

# STATE OF MAINE

# ONE HUNDRED AND TWELFTH LEGISLATURE FIRST REGULAR SESSION

## JOINT STANDING COMMITTEE ON

STATE GOVERNMENT

BILL SUMMARY

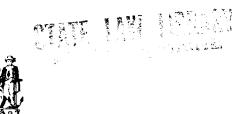
.



JULY, 1985

Prepared by:

Ted Potter, Legislative Assistant Office of Legislative Assistants State House, Station 13 Augusta, Maine 04333 (207) 289-1670



HELEN T. GINDER, DIRECTOR HAVEN WHITESIDE, ASST. DIRECTOR GILBERT W. BREWER DAVID ELLIOTT MARTHA FREEMAN CHRISTOS GIANOPOULOS WILLIAM T. GLIDDEN, JR. STATE OF MAINE OFFICE OF LEGISLATIVE ASSISTANTS ROOM 101 STATE HOUSE, STATION 13 AUGUSTA, MAINE 04333 TEL.: (207) 289-2486

SARAH HOOKE JULIE S. JONES JOHN B. KNOX EDWARD POTTER MARGARET J. REINSCH LARS RYDELL JOHN SELSER ANDREA COLNES, RES. ASST.

## ONE HUNDRED AND TWELFTH LEGISLATURE FIRST REGULAR SESSION

JOINT STANDING COMMITTEE BILL SUMMARIES JULY 1985

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees of the Maine Legislature, covering the First Regular Session of the ll2th Legislature. The summaries are arranged by LD number and indexed separately by committee.

#### LD: 1242 AN ACT TO REQUIRE SUFFICIENT NOTIFICATION IN CASES OF ADOPTION OF AGENCY RULES

SCARPINO

LV-WD

HOUSE Accepted Committee Report SENATE Accepted Committee Report GOV

SUMMARY:

LD 1242 proposed to require state agencies to delay by 30 days, the implementation of any rules except emergency rules that agencies adopt and to give notice that the agencies have adopted rules to the public and to persons who have requested copies of agencies' rules within the past year.

The bill did <u>not</u> prohibit the adoption of rules <u>nor</u> did the bill delegate veto power over rulemaking to any person or organization. The bill established a 30 day waiting period from the time a rule is adopted to the time the rule is \_\_implemented.

For the most part, most rules, except emergency rules, currently do not go into effect until 10 days to 2 weeks following adoption by the agency. The notice provisions in the bill already exist in current law.

<u>Current Notice Provisions.</u> <u>Currently notice</u> is <u>provided</u> at least <u>20 days prior</u> to the <u>adoption</u> of a rule to interested persons and persons affected by the rule. The 30 day waiting period proposed in the bill would not necessarily give an interested person or organization any "earlier" notice about the rule. The question here is whether a 50 day period is necessary.

LD: 1269 AN ACT RELATING TO THE CLASSIFICATION OF THE DEPUTY TREASURER AND SUPERVISOR OF ABANDONED PROPERTY

DOW MCGOWAN BRANNIGAN

LV-WD

HOUSE Accepted Committee Report SENATE Accepted Committee Report GOV

SUMMARY:

The bill proposed to establish new salary ranges for the Deputy Treasurer and Supervisor of abandoned property who have reached the top of their current pay range. The Department of Personnel opposed the bill and asserted that the department should first study the positions and evaluate the current pay scales for these positions.

The State Treasurer asserted that the Department of Personnel had looked at one position and had done nothing. The Treasurer was concerned about losing excellent state employees who are at the top of their payrange and have no incentive to continue in their position.

Office of Legislative Assistants State Government The Personnel Department agreed to review the positions and take whatever action is necessary to provide incentives to these people. The bill was then withdrawn.

LD: 1280 AN ACT TO REALLOCATE MORTGAGE INSURANCE GWADOSKY EMERGENCY AUTHORITY FROM THE MORTGAGE INSURANCE PROGRAM MARTIN J OF THE FINANCE AUTHORITY OF MAINE TO THE PRAY MAINE SMALL BUSINESS LOAN PROGRAM MURPHY T

OTP HOUSE Emerg. Enacted PUBLIC SENATE Emerg. Enacted CH # 198 GOV EMER'SIGNED

#### SUMMARY :

The Finance Authority of Maine administers both the Maine Small Business Loan Program and the Mortgage Insurance Program. By statute, the aggregate principal amount of insured loans under the Maine Small Business Loan Program could not exceed \$2,500,000 at any time and under the Mortgage Insurance Program it could not exceed \$60,000,000 at any time.

The success of the Maine Small Business Loan Program resulted in a portfolio rapidly approaching the \$2,500,000 maximum. As the maximum was approached, the authority would have to cut back on the number and size of loans it could insure, resulting in the possibility that eligible Maine small businesses would not be able to obtain the financing they need.

LD 1280, therefore, temporarily moved \$2,000,000 in loan insurance authority from the Mortgage Insurance Program to the Maine Small Business Loan Program, ensuring that small businesses would continue to be able to obtain insured commercial loans that they would not otherwise be able to obtain.

- LD: 1296 AN ACT CONCERNING APPEALS TO THE GOVERNMENTAL SPROUL ETHICS COMMISSION
  - LV-WD HOUSE Accepted Committee Report SENATE Accepted Committee Report GOV

#### SUMMARY :

LD 1296 proposed to allow the Commission on Governmental Ethics and Election Practices to rule on non-parlimentary decisions made by the Speaker of the House and President of the Senate and challenged by members of the House and the Senate. Some persons did not believe that the Commission on Government Ethics and Election Practices should be broadened to include this new duty. The Speaker of the House testified that he often times

Office of Legislative Assistants State Government

Page 74