

MAINE STATE LEGISLATURE

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New Draft of S. P. 773, L. D. 1965
SECOND REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 2005

S. P. 801

In Senate, March 13, 1980

Reported by Senator Martin of Aroostook from the Committee on State Government and printed under Joint Rules No. 2.

MAY M. ROSS, Secretary of the Senate

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY

AN ACT to Amend the Maine Sunset Law.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 3 MRSA § 504, sub-§ 3, as enacted by PL 1977, c. 554, § 1, is repealed and the following enacted in its place:

3. Submittal of justification reports. Departments and independent agencies designated in section 507 shall submit their justification reports to the Legislature, through the Legislative Administrative Director, according to the following schedule:

Group A-1 no later than October 31, 1978;

Group A-2 no later than October 31, 1979;

Group B-1 no later than October 31, 1980;

Group B-2 no later than October 31, 1981;

Group C-1 no later than October 31, 1982;

Group C-2 no later than October 31, 1983;

Group D-1 no later than October 31, 1984;

Group D-2 no later than October 31, 1985;

Group E-1 no later than October 31, 1986; and

Group E-2 no later than October 31, 1987.

Sec. 2. 3 MRSA § 505, sub-§ 2, as last amended by PL 1979, c. 338, § 1, is repealed and the following enacted in its place:

2. Submittal of analyses. The Joint Standing Committee on Audit and Program Review shall submit to the Legislature the evaluations and analyses prepared pursuant to this section of the departments and independent agencies listed in section 507 and its recommendations and any legislation required to implement them according to the following schedule:

Group A-1 no later than December 31, 1979;

Group A-2 no later than December 31, 1980;

Group B-1 no later than December 31, 1981;

Group B-2 no later than December 31, 1982;

Group C-1 no later than December 31, 1983;

Group C-2 no later than December 31, 1984;

Group D-1 no later than December 31, 1985;

Group D-2 no later than December 31, 1986;

Group E-1 no later than December 31, 1987; and

Group E-2 no later than December 31, 1988.

The Joint Standing Committee on Audit and Program Review shall submit to the Legislature its evaluations and analyses of justification reports submitted pursuant to section 507-A no later than 14 months after those reports are submitted to the Legislature.

Sec. 3. 3 MRSA § 507, sub-§§ 3-10, as last repealed and replaced by PL 1977, c. 683, § 2, are repealed and the following enacted in its place:

3. Group B-1 and B-2 departments.

A. The evaluations and analyses of the justification reports for the programs of the following Group B-1 departments shall be reviewed by the Legislature no later than June 30, 1982:

(1) Department of Human Services.

B. The evaluations and analyses of the justification reports for the programs of the following Group B-2 departments shall be reviewed by the Legislature no later than June 30, 1983:

(1) Department of Mental Health and Corrections; and

(2) Department of Indian Affairs.

4. Group B-1 and B-2 independent agencies.

A. Unless continued or modified by law, the following Group B-1 independent agencies shall terminate, not including the grace period, no later than June 30, 1982:

- (1) Plumbers' Examining Board;**
- (2) State Board of Funeral Services;**
- (3) Board of Hearing Aid Dealers and Fitters; and**
- (4) Maine Human Services Council.**

B. Unless continued or modified by law, the following Group B-2 independent agencies shall terminate, not including the grace period, no later than June 30, 1983. The Maine Health Facilities Authority, the Maine State Housing Authority, the Penobscot Indian Housing Authority, the Pleasant Point Passamaquoddy Indian Housing Authority and the Indian Township Passamaquoddy Indian Housing Authority shall not terminate, but shall be reviewed by the Legislature no later than June 30, 1987:

- (1) Board of Chiropractic Examination and Registration;**
- (2) Board of Dental Examiners;**
- (3) State Board of Licensure of Administrators of Medical Care Facilities other than Hospitals;**
- (4) Board of Registration in Medicine;**
- (5) State Board of Nursing;**
- (6) State Board of Optometry;**
- (7) Board of Osteopathic Examination and Registration;**
- (8) Board of Commissioners of the Profession of Pharmacy;**
- (9) Examiners of Podiatrists;**
- (10) Maine Health Facilities Cost Review Board;**
- (11) Maine Medical Laboratory Commission;**
- (12) State Planning and Advisory Council on Developmental Disabilities;**
- (13) Maine Committee on Problems of the Mentally Retarded;**
- (14) Governor's Committee on Employment of the Handicapped;**
- (15) Division of Community Services;**
- (16) Maine State Housing Authority;**
- (17) Penobscot Indian Housing Authority;**

- (18) Pleasant Point Passamaquoddy Indian Housing Authority;
- (19) Indian Township Passamaquoddy Indian Housing Authority; and
- (20) Maine Health Facilities Authority.

5. Group C-1 and C-2 departments.

A. The evaluations and analyses of the justification reports for the programs of the following Group C-1 departments shall be reviewed by the Legislature no later than June 30, 1984:

- (1) Department of Conservation; and
- (2) Department of Inland Fisheries and Wildlife.

B. The evaluations and analyses of justification reports for the programs of the following Group C-2 departments shall be reviewed by the Legislature no later than June 30, 1985:

- (1) Department of Environmental Protection; and
- (2) Department of Marine Resources.

6. Group C-1 and C-2 independent agencies.

A. Unless continued or modified by law, the following Group C-1 independent agencies shall terminate, not including the grace period, no later than June 30, 1984. The Baxter State Park Authority shall not terminate, but shall be reviewed by the Legislature no later than June 30, 1984:

- (1) Baxter State Park Authority;
- (2) Coastal Island Trust Commission;
- (3) Saco River Corridor Commission;
- (4) Soil and Water Conservation Commission;
- (5) Inspector of Dams and Reservoirs;
- (6) Board of Certification of Water Treatment Plant Operators; and
- (7) Keep Maine Scenic Committee.

B. Unless continued or modified by law, the following Group C-2 independent agencies shall terminate, not including the grace period, no later than June 30, 1985:

- (1) Maine Sardine Council;
- (2) Atlantic Sea Run Salmon Commission;
- (3) Public Utilities Commission;
- (4) State Development Office;

- (5) Office of Energy Resources;
- (6) Atlantic States Marine Fisheries and Commission; and
- (7) Maine Development Foundation.

7. Group D-1 and D-2 departments.

A. The evaluations and analyses of the justification reports for the programs of the following Group D-1 departments shall be reviewed by the Legislature no later than June 30, 1986:

- (1) Department of the Attorney General; and
- (2) Department of Business Regulation.

B. The evaluations and analyses of the justification reports for the programs of the following Group D-2 departments shall be reviewed by the Legislature no later than June 30, 1987:

- (1) Department of Manpower Affairs; and
- (2) Department of Personnel.

8. Group D-1 and D-2 independent agencies.

A. Unless continued or modified by law, the following Group D-1 independent agencies shall terminate, not including the grace period, no later than June 30, 1986:

- (1) Real Estate Commission;
- (2) Maine Athletic Commission;
- (3) Electricians' Examining Board;
- (4) Oil Burner Men's Licensing Board;
- (5) State Claims Board;
- (6) State Board of Examiners of Psychologists;
- (7) Board of Examiners on Speech Pathology and Audiology;
- (8) State Board of Social Worker Registration;
- (9) Board of Accountancy;
- (10) Arborist Examining Board;
- (11) Maine State Board for Registration of Architects and Landscape Architects;
- (12) Board of Examiners for the Examination of Applicants for Admission to the Bar;
- (13) State Board of Barbers;

- (14) State Board of Cosmetology;
- (15) Manufactured Housing Board;
- (16) State Running Horse Racing Commission;
- (17) Board of Registration of Substance Abuse Counselors;
- (18) State Board of Registration for Professional Foresters;
- (19) State Board of Certification for Geologists and Soil Scientists;
- (20) Board of Examiners in Physical Therapy; and
- (21) Maine Criminal Justice Planning and Assistance Agency.

B. Unless continued or modified by law, the following Group D-2 independent agencies shall terminate, not including the grace period, no later than June 30, 1987:

- (1) Office of CETA Planning and Coordination;
- (2) Maine Commission for Women;
- (3) Maine Human Rights Commission;
- (4) Maine Labor Relations Board;
- (5) Office of State Employees Relations;
- (6) State Employees Appeals Board;
- (7) Educational Leave Advisory Board; and
- (8) Workers' Compensation Commission.

9. Group E-1 and E-2 departments.

A. The evaluations and analyses of the justification reports for the programs of the following Group E-1 departments shall be reviewed by the Legislature no later than June 30, 1988:

- (1) Department of Finance and Administration;
- (2) Department of the Treasurer of State; and
- (3) Department of Audit.

B. The evaluations and analyses of the justification reports for the programs of the following Group E-2 departments shall be reviewed by the Legislature no later than June 30, 1989:

- (1) Maine State Retirement System;
- (2) Department of Educational and Cultural Services;
- (3) Board of Trustees of the University of Maine; and

(4) **Board of Trustees of the Maine Maritime Academy.**

10. Group E-1 and E-2 independent agencies.

A. Unless continued or modified by law, the following Group E-1 independent agencies shall terminate, not including the grace period, no later than June 30, 1988. The Board of Emergency Municipal Finance, the Maine Guarantee Authority, the Maine Municipal Bond Bank and the Maine Small Business Loan Authority Board shall not terminate, but shall be reviewed by the Legislature no later than June 30, 1988:

- (1) Board of Emergency Municipal Finance;**
- (2) Maine Guarantee Authority;**
- (3) Maine Municipal Bond Bank;**
- (4) Municipal Valuation Appeals Board;**
- (5) Land Classification Appeals Board;**
- (6) State Liquor Commission;**
- (7) Capitol Planning Commission;**
- (8) Maine Small Business Loan Authority Board; and**
- (9) State Board of Assessment Review.**

B. Unless continued or modified by law, the following Group E-2 independent agencies shall terminate, not including the grace period, no later than June 30, 1989:

- (1) Board of Trustees Group Accident and Sickness or Health Insurance;**
- (2) Maine Vocational Development Commission;**
- (3) Post-secondary Education Commission of Maine;**
- (4) Advisory Committee on Maine Public Broadcasting;**
- (5) State Government Internship Program Advisory Committee;**
- (6) State Historian;**
- (7) Historic Preservation Commission;**
- (8) Maine State Commission on the Arts and the Humanities;**
- (9) Maine Occupational Information Coordinating Committee; and**
- (10) Maine Historical Society.**

STATEMENT OF FACT

The purposes of this new draft are to change certain dates, and to delete or add certain agencies that were incorrectly included or omitted from the bill.