

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals  
(text not searchable)

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST  
JULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
JON CLARK  
DYAN M. DYTTER  
GRO FLATEBO  
DEBORAH C. FRIEDMAN  
MICHAEL D. HIGGINS



KAREN L. HRUBY  
JILL IPPOLITI  
JOHN B. KNOX  
PATRICK NORTON  
MARGARET J. REINSCH  
PAUL J. SAUCIER  
HAVEN WHITESIDE  
MILA M. DWELLEY, RES. ASST.  
ROY W. LENARDSON, RES. ASST.  
BRET A. PRESTON, RES. ASST.

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

August 13, 1991

TO: Secretary of State William Diamond

FROM: Mr. Weston Bonney, co-chair  
Ms. Bonnie Post, co-chair  
Special Commission on Governmental Restructuring,  
Committee on Governmental Relations and Process

SUBJ: Request For a Report on Boards and Commissions

The Special Commission on Governmental Restructuring has been directed by the Legislature to examine all boards and commissions, including but not limited to advisory councils, councils and other independent entities, that are established by state law. The Legislative direction to the commission is "to determine the continuing need for the board or commission and to weigh the need against the staffing and other operating costs of the board or commission, regardless of funding source." Attached is a copy of the relevant portion of the budget bill, PL 1991, c. 528. This law also states that the Secretary of State is to provide the commission, upon request, with a report on these boards and commissions.

The purpose of this memo is to request that you provide the Committee on Governmental Relations and Process with this report. The committee requests a list of all the boards and commissions established by state law, organized according to the categorizations established in Title 5, Ch. 379. At the least, the committee would like the listing to include the following information, compiled and maintained by you pursuant to section 12011: the name of each commission and board, the names of its members, positions in State Government held by each member, any vacancies, the date of the commission's or board's last reported meeting, and its most recent reported expenditures on members' compensation and expenses. The

committee would also like included in the list the number and term of office of each board's or commission's members, and the authority which appoints members to each board or commission. If there is other information you have access to which you believe may be of use to the committee, please feel free to include it in your report.

It would be useful to the committee if you could include in your report any suggestions you may have as to other sources of information which may be useful to the committee regarding commissions and boards. Since, as you are probably aware, the commission has only a short time to develop its final report, the committee would like to have your report as soon as possible. The committee is planning to meet next on the 23rd of August; if you could have your report to the committee by then, it would be extremely helpful. If you cannot compile your report by that date, please contact our staff: Jon Clark in the Office of Policy and Legal Analysis or Carol Michel in the State Planning Office.

Thank you in advance for your valuable cooperation in this important matter.

cc: Distribution

2343nrg

PART FF

PL 1991, c. 139, §4, sub-§3-A is enacted to read:

3-A. It is further the intent of the Legislature that each board and commission, including but not limited to each advisory council, council and other independent entity that is established by state law, must be reviewed to determine the continuing need for the board or commission and to weigh the need against the staffing and other operating costs of the board or commission, regardless of funding sources. Upon request, the Secretary of State shall provide the commission with a report on these boards and commissions.

#3

PART GG

Sec. GG-1. 22 MRSA §3189, sub-§2, ¶G, as enacted by PL 1991, c. 42, §1, is amended to read:

G. "Work-related expense disregard" means the disregard applied to earned income of applicants or enrollees, and, in determining the eligibility of adults ~~for May 1991 and June 1991~~, is \$90 per month plus actual dependent care expenses in an amount not to exceed \$200 per month per dependent under 2 years of age receiving dependent care and not to exceed \$175 per month per dependent 2 years of age or older receiving dependent care.

Sec. GG-2. 22 MRSA §3189, sub-§3, ¶A and C, as amended by PL 1991, c. 42, §2, are further amended to read:

A. Except as provided in subsection 5 and in paragraph B of this subsection, the following persons are eligible to participate in the program and to receive benefits in ~~accordance with this section~~ to the extent allowed by available appropriations and according to the enrollment process set forth in paragraph E:

- (1) Any person who is under 20 years of age and whose household income is 125% or less of the federal poverty level;
- (2) Any person who is age 20 or older and whose household income is 95% or less of the federal poverty level; and
- (3) Beginning July 1, 1992, any person who is age 20 or older and whose household income is 100% or less of the federal poverty level.

C. The department shall promulgate ~~adopt~~ rules governing the effective date of eligibility and the application process. These rules must provide that persons are not eligible for coverage earlier than the first day of the month in which they apply and no later than the date upon which they apply. The department shall provide for individuals under the age of 20 to make preliminary application for Maine Health Program benefits at the site of a provider and other sites as designated by the department. The date of this preliminary application is considered the filing date of an application for purposes of establishing the individual's first day of eligibility, as long as such preliminary application is received within a reasonable time, as determined by department rules.

Individuals age 20 and older shall make application at designated sites, which must include but need not be limited to offices of the department, hospitals designated as disproportionate share for payment of Medicaid reimbursement and federally qualified health centers, during periods of open enrollment designated by the department.

Sec. GG-3. 22 MRSA §3189, sub-§3, ¶E and F are enacted to read:

E. The department shall each quarter redetermine the number of additional adults who may be enrolled in the program. Additional enrollment is required to the extent that quarterly appropriations and allocations to date and for the next quarter exceed expenditures to date and projected for the next quarter. The department shall review applications for individuals age 20 and older for the program during periods of open enrollment and make eligibility determinations in a manner that gives equal opportunity of enrollment to all state residents. The department shall set forth the process for determining the number of enrollees, as well as other aspects of the enrollment process, by rule. Any person whose benefits were terminated during May and June of 1991 because of statutory amendments affecting income disregards or transition coverage who has become eligible for program benefits has priority in enrollment during the first quarter of fiscal year 1991-92. It is the intent of the Legislature that the appropriations and allocations will allow for the enrollment of approximately 1,600 new enrollees annually.

F. Notwithstanding subsection 4, paragraph E, the department shall implement the following asset guidelines during any recertification and for new enrollees to determine eligibility.

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST  
JULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
JON CLARK  
DYAN M. DYTTER  
GRO FLATEBO  
DEBORAH C. FRIEDMAN  
MICHAEL D. HIGGINS



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

KAREN L. HRUBY  
JILL IPPOLITI  
JOHN B. KNOX  
PATRICK NORTON  
MARGARET J. REINSCH  
PAUL J. SAUCIER  
HAVEN WHITESIDE  
MILA M. DWELLEY, RES. ASST.  
ROY W. LENARDSON, RES. ASST.  
BRET A. PRESTON, RES. ASST.

August 16, 1991

TO: Members, Staff, Committee on Governmental Relations  
and Process  
FROM: Jon Clark  
RE: August 27th meeting

There will be a meeting of the Committee on Governmental Relations and Process on August 27, 1991, from 9:00 a.m. to 1:30 p.m. The meeting will be a work session for establishing areas for further investigation and developing a work plan. The meeting will be held in the conference room at the State Planning Office.

cc: Distribution

2337nrg