial Court to Provide a Record of Court Proceedings	PARADIS P CLARK N GOULD R R	Approved
Legal Affairs L.D. 1479	An Act to Protect the Copyright and Ownership Rights of Maine Artists	ADAMS CONSTANTINE GRAHAM LUDWIG	Approved
State & Local Government L.D. 1887	Resolve, to Override a Departmental Rule Imposing Certain ASHRAE Standards on Local School Districts	FOSS REED G MACBRIDE FOSTER	Approved

— End of Report —

Legislative Council
Action on Requests to Carry Over Bills
to the Second Regular Session
as of June 11, 1991

DB: TEST5
RPT: SPEC05

Committee Name	Title	Sponsors	Action
Aging, Retirement & Veterans L.D. 1937	An Act to Amend the Disability Laws Applicable to Members of the Maine Judicial Retirement System	GAUVREAU PARADIS P	Approved
Appropriations & Financial L.D. 786	Affairs An Act to Authorize a General Fund Bond Issue in the Amount of \$10,000,000 to Provide Funds for the Municipal Capital Investment Fund	MICHAUD COLES PEARSON LORD	Approved
Business Legislation L.D. 1775	An Act to Prescribe the Duties and Liabilities of Ice-skating Rink Operators and Persons Who Use Ice-skating Rinks	TRACY GRAHAM SHELTRA BALDACCI	Approved
L.D. 1829	An Act to Transfer Responsibility for the Regulation of Home Service Contracts from the Real Estate Commission to the Bureau of Insurance	RICH SHELTRA CARLETON	Approved
L.D. 1909	An Act to Regulate Certain Warranty Practices for Repairs to Watercraft	KONTOS TITCOMB RICH MELENDY	Approved
Education L.D. 1865	An Act to Forgive Indebtedness of a Certain School Administrative Unit	ROTONDI WEBSTER	Approved
L.D. 1867	An Act to Provide for Direct Reimbursement of Special Education Costs	COLES KILKELLY HANDY ESTES	Approved
L.D. 1902	An Act to Establish a Professional Standards Board for Maine Educators	HANDY CLARK N ESTES MORRISON	Approved
Human Resources L.D. 1910	Resolve, to Establish the Alternative Living Community Program	BUSTIN MCCORMICK GEAN MORRISON	Approved

<u>Committee Name</u>	<u>Title</u>	<u>Sponsors</u>	<u>Action</u>
L.D. 1911	An Act to More Clearly Define the Role and Responsibilities of the Department of Mental Health and Mental Retardation (Reported Pursuant to PL 1989, chapter 501, Part BB, section 8)		Approved
Legal Affairs L.D. 1175	An Act to Allow State Employees to Donate Funds to a Political Cause Through a Payroll Deduction Program	MAYO STROUT BUSTIN	Approved
Taxation L.D. 1906	An Act to Create the Maine Economic Recovery Trust	DUTREMBLE L DUTREMBLE D	Approved

— End of Report —

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR: Sen. Brawn

TABLED
04/17/91

LR 2635 An Act to Amend the Laws Governing Safety Standards
for Over the Road Commercial Vehicles

Cosponsors: Sen. Gould, Robert R.
Rep. Macomber

SPONSOR: Rep. Kilkelly

TABLED
04/17/91

LR 2551 An Act to Provide for Effective Enforcement of Laws
Prohibiting the Drugging of Animals in Pulling
Competitions

SPONSOR: Rep. Martin, John L.

TABLED
04/17/91

LR 2584 Resolve, to Freeze Pay Levels for
Certain Confidential Employees

JOINT RESOLUTION

SPONSOR: Rep. Martin, John L.

TABLED
04/17/91

LR 2600 JOINT RESOLUTION MEMORIALIZING CONGRESS TO AMEND
THE UNITED STATES CONSTITUTION TO MAKE DESECRATION
OF THE AMERICAN FLAG A CRIME

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04/17/91

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