

MAINE STATE LEGISLATURE

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LEGISLATIVE COUNCIL

Monday, November 11, 1991

AGENDA

CALL TO ORDER

ROLL CALL

SECRETARY'S REPORT

Summary of October 27, 1991, Council Meeting

EXECUTIVE DIRECTOR'S REPORT

REPORTS FROM COUNCIL COMMITTEES

Committee on the Legislative Budget

OLD BUSINESS

Item #1: Proposed Amendment to Procedures for Council Review and Approval of Applications to Use Capitol Park

NEW BUSINESS

Item #1: After Deadline Bill Requests

ANNOUNCEMENTS AND REMARKS

Item #1: Meeting of the Redistricting Planning Committee Tomorrow

Tuesday, November 12
3:00 p.m.
Legislative Council Chambers

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
OCTOBER 27, 1991
MEETING SUMMARY
APPROVED NOVEMBER 11, 1991

CALL TO ORDER

The Legislative Council meeting was called to order by the Vice-Chair, Representative Gwadosky, at 1:20 p.m., in the Council Chamber, in the temporary absence of the Chair.

ROLL CALL

Senators:	Sen. Pray, Sen. Clark, Sen. Webster, Sen. Dutremble, Sen. Cahill
Representatives:	Rep. Martin, Rep. Gwadosky, Rep. Whitcomb, Rep. Mayo, Rep. Marsano
Legislative Officers:	Sally Tubbesing, Executive Director, Legislative Council Margaret Matheson, Principal Attorney, Office of the Revisor Joy O'Brien, Secretary of the Senate

SECRETARY'S REPORT

The Summary of the October 14, 1991, Council meeting was approved and placed on file. (Motion by Speaker Martin; second by Sen. Cahill; unanimous).

EXECUTIVE DIRECTOR'S REPORT

None.

REPORTS FROM COUNCIL COMMITTEES

None.

OLD BUSINESS

None.

NEW BUSINESS

Item #1: Legislative Document Service: Proposed Fee Schedule for Second Regular Session

Speaker Martin drew members' attention to the proposed schedule which had been prepared by the Clerk of the House, Ed Pert. The proposal also summarized the fee schedule used during the 114th Legislature/2nd Special Session, thus highlighting the proposed changes for the upcoming session. Rep. Whitcomb asked why the proposed rate for computer printouts from the bill status system had decreased, and Sally Tubbesing responded that this reflected a reduction in the actual cost to the Legislature, noting that the Council's objective in setting prices for various documents had consistently been to recover actual cost, rather than to make a profit.

Motion: That the Council approved the Fee Schedule as proposed by the Clerk. (Motion by Speaker Martin; second by Sen. Webster; unanimous 9-0).

Item #2: Consideration of Legislators' Appeals of Council Action on Bill Requests

The Vice-Chair, Rep. Gwadosky, offered members several options for proceeding with the bill requests; and, after discussion, Council members agreed to consider the appeals of those present at the meeting, taking first those who lived furthest from Augusta so they could get home at a reasonable hour.

A final list of all bills approved for introduction is attached. More detailed information may be obtained from either the Revisor's Office or the Office of the Executive Director.

Following completion of the Council's review of appeals, Sen. Pray thanked the staff in the Revisor's Office for their excellent work in preparing the materials for the Council's review. The Council then established next Wednesday, November 6, at 5:00 p.m., as the deadline by which legislators whose bills were accepted for introduction at this meeting must file sufficient information to draft. This will also be the deadline for sponsors of all bills accepted for introduction to submit the names of co-sponsors. (Motion by Sen. Dutremble; second by Sen. Clark; approved 7-2).

Item #3: After Deadline Requests

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

ANNOUNCEMENTS AND REMARKS

None.

ADJOURNMENT

The Legislative Council meeting was adjourned at 8:03 p.m., on the motion of the Chair.

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Anderson of Woodland

LR 3428

An Act to Promote the Beneficial Use of Industrial Residuals

SPONSOR: Rep. Anthony of South Portland

LR 3200

An Act to Require Out-of-Control Children Under Age 15
to Involuntarily Receive Needed Substance Abuse and Mental
Health and Educational Services

LR 3204

An Act to Authorize the Granting of Administrative Good Time
to those Inmates Who Are Aggressively Pursuing a G.E.D. or
the Achievement of Functional Literacy

LR 3206

Resolve, to Develop a Plan for a Coordinated System of
Sanctions and Services for Convicted Sex Offenders

LR 3207

An Act to Improve the Educational Resources Available at the
Maine Youth Center

LR 3351

An Act to Reinstate a System of Parole

SPONSOR: Rep. Bailey of Farmington

LR 3209

An Act Concerning the Registration of Pick-up Campers

SPONSOR: Rep. Bailey of Township 27

LR 3396

An Act Concerning Passamaquoddy Indian Territory

SPONSOR: Sen. Baldacci of Penobscot

LR 3191

An Act to Amend the Underground Oil Storage Facilities and
Ground Water Protection Act and the Uncontrolled Hazardous
Substance Sistes Act

LR 3240

An Act to Amend the Law Regarding the Responsibilities of
Code Enforcement Officers to Approve Plans or Technical
Submissions by Architects

LR 3402

An Act to Benefit Consumers in Clarifying Directory
Advertising for Osteopathic and Allopathic Physicians

SPONSOR: Rep. Bell of Caribou

LR 3169

An Act to Clarify Legislative Intent in the Requirements for
Providing Accessible Housing

SPONSOR: Sen. Bost of Penobscot

LR 3088

An Act to Ensure that Certain Sales by Boy Scouting and
Girl Scouting Organizations Are Exempt from the Sales Tax

SPONSOR: Sen. Brannigan of Cumberland

LR 3294

An Act to Authorize a General Fund Bond Issue in the Amount
of \$12,000,000 to Help Municipalities Pay for the Repair and
Improvement of Publicly Owned Port Facilities

LR 3473

An Act to Create an Emergency Commission on the
Creation of Jobs for Maine Citizens

SPONSOR: Sen. Bustin of Kennebec

LR 3227

An Act to Create an Emergency Services System for Persons
with Mental Illness in Kennebec County

LR 3229

RESOLUTION, Amending the Constitution of Maine to Allow
the State to Refund Bonds

LR 3236

An Act to Clarify the Definition of "Helper" under the
Prevailing Wage Laws

LR 3478

An Act to Ensure Prompt Referral of Juvenile Offenders

LR 3479

An Act to Divert Juvenile Offenders from Secure Detention

LR 3552

An Act Regarding Workers' Compensation Insurance Rate
Proceedings and Rate Changes

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Sen. Cahill of Sagadahoc

LR 2935

An Act Regarding the Terminally Ill

LR 3256

An Act to Fund an Additional Child Protective Services
Caseworker Position

SPONSOR: Rep. Carleton, Jr. of Wells

LR 3190

An Act to Improve Disclosures of Automated Teller Machine
Transactions

SPONSOR: Rep. Carroll of Gray

LR 3009

An Act to Allow Deputy Sheriffs to Seek Certain Nonpartisan
Offices

LR 3011

An Act to Clarify the "Do-not-resuscitate" Laws in Maine

LR 3012

An Act to Clarify Maine's Rent-to-own Laws

LR 3401

An Act Concerning the Bureau of Intergovernmental Drug
Enforcement

LR 3432

An Act to Clarify the Obligations of Emergency Medical
Personnel

SPONSOR: Rep. Cashman of Old Town

LR 2937

An Act to Adjust Maine Revenue Sources

LR 3188

An Act to Protect Taxpayer Rights by Amending the Taxpayer
Bill of Rights and Making More Equitable Tax Penalty and
Appeal Provisions

LR 3271

An Act to Create a State Economic and Budget Stabilization
Fund

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

An Act Concerning Tribal Courts

LR 3364

An Act Concerning Penobscot Nation Trust Land

LR 3365

SPONSOR: Rep. Cathcart of Orono

An Act to Increase the Penalties for Committing Repeated
Assault

LR 3000

SPONSOR: Rep. Clark of Brunswick

An Act to Discourage Illegal Dumping of Waste

LR 3001

SPONSOR: Rep. Clark of Millinocket

An Act to Ensure Voter Participation in the Siting of
Low-level Radioactive Waste Storage and Disposal Facilities

LR 3285

An Act to Clarify the Water Quality Definitions for
Impoundments

LR 3331

An Act Pertaining to Pole Attachment Rate Disputes

LR 3539

SPONSOR: Sen. Clark of Cumberland

An Act to Facilitate Cooperative Agreements among Maine
Hospitals

LR 3286

An Act to Enhance Advocacy Services for Long-term Care
Recipients

LR 3305

An Act to Provide Consumer Information for Purchasers of
Insurance

LR 3461

An Act to Update and Revise the Exemptions under the
Maine Bankruptcy Code

LR 3466

An Act to Amend the Child Labor Laws Related to Specified
Hours of Employment

LR 3476

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

LR 3494

An Act to Change the Legislative Reporting Requirements of
the Mandated Benefits Advisory Commission

SPONSOR: Sen. Cleveland of Androscoggin

LR 3041

An Act to Extend the Reporting Deadline of the Commission
on Comprehensive Energy Planning

LR 3522

An Act Regarding Industrial Electrical Rates

LR 3523

An Act Regarding the Repayment of Blaine House Scholarships

SPONSOR: Rep. Coles of Harpswell

LR 3136

An Act to Address the Weaknesses in Maine's Economic
Structure

LR 3167

An Act to Amend the Radioactive Waste Laws

SPONSOR: Sen. Conley of Cumberland

LR 3177

An Act to Facilitate Self-insurance and Group Self-insurance
under the Maine Workers' Compensation Act

LR 3178

An Act to Promote Economic Recovery

LR 3251

An Act to Create the Cushings Island Village Corporation

SPONSOR: Rep. Constantine of Bar Harbor

LR 2934

An Act to Clarify Authority and Responsibilities in the
Child Development Services System

SPONSOR: Rep. Crowley of Stockton Springs

LR 2932

Resolve, Concerning the Transfer of Property to Bigelow
Laboratory

LR 2987

An Act Concerning Highway Traffic Laws

SPONSOR: Rep. Daggett of Augusta

LR 3163

An Act to Allow Counties to Blanket Bond Part-time
Deputy Sheriffs

LR 3322

An Act to Fund the Crisis and Counseling Center's
Residential Care Unit

LR 3453

An Act Concerning Reasonable Standards and Procedures for
Contracting Services by the State

LR 3469

An Act to Amend the Recently Passed Law Governing Student
Work Hours

LR 3471

An Act to Improve the Effectiveness of the Office of
Substance Abuse

SPONSOR: Rep. DiPietro of South Portland

LR 3317

An Act to Impose a Sales Tax on All Items Sold at Flea
Markets Except Those Sold by Nonprofit Organizations

LR 3452

An Act to Clarify the Law Governing Contracts of Adhesion

SPONSOR: Rep. Dore of Auburn

LR 3110

An Act to Prohibit the State from Entering into
Residential Treatment Facility Contracts That Give
Preference to Former AMHI or BMHI Patients

LR 3448

An Act Concerning the Early Establishment of Counseling for
Children in Foster Care

SPONSOR: Sen. Dutremble of York

LR 2879

An Act to Extend the Site Review Provisions for
Hazardous Waste Facilities to Special Waste Facilities

LR 2922

An Act to Protect Public Drinking Water Sources

LR 3077

An Act to Provide Certain Exemptions to the Limitations on
Students' Hours of Work

LR 3078

An Act to Amend the Laws Governing Solicitations by Police
Officers

LR 3327

An Act to Exempt Novelties from the Deposit Laws

SPONSOR: Rep. Erwin of Rumford

LR 3369

An Act to Amend the Maine High-Risk Insurance
Organization Laws

SPONSOR: Sen. Estes of York

LR 3502

An Act Regarding Maine's Comprehensive Early Intervention
System for Children from Birth to Age 5

SPONSOR: Sen. Esty, Jr. of Cumberland

LR 3003

An Act to Protect Students Appointed to Special Select
Committees

LR 3241

An Act to Amend the Law Relating to Property Tax
Abatements

SPONSOR: Rep. Farnsworth of Hallowell

LR 3152

An Act to Stop the Full Expansion of Route 201 Pending the
Completion of a Regional Traffic Study

LR 3547

An Act to Require a Right-to-cure Notice in Residential
Mortgages

SPONSOR: Rep. Farnum of South Berwick

LR 3124

An Act to Increase the Debt Limit of the South Berwick
Sewer District

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Farren, Jr. of Cherryfield

LR 3040

An Act to Allow for the Eviction of Migrant Farm Workers

SPONSOR: Rep. Foss of Yarmouth

LR 3201

An Act to Close State Liquor Stores

SPONSOR: Sen. Foster of Hancock

LR 3184

An Act to Create a Budget Committee for Hancock County

LR 3185

Resolve, to Exempt from State Taxes Certain Federal
Payments to Eji Suyama

SPONSOR: Sen. Gauvreau of Androscoggin

LR 3416

An Act Relating to Legislative Confirmation Hearings

LR 3417

An Act to Amend the Maine Freedom of Information Act as it
Relates to Disclosure of Police Reports

LR 3418

An Act Relating to Disability Insurance Benefits for
Health Care Professionals Afflicted with the HIV Virus

SPONSOR: Rep. Gean of Alfred

LR 2916

An Act to Provide Accountability for Certain Purchased
Services Relating to Substance Abuse

SPONSOR: Sen. Gill of Cumberland

LR 3435

An Act to Provide Immunity to Nonprofit Institutions That
Donate Surplus Food

LR 3536

An Act to Amend Maine's Implementing, Administering and
Enforcing the United States Emergency Planning and
Community Right-to-know Act

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Gould of Greenville

LR 3254

An Act to Amend the Laws Regulating Bear Hunting

LR 3441

An Act to Encourage Workers' Compensation Insurers to
Undertake Employer Safety Programs

SPONSOR: Rep. Graham of Houlton

LR 3133

An Act Amending the Laws Governing Concealed Weapons Permits
to Allow County Sheriffs to be Designated Issuing
Authorities

SPONSOR: Rep. Gray of Sedgwick

LR 3164

An Act to Establish a Moratorium on Coal-burning Electric
Facilities in this State

SPONSOR: Rep. Gurney of Portland

LR 3341

An Act to Clarify and Improve the Regulation of Door-to-door
Sellers of Frozen Foods and the Disclosure of Actual Unit
Price

SPONSOR: Rep. Gwadosky of Fairfield

LR 2919

An Act to Amend the Secret Voting Provision Governing
School Administrative District Budget Proceedings

LR 3410

An Act to Enable Maine to Recapture its Economic Momentum
and to Provide for Economic Development Impact Statements

SPONSOR: Rep. Hale of Sanford

LR 2905

An Act to Permit Authorization of Proof of Insurance Forms
by Insurance Agents

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Handy of Lewiston

LR 3371

An Act to Allow Tentative Agreements to be Considered
a Part of the Arbitration Panel's Binding Recommendations

SPONSOR: Rep. Heino of Boothbay

LR 3037

An Act to Provide an Exemption to the Sunday Fishing Ban
in Cases of Emergency

LR 3067

An Act to Revise the Charter of the Boothbay Harbor Sewer
District

SPONSOR: Rep. Hepburn of Skowhegan

LR 3248

An Act to Redefine Medicaid Reimbursement for Psychiatric
Care

SPONSOR: Rep. Hoglund of Portland

LR 3171

An Act to Amend the Definition of "Wetland" for Purposes of
Development Laws

LR 3537

An Act Relating to Unredeemed Deposits

SPONSOR: Rep. Holt of Bath

LR 3446

An Act to Integrate Shoreland Zoning Restrictions with Local
Property Tax Assessments

LR 3463

An Act to Amend the Eligibility Requirements for the
Maine Residents Property Tax Program

LR 3465

An Act to Require Reporting of Daily Routine Releases of
Radioactive Materials

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Hussey, Jr. of Milo

LR 3159

An Act to Require That Persons Convicted of Hunting
Violations Take a Hunting Safety Course

SPONSOR: Rep. Jacques of Waterville

LR 2984

An Act to Clarify the Status of Wood Yard Debris

LR 3346

An Act to Allow the Replacement of Structures within the
Jurisdiction of the Maine Land Use Regulation Commission
that are Destroyed by Natural Disaster

SPONSOR: Rep. Jalbert of Lisbon

LR 3508

An Act Concerning Service Credit for Retirement Purposes

SPONSOR: Rep. Joseph of Waterville

LR 3454

An Act to Clarify the Collective Bargaining Responsibility
in the Child Development Services System and to Protect
Employee Rights

LR 3518

An Act to Establish an Unified Department of Children and
Families

LR 3519

An Act to Consolidate the 10 Existing Committees Dealing
with Children and Families to the Maine Commission for
Children and Families

LR 3520

An Act to Repeal the Laws Creating the Mandated Benefits
Advisory Commission

LR 3521

An Act to Reorganize the Bureau of Alcoholic Beverages

LR 3525

An Act to Require That Insurance Companies Doing Business
in Maine Waive All Antitrust Immunities

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

LR 3528

An Act to Prevent Procurement of Controlled Substances
through Fraud

SPONSOR: Rep. Kerr of Old Orchard Beach

LR 3232

An Act to Reduce State Spending and Promote Greater
Efficiency of State Government

SPONSOR: Rep. Ketterer of Madison

LR 3033

An Act Concerning the Norridgewock Water District

LR 3066

An Act Making Technical Corrections to the Laws Concerning
Special Veterans Registration Plates and Emblems

SPONSOR: Rep. Kilkelly of Wiscasset

LR 3506

An Act to Require Economic Impact Criteria on State
Procurement Procedure

SPONSOR: Rep. Kontos of Windham

LR 3062

An Act Concerning the Study of Water Levels on Sebago Lake

SPONSOR: Rep. Larrivee of Gorham

LR 3071

An Act to Ensure Continuing Knowledge of the Identity and
Whereabouts of Convicted Child Molesters

LR 3072

An Act to Clarify the Definition of Certain Vehicles for
Purposes of Insurance Laws

LR 3239

An Act Relating to Notice Requirements Regarding Growth
Management and Shoreland Zoning Ordinances

SPONSOR: Rep. Lawrence of Kittery

LR 2886

An Act Regarding Parental Rights

LR 3032

An Act to Clarify Municipal Approval of Payments of Public
School Funds

LR 3292

An Act to Allow Transferability of Moorings

LR 3430

An Act to Enforce Registration of Motor Vehicles

LR 3545

An Act to Encourage Lawful Rental Practices

SPONSOR: Rep. Lord of Waterboro

LR 3142

An Act to Amend the Fire Permit Laws

LR 3143

An Act to Allow Municipalities to Operate Stump Dumps

LR 3153

An Act to Amend the Laws Regarding Licensing of Gravel Pits

LR 3257

An Act to Extend the Deadline for Closure of Municipal
Landfills by 18 Months

LR 3259

An Act to Improve the Administration of the Municipal
Landfill Closure and Remediation Program

SPONSOR: Rep. Luther of Mexico

LR 2996

An Act to Make Revisions in Workers' Compensation Employment
Rehabilitation

LR 3102

An Act Authorizing the Risk Management Division to Provide
Insurance to Certain Group Homes for Children and for
Persons with Mental Retardation

SPONSOR: Rep. Macomber of South Portland

LR 3139

An Act to Repeal the Laws Authorizing Special Veterans
License Plates

LR 3275

An Act to Clarify the Maine Traveler Information Services
Laws

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

LR 3332

An Act to Amend Certain Motor Vehicle Laws

LR 3333

An Act to Amend the Motor Vehicle Salvage Laws

SPONSOR: Rep. Mahany of Easton

LR 3064

An Act to Address Periodic Crises in the Preparation and
Mailing of Checks to Clients of the Department of Human
Services

LR 3345

Resolve, Authorizing Fred Bubar and Thomas Bubar to Sue the
State

LR 3411

An Act to Require That 2 Potato Growers Using the Same
Equipment be Considered to be One Grower

LR 3421

An Act to Alter the Fishing Season in a Certain
Area in Northern Maine

SPONSOR: Rep. Manning of Portland

LR 2930

An Act Relating to Medicare Assignment

LR 2931

An Act to Require Issuance of a Certificate of Need for an
AIDS/HIV Resource Center

LR 2991

An Act to Make Electronic Monitoring and Substance Testing
Economically Feasible

LR 3008

An Act to Amend the Laws Governing Placement of Insurance in
the Surplus Lines Market

LR 3298

An Act to Clarify the Law Regarding Sales Tax on Items
Purchased with General Assistance Vouchers or Food Stamps

LR 3460

An Act to Institute Conformity to the Low-cost Drug
Program

SPONSOR: Rep. Marsano of Belfast

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

LR 2878

An Act to Ensure Complete Recovery for Injuries to Children

LR 3054

An Act to Limit to the District Court the Authority to
Issue Orders in Domestic Abuse Cases

LR 3055

An Act Authorizing the Court Clerk to Sign Abstracts of
Certain Proceedings Involving Real Estate

LR 3211

An Act to Repeal Article 6 of the Uniform Commercial Code

LR 3212

An Act to Enact Article 4-A of the Uniform Commercial Code

LR 3213

An Act to Enact a Revised Article 3 of the Uniform
Commercial Code and to Make Conforming Amendments to
Articles 1 and 4

SPONSOR: Rep. Marsh of West Gardiner

LR 3534

An Act to Amend the Subdivision Laws within the
Jurisdiction of the Maine Land Use Regulation Commission

SPONSOR: Rep. Martin of Eagle Lake

LR 3109

An Act to Expand the Definition of "Tenant" in the Laws
Pertaining to Mobile Home Parks

LR 3138

An Act to Allow Castle Hill, Chapman and Mapleton to Enter
into an Interlocal Agreement

LR 3147

An Act to Amend the Authorization of the Allagash Waterway
Commission

LR 3148

An Act to Authorize the Construction of Two Veterans' Homes
in Eastern and Western Maine

LR 3299

An Act to Restore Home Health and Community Care Funding

LR 3300

An Act Concerning the Rehabilitation of Juvenile Offenders

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Sen. Matthews of Kennebec

LR 3282

An Act to Reestablish the Independent Welfare Fraud Unit
within the Department of the Attorney General

SPONSOR: Rep. Mayo of Thomaston

LR 3195

An Act to Achieve Parity Between the Authority of Loan
Officers of State-Chartered Credit Unions with Loan Officers
of Federally-Chartered Credit Unions

LR 3196

An Act to Clarify the Applicability of the Maine Revised
Statutes, Title 9-B, Section 465

LR 3277

RESOLUTION, Proposing an Amendment to the Constitution of
Maine to Clarify Succession to the Positions of Treasurer
of State and Secretary of State

LR 3376

An Act to Strengthen the Campaign Finance Reporting Laws

LR 3404

An Act to Prevent Intoxication-related Injuries, Deaths
and Damages

LR 3470

An Act to Allow Licensed Health Care Workers to Attest to
Deaths of Patients Residing in Hospices

SPONSOR: Sen. McCormick of Kennebec

LR 2898

An Act to Establish the Nontraditional Occupation Act for
Women

LR 3372

An Act to Clarify Earnable Compensation for Retirement
Purposes

LR 3475

An Act to Restore Maine State Retirement Service Credit
to Certain Part-time, Seasonal, Intermittent and
Legislative Employees

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Melendy of Rockland

LR 3320

Resolve, Authorizing Elizabeth Penney to Sue the State

LR 3472

An Act to Ensure That Funds Collected from Restitution
and Fines Are Deposited in Interest-bearing Accounts

LR 3492

An Act to Amend the Distribution of Money and Property
Seized in Drug Busts

SPONSOR: Rep. Michaud of East Millinocket

LR 3242

An Act to Authorize a General Fund Bond Issue in the Amount
of \$10,000,000 for the Closure and Remediation of Municipal
Solid Waste Landfills

LR 3350

An Act to Clarify Water Quality Standards for Waters
Affected by Impoundments

LR 3497

An Act to Authorize the Town of Medway to Sell Certain Land

LR 3498

An Act to Require that People Who Require Corrective Lenses
for Driving a Motor Vehicle Wear Corrective Lenses While
Hunting

SPONSOR: Sen. Mills of Oxford

LR 2979

An Act to Reestablish the Rangeley Water District

LR 3079

An Act to Develop a Statewide Voter Registration File

LR 3535

An Act to Amend the Act Creating the Rumford-Mexico
Sewerage District

SPONSOR: Rep. Mitchell of Freeport

LR 3459

An Act to Improve the Efficiency and Effectiveness of the
State's Natural Resources Protection Programs

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Mitchell of Vassalboro

LR 3149

An Act Prohibiting Persons Convicted of Operating-under-the-
influence from Operating School Buses

LR 3160

An Act to Protect Children from Lead Poisoning

LR 3543

An Act to Ensure Continuity of Health Insurance Coverage

SPONSOR: Rep. Morrison of Bangor

LR 2939

An Act to Encourage the Wise Use and Management of Maine's
Water Resources

SPONSOR: Rep. Nutting of Leeds

LR 3442

An Act to Allow Elementary and Secondary Schools to Obtain
Insurance Coverage through the Risk Management Division

SPONSOR: Rep. O'Gara of Westbrook

LR 3347

An Act to Assist High-risk Students

SPONSOR: Rep. Oliver of Portland

LR 3355

An Act to Prevent Foreclosures on Residential Mortgages

SPONSOR: Rep. Ott of York

LR 2963

An Act to Establish Consecutive Sentencing and Mandatory
Minimum Sentences for Certain Persons Convicted of Gross
Sexual Assault

SPONSOR: Rep. Paradis of Augusta

LR 2895

An Act to Repeal Increases in Concealed Weapons Permit Fees
and to Increase the Fees Related to Arbitrations under the
Lemon Law

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

LR 3074

An Act Authorizing Law Enforcement Officers to Witness
Certain Forms

LR 3116

An Act to Clarify the Scope of the Laws Governing
Administrative Correction of Statutory Errors

LR 3198

An Act to Protect Low-income Households from Hardships Due
to Delays in the Receipt of Home Energy Assistance Program
Funds from the Federal Government

LR 3348

An Act to Ensure the Retention of Utility Easements in
Foreclosure Proceedings

LR 3349

An Act to Ensure the Retention of Utility Lines Crossing
Railroad Property

LR 3363

An Act Concerning Funding of Indian Schools under the
Maine Indian Claims Implementing Act

LR 3450

An Act to Clarify the Law Regarding the Power of Sale
Foreclosure Laws

SPONSOR: Sen. Pearson of Penobscot

LR 3135

An Act to Allow Zelma Rudge to Sue the State

SPONSOR: Rep. Pfeiffer of Brunswick

LR 3246

An Act to Amend the Laws Governing Mobile Home Parks

SPONSOR: Rep. Pineau of Jay

LR 3272

An Act to Amend the Automobile Assigned Risk Laws of Maine

SPONSOR: Rep. Plourde of Biddeford

LR 2947

An Act to Eliminate the Workers' Compensation Act

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Sen. Pray of Penobscot

LR 2881

An Act to Prohibit Undocumented Insurance Trade Practices

LR 3216

An Act Related to Hydropower Relicensing Standards

LR 3217

An Act to Preserve East-west Railroads

LR 3219

An Act Related to Staff Retention in Facilities Providing
Services to the Mentally Retarded

LR 3223

An Act to Restructure State Government

LR 3273

An Act to Create Maine's Tourism Marketing Council

SPONSOR: Rep. Rand of Portland

LR 2966

An Act to Amend the Charter of the Casco Bay Ferry District

LR 3070

An Act to Allow the Separation of Certain Islands from
the City of Portland

LR 3146

An Act to Reform Unemployment Compensation Guidelines in
Maine

LR 3550

An Act to Clarify and Amend the Law Regarding IME's

SPONSOR: Rep. Reed of Falmouth

LR 3366

An Act to Protect School Students from Potential Harm

SPONSOR: Rep. Rotondi of Athens

LR 3233

An Act Concerning Medicaid Eligibility

LR 3234

An Act to Establish an Instant Check System for Handgun
Purchases

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Rydell of Brunswick

LR 3325

An Act to Ensure Protection and Family Support

LR 3326

An Act to Amend the Maine Insurance Code

LR 3424

An Act to Provide More Efficient and Cost Effective
Insurance for State Employees

LR 3462

An Act to Maintain Long-term Care Services

SPONSOR: Rep. Simonds of Cape Elizabeth

LR 3180

An Act Relating to Ordinary Death Benefits under the Maine
State Retirement System As It Affects Terminally Ill Members

LR 3496

An Act to Simplify and Reduce the Cost of State Mapping
Efforts

SPONSOR: Rep. Skoglund of St. George

LR 3051

An Act Concerning Landfill Operation on Certain Islands

LR 3052

An Act to Change the School Subsidy from a Valuation to a
Per Pupil Formula

LR 3314

An Act to Prevent the Poaching of Aquaculture Products

SPONSOR: Rep. St. Onge of Greene

LR 3224

An Act Relating to Returned Check Charges

SPONSOR: Rep. Stevens of Bangor

LR 3140

Resolve, Concerning the Removal of Residential Underground
Oil Tanks

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

LR 3413

An Act to Clarify the Rights of Persons to Recover
Insurance Proceeds When They Are Injured by an
Underinsured Motorist

SPONSOR: Rep. Strout of Corinth

LR 3544

An Act to Amend the Financial Responsibility Laws

SPONSOR: Sen. Summers of Cumberland

LR 2920

An Act to Increase the Efficiency of State Retail Operations

SPONSOR: Rep. Swazey of Bucksport

LR 3279

An Act to Amend the Regulation of the Practice of
Architecture and Landscape Architecture

SPONSOR: Rep. Tammaro of Baileyville

LR 3429

An Act to Establish Current Drinking Water Standards for
Environmental Protection

SPONSOR: Rep. Tardy of Palmyra

LR 2942

An Act Concerning Certification of Seed Potatoes

LR 2953

An Act to Allow the Maine Harness Racing Community
to Adopt a Controlled Medication Program

LR 3367

An Act to Permit Pari-mutuel Pools

SPONSOR: Sen. Theriault of Aroostook

LR 3398

An Act to Revise the Charter of the Van Buren
Hospital District

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

SPONSOR: Sen. Titcomb of Cumberland

LR 3085

An Act to Provide Increased Local Participation in
Comprehensive Planning

LR 3192

An Act to Amend Maine's Underground Oil Storage Tank
Laws

LR 3304

An Act to Implement a Comprehensive Ambient Toxics
Monitoring Program

LR 3533

An Act to Establish the Propane Gas Regulations

LR 3538

An Act Pertaining to the Assessment of Fees on Nuclear
Power Plants

SPONSOR: Rep. Townsend of Eastport

LR 2889

Resolve, Authorizing David Boone to Bring a Civil Action
against the Town of Princeton

LR 3038

An Act Concerning Stocking of Atlantic Salmon in Maine
Rivers

SPONSOR: Rep. Tracy of Rome

LR 3330

An Act to Prohibit the Dismantling of Products That Contain
Hazardous Material near Water Supplies

SPONSOR: Rep. Treat of Gardiner

LR 2995

An Act to Ensure the Safe Collection and Management of
Certain Household Hazardous Wastes

SPONSOR: Rep. Vigue of Winslow

LR 3021

An Act to Amend the Laws Governing Emergency Medical
Technicians

115TH LEGISLATURE - SECOND REGULAR SESSION
BILL REQUESTS ACCEPTED FOR INTRODUCTION BY THE LEGISLATIVE COUNCIL

LR 3023

An Act to Protect Consumers

LR 3047

An Act to Prevent Insurers from Mandating the Use of
Specific Parts, Products or Businesses

SPONSOR: Sen. Vose of Washington

LR 2876

An Act to Create Coastal Marine Fisheries Management Zones

LR 2918

An Act to Facilitate Municipal Landfill Closure

LR 3073

An Act to Amend the Laws Governing Telecommunications
Interexchange Carrier Selection

LR 3412

An Act Relating to the Debt Limit of the Town of
Vanceboro

LR 3427

An Act Relating to Continuous Emission Monitoring Devices

SPONSOR: Sen. Webster of Franklin

LR 3245

An Act to Require the Maine Low-level Radioactive Waste
Authority to Reimburse the Towns of New Vineyard and
Industry for Costs of Defending against the Authority's
Lawsuit

SPONSOR: Rep. Whitcomb of Waldo

LR 3503

An Act to Encourage Transition from Petroleum Based Ink to
Soy Based Ink

LR 3504

An Act to Consider All Sources of Income When Issuing Small
Claims Judgments

LEGISLATIVE COUNCIL
PROCEDURES FOR REVIEWING REQUESTS
FOR USE OF CAPITOL PARK

Amendment Proposed by Sen. Cahill

Insert the following in Section 2, "Regulations":

- L-1. Capitol Park shall not be available for use for any purpose between 11:00 p.m. and 6:00 a.m. without the prior approval of at least 7 members of the Legislative Council; and, in no case, shall the Park be used for sleeping accommodations.

November 8, 1991

LEGISLATIVE COUNCIL
PROCEDURES FOR REVIEWING REQUESTS
FOR USE OF CAPITOL PARK

Introduction

The Legislative Council has jurisdiction over the State House and its immediate grounds, including Capitol Park, pursuant to statute (3 MRSA § 902-A). Historically, the security and specific uses of these areas has been under the jurisdiction of the Bureau of Capitol Security, which has promulgated administrative Rules for this purpose. The Legislative Council has adopted procedures related to the review and approval of applications for use of Capitol Park, which are designed to augment, not replace, the existing rules.

Bureau of Capitol Security

Chapter 41

Capitol Area Security Rules

1. Definitions

The following words and phrases, when used in these regulations, shall have the following meanings, unless a different meaning is plainly required by the context:

- A. "Capitol Area" when used in these regulations shall mean the land, buildings, personal property and facilities owned, leased, occupied, used or possessed by the State in or at:
 - 1. The Capitol Area described in 1, M.R.S.A. Section 814, and
 - 2. The District Court Building on State Street, and
 - 3. The State Police Barracks and Garage on Hospital Street, and
 - 4. Blaine House Complex, and
 - 5. Blaine Memorial, and
 - 6. The Augusta Mental Health Institute Complex, and
 - 7. ANY OTHER STATE CONTROLLED LOCATIONS, WHETHER ITS OWNED, LEASED, OR JUST USED BY THE STATE WITHIN THE CITY LIMITS OF AUGUSTA, MAINE.
- B. "Time" whenever certain hours of time are named here in shall mean Standard Time or Daylight Time as may be in current use in this State.
- C. "Mini-bike" shall mean any motor operated two wheel vehicle not licensed by the Secretary of State, Division of Motor Vehicles.
- D. "Person" every natural person, firm, partnership, association or corporation.
- E. "Police Officer" every sworn officer of the Bureau of Capitol Security or any law enforcement officer authorized to issue process for civil or criminal violations.
- F. "Snowmobile" means any vehicle propelled by mechanical power that is primarily designed to travel over ice or snow supported in part by skis, belts or cleats.

2. Regulations

- A. The COMMISSIONER OF PUBLIC SAFETY is empowered to close, secure and limit access to all or a portion of the Capitol Area at stated times during hours when the state offices are closed, or, without prior notice, at any other time should a situation develop wherein all or a portion of the Capitol Area becomes jeopardized by the actions of any person or persons.

- B. No person shall cause or participate in a demonstration of any nature in the Capitol Area unless written permission for such demonstration has been obtained from the COMMISSIONER OF PUBLIC SAFETY or his Designee. An application, in writing setting forth information as may be required, is necessary prior to the granting of any permit.
- C. No person shall cause injury or damage to the trees, shrubbery or flowers in the Capitol Area, or damage, mark or deface the buildings, personal property or facilities thereon in any way.
- D. No person shall attach or place a handbill or advertising material on any vehicle parking in the Capitol Area.
- E. No person shall allow a pet to enter the Capitol Area without a physical restraint.
- F. No person, except a police officer on duty, shall carry firearms, dangerous weapons, explosives, incendiary devices, or implements which by their nature are capable of being used to destroy or injure a person or property in the Capitol Area.
- G. No person shall possess or consume any alcoholic beverage in the Capitol Area, except at the Blaine House Complex with the Governor's permission.
- H. No person shall discard litter, as defined in 17 M.R.S.A., Section 2263, sub-section 2, in the Capitol Area except in the containers provided therefore.
- I. No person shall, without the prior written authorization of the CHIEF OF CAPITOL SECURITY light or add fuel to an outdoor fire in the Capitol Area, except one which is confined to a fireplace furnished for the purpose by the DIRECTOR OF PUBLIC IMPROVEMENTS.
- J. No person shall solicit, give away, canvass, sell or offer for sale items or materials or make collections for past or current obligations in the Capitol Area without written authorization from the Bureau of Capitol Security.
- K. No person shall operate a mini-bike, snowmobile, all terrain vehicle or unregistered vehicle in the Capitol Area.
- L. No person shall utilize the Capitol Area for any type of sports or athletic events, either formal or informal, except in those sections designed by the DIRECTOR OF PUBLIC IMPROVEMENTS or SUPERINTENDENT OF AUGUSTA MENTAL HEALTH INSTITUTE or with permission from the CHIEF OF CAPITOL SECURITY.

- M. Persons or organizations seeking to use a designated portion of the Capitol Area must obtain a written permit by applying, in writing, to the COMMISSIONER OF PUBLIC SAFETY or his designee, and specifying the use intended and the persons responsible for the supervision of the activity. Applications to use Capitol Park must be reviewed and approved by the Legislative Council in accordance with procedures adopted by the Council.

3. Penalties

Any person found guilty of violating any of these regulations shall upon conviction, be punished as provided in Revised Statutes, Title 25, Section 2910.

AUTHORITY: 25 M.R.S.A., § 2904

EFFECTIVE DATE: July 3, 1988

LEGISLATIVE DEPARTMENT
PROPOSALS FOR REDUCTIONS in FY 1992 APPROPRIATIONS

Governor's Target: \$ 1,029,512

Reductions from Special Accounts:

Commission to Advise DHS on AIDS	\$ 11,000	
Special Select Committee on Access to Health Care	\$ 5,291	
Miscellaneous Studies Account	\$ 90,000	
Commission on Uniform State Laws	\$ 2,003	
Interstate Cooperation Commission	\$ 15,678	
Maine-Canadian Legislative Advisory Office	\$ 900	
Law & Legislative Reference Library	\$ 12,701	
	<hr/>	\$ 137,573

General Legislative Account:

Personal Services	\$319,895	
All Other	\$485,275	
Capital	\$112,700	
	<hr/>	\$ 917,870

TOTAL PROPOSED REDUCTIONS	
/LEGISLATIVE DEPARTMENT:	\$1,055,443

Revised 11/19/91

**GENERAL LEGISLATIVE ACCOUNT
DESCRIPTION OF SPECIFIC REDUCTIONS
APPROVED BY THE LEGISLATIVE COUNCIL**

	Total Savings
Personal Services	
1. Freeze selected vacant positions	
- OPLA/Secretary	\$ 16,815
- Senate Steno	6,495
- 2 Analyst positions/Office of Fiscal & Program Review	74,750
2. Terminate all session employees March 31, 1991 (were budgeted through April 25)	60,560
3. Repeal the 3% cost-of-living increase that was granted to most legislative employees retroactive to April 1. The repeal would take effect with the first paycheck paid in January	73,078
4. Reduce legislators' salary for the 2nd Regular Session by 5%	
- Would reduce total gross salary of members by \$375 from \$7,500 to \$7,125	
- Leadership salaries would also be reduced by 5%	<u>70,687</u>
Total Personal Services	\$ 319,895
All Other	
1. Reduce amount budgeted for out-of-state travel	\$ 95,000
2. Extend restrictions on reimbursement of expenses which the presiding officers adopted last session	
- Limit reimbursement for "night before" to those who live 75 miles or more from Augusta	94,080
3. Adoption of reduced session schedule	
- No Sessions or Committee meetings on Fridays except the last Friday of each month	84,000
- Adjournment sine die on March 27	195,000
	Total Savings
4. All other expenses associated with deferring filling 2 new positions in Office of Fiscal & Program Review	2,300
5. Reduce amount of Constituent Service Allowance during 2nd Regular Session by 10%	
- Senate members: \$100	
- House members: \$ 75	<u>14,975</u>
Total All Other	\$ 485,275
Capital	
Reduce total amount available in current fiscal year	<u>\$ 112,700</u>
Total Capital	\$ 112,700
Total Reductions From General Legislative Account	\$ 917,870

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
November 6, 1991

Action

SPONSOR: Rep. Gray

*LR 3270 An Act to Amend the Waste Discharge Laws

SPONSOR: Rep. Gray

LR 3604 An Act to Prohibit Improper Influence by Law
Enforcement Officers

SPONSOR: Sen. Kany

LR 3603 An Act Pertaining to Workers Compensation

SPONSOR: Sen. Ludwig

LR 3606 An Act Creating the Mars Hill Utility District

SPONSOR: Rep. Martin, John L.

LR 3605 An Act to Allow the Towns of Ashland and
Castle Hill to be Reimbursed for Interest Collected
from the State

SPONSOR: Sen. McCormick

LR 3601 An Act to Extend the Reporting Date of the Special
Commission to Study the Retirement Benefits
Provided by the State

SPONSOR: Rep. Richards

*LR 3075 An Act to Prohibit the Siting of Landfills in
Areas that Previously Contained Landfills

Cosponsors: Sen. Emerson
Sen. Dutremble, Dennis L.

SPONSOR: Sen. Webster

LR 3600 An Act Concerning Transfer of Real Estate
Between Family Members

* Initially submitted before cloture and failed to
get Council Approval

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Mitchell, James

**TABLED
10/27/91**

LR 3593 An Act Amending the Maine Insurance Code

ADDENDUM

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
November 11, 1991

Action

SPONSOR: Rep. Martin, John L.

LR 3607 An Act to Open State Government to Public View

SPONSOR: Rep. Mitchell, James

LR 3609 An Act to Allow Municipalities to Increase the
Shellfish License Fees for Nonresidents

Cosponsors: Sen. Vose