

# MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL**

**JUNE 19, 1991**

**AGENDA**

**CALL TO ORDER**

**ROLL CALL**

**SECRETARY'S REPORT**

Summary of the June 17, 1991, Council Meeting

**EXECUTIVE DIRECTOR'S OFFICE**

**REPORTS FROM COUNCIL COMMITTEES**

**OLD BUSINESS**

Item #1: Review of the Legislative Budget

**NEW BUSINESS**

Item #1: Request from the Joint Standing Committee on Human  
Resources for Approval of a Staff Study of the Drugs  
for Maine's Elderly Program

**ANNOUNCEMENTS AND REMARKS**

**ADJOURNMENT**



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**

**JUNE 17, 1991**

### **MEETING SUMMARY**

**APPROVED JUNE 19, 1991**

### **CALL TO ORDER**

The Legislative Council meeting was called to order by the Chair, Sen. Pray, at 1:45 p.m., in the Legal Affairs Committee Room.

### **ROLL CALL**

|                              |                                                                                                                                                                                                                                                                                                     |
|------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Senators:</b>             | Sen. Pray, Sen. Clark, Sen. Webster,<br>Sen. Cahill<br>Absent: Sen. Dutremble                                                                                                                                                                                                                       |
| <b>Representatives:</b>      | Rep. Martin, Rep. Gwadosky, Rep.<br>Whitcomb, Rep. Mayo, Rep. Marsano                                                                                                                                                                                                                               |
| <b>Legislative Officers:</b> | Sally Tubbesing, Executive Director,<br>Legislative Council<br>John Wakefield, Director, Office of<br>Fiscal and Program Review<br>Martha Freeman, Director, Office of<br>Policy and Legal Analysis<br>David Kennedy, Revisor of Statutes<br>Richard N. Sawyer, Administrative<br>Services Director |

## SECRETARY'S REPORT

Motion: That the Summary of the June 13, 1991, Council meeting be approved and placed on file. (Motion by Speaker Martin; second by Sen. Cahill; unanimous).

## EXECUTIVE DIRECTOR'S REPORT

In response to a question from the Chair, Sen. Pray, regarding the current status of work in the staff offices, David Kennedy reported that his office was essentially waiting for the amended budget and the final committee amendments; and Martha Freeman, indicated that her staff were all focussing on helping their committees to resolve the outstanding issues.

No Council action was required.

## REPORTS FROM COUNCIL COMMITTEES

Item #1: Committee on the Legislative Budget

## EXECUTIVE SESSION

Motion: That the Legislative Council go into Executive Session for the purpose of discussing budget matters that affect legislative employees. (Motion by Sen. Cahill; second by Sen. Webster; unanimous).

The Council proceeded to go into Executive Session at 2:05 p.m.

## RECONVENE

The Council reconvened in open session on the motion of Sen. Webster at 3:39 p.m.

## OLD BUSINESS

None.

## NEW BUSINESS

Item #1: After Deadline Requests

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

Item #2: Requests to Carry Over Legislation to the Second Regular Session

**Motion:** That the pending requests be approved. (Motion by Sen. Clark; second by Speaker Martin; unanimous).

**NOTE:** A list of the bills carried over by this action is attached to these minutes.

## **ANNOUNCEMENTS AND REMARKS**

None

## **ADJOURNMENT**

The Legislative Council meeting was adjourned at 3:57 p.m., on the motion of Sen. Clark.

LEGISLATIVE COUNCIL  
ACTION ON REQUESTS TO INTRODUCE LEGISLATION  
FIRST REGULAR SESSION  
June 17, 1991

Action

SPONSOR: Sen. Brawn

FAILED

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

FAILED

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

SPONSOR: Rep. Martin, John L.

FAILED

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

SPONSOR: Rep. Mayo

APPROVED

LR 2778 Resolve, Authorizing the Commissioner of  
Corrections to Enter into an Agreement with the  
Town of Thomaston for the Maine State Prison's  
Share of Upgrading the Thomaston Sewer System

Cosponsors: Sen. Brawn  
Rep. Melendy  
Rep. Skoglund

SENATE

GERARD P. CONLEY, JR. DISTRICT 30, CHAIR  
STEPHEN M. BOST, DISTRICT 11  
BARBARA A. GILL, DISTRICT 32

JULIE JONES, LEGISLATIVE ANALYST  
PAUL SAUCIER, LEGISLATIVE ANALYST  
PAULA ASHTON, COMMITTEE CLERK



HOUSE

PETER J. MANNING, PORTLAND, CHAIR  
MARGARET PRUITT CLARK, BRUNSWICK  
DONALD H. GEAN, ALFRED  
TRACY R. GOODRIDGE, PITTSFIELD  
STEPHEN P. SIMONDS, CAPE ELIZABETH  
SHARON ANGLIN TREAT, GARDINER  
JASON D. WENTWORTH, ARUNDEL  
PEGGY A. PENDLETON, SCARBOROUGH  
SUSAN DUBAY DUPLESSIS, OLD TOWN  
JOAN M. PENDEXTER, SCARBOROUGH

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

June 17, 1991

The Honorable Charles P. Pray, Chair  
Legislative Council  
Maine Legislature  
State House Station 115  
Augusta, ME 04333

Dear Mr. Chair:

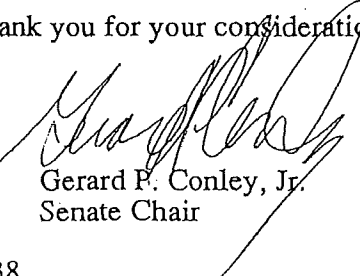
The Joint Standing Committee on Human Resources requests authorization for Council staff to conduct research over the interim regarding the Drugs for Maine's Elderly Program. This request arises from the Committee's consideration of LD 403, An Act to Enhance Medical and Social Services for Maine's Long-term Care Consumers. LD 403 has been carried over to the Second Regular Session.

Section 4 of the bill requires that a mail order option be offered to program participants. At issue are whether a mail order option will cut costs and whether quality assurance issues outweigh potential savings.

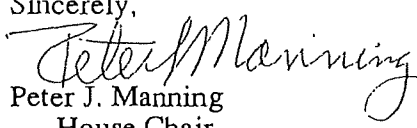
In addition to the mail order issue, the Committee would like staff to examine possible models for restructuring the benefit base of the program. Historically, only drugs used to treat certain life-threatening conditions listed in the statutes have been covered and each year, worthy requests to cover new categories of drugs are presented to the Legislature. This session alone, the Committee considered 3 bills seeking to cover new categories of drugs. The current structure places the Legislature in the position of choosing one life-sustaining drug over another at a time when resources do not permit coverage of all life sustaining drugs. One possible alternative would be to broaden the categories of drugs but cap the amount of the benefit.

We envision having a staff person work at the direction of the Committee Chairs and present a written report to the full Committee no later than November 1.

Thank you for your consideration.

  
Gerard P. Conley, Jr.  
Senate Chair

Sincerely,

  
Peter J. Manning  
House Chair

LHS2838

LEGISLATIVE COUNCIL  
REQUESTS TO INTRODUCE LEGISLATION  
FIRST REGULAR SESSION  
June 19, 1991

Action

SPONSOR: Rep. Lemke

LR 2785    Resolve, to Establish the Commission on Recall

SPONSOR: Sen. Mills

LR 2786    An Act to Allow Nonprofit Organizations to Use  
            Proceeds from Beano or Bingo for Limited Purposes

Cosponsors: Sen. Pray  
                 Rep. Clark, Herbert E.