

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 2400

S.P. 950

In Senate, March 5, 1990

Reported by Senator BALDACCI of Penobscot for the Commission on Maine's Future pursuant to Resolve 1987, chapter 60 and Resolve 1989, chapter 3.

Reference to the Committee on State and Local Government suggested and ordered printed pursuant to Joint Rule 18.

Joy J. O'Brien
JOY J. O'BRIEN
Secretary of the Senate

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

An Act to Institutionalize Strategic Planning in State Government.



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

4 Sec. 1. 3 MRSA c. 35 is enacted to read:

6 CHAPTER 35

8 STRATEGIC PLANNING

10 §971. Development of strategic plans

12 Every legislative office and committee, including, but not
14 limited to, nonpartisan legislative offices, partisan legislative
16 offices, joint standing committees and joint select committees,
18 shall develop and submit to the Legislature by January 15, 1991,
20 a 4-year strategic plan that integrates the office's or the
committee's daily activities and short-term priorities, including
capital investment needs, with the long-term goals and guiding
principles for the State's future as expressed in the report
released by the Commission on Maine's Future in 1989.

22 §972. Annual update of strategic plans; report to Legislature

24 Every legislative office and committee, on an annual basis,
26 shall prepare an update of its strategic plan and submit its
updated plan to the Legislature.

28 §973. Coordination of strategic plans

30 The Office of Policy and Legal Analysis shall coordinate the
strategic planning processes in the Legislative Department.

32 1. Review strategic plans. The Office of Policy and Legal
34 Analysis shall review the strategic plans submitted by the
legislative offices and committees and identify conflicts, areas
of common concern and emerging issues.

36 2. Coordination with executive and judicial branches. The
38 Office of Policy and Legal Analysis shall work with the State
40 Planning Office and the Administrative Office of the Courts to
42 facilitate interdepartmental working groups, develop coordinated
planning strategies, and identify and explore conflicting
priorities among the 3 branches of State Government.

44 Sec. 2. 4 MRSA §17, sub-§14, as amended by PL 1987, c. 137,
46 §2, is further amended to read:

48 14. Perform duties and attend other matters. Perform such
50 other duties and attend to such other matters consistent with the
powers delegated herein assigned to him the State Court
Administrator by the Chief Justice and the Supreme Judicial
52 Court; and

2 **Sec. 3. 4 MRSA §17, sub-§15**, as amended by PL 1989, c. 324, is
further amended to read:

4 **15. Provide for court security.** Plan and implement
arrangements for safe and secure court premises to ensure the
6 orderly conduct of judicial proceedings. This includes the
authority to contract for the services of qualified deputy
8 sheriffs and other qualified individuals as needed on a per diem
basis to perform court security-related functions and services.
10 "Qualified deputy sheriffs and other qualified individuals" means
those individuals who hold valid certification as law enforcement
12 officers, as defined by the Maine Criminal Justice Academy,
pursuant to Title 25, chapter 341, to include successful
14 completion of such additional training in court security as
provided by the academy or equivalent training. When under such
16 contract and then only for the assignment specifically contracted
for, the qualified deputy sheriffs or other qualified individuals
18 shall have the same duties and powers throughout the counties of
the State as sheriffs have in their respective counties.
20 Qualified deputy sheriffs performing these contractual services
shall continue to be employees of the counties in which they are
22 deputized. Other qualified individuals performing such
contractual services shall are not be considered employees of the
24 State for any purpose, provided that ~~the--other~~ those qualified
individuals shall ~~be~~ are treated as employees of the State for
26 purposes of the Maine Tort Claims Act and the Workers'
Compensation Act. They shall ~~--be--paid~~ are entitled to
28 a reasonable per diem fee plus reimbursement of their actual,
necessary and reasonable expenses incurred in the performance of
30 their duties, consistent with policies established by the State
Court Administrator. Notwithstanding any other provision of law,
32 such plans, arrangements and files involving court security
matters are confidential. Nothing in this section precludes
34 dissemination of such information to another criminal justice
agency. ; and

36 **Sec. 4. 4 MRSA §17, sub-§16** is enacted to read:

38 **16. Provide for a strategic plan.** Develop and coordinate a
40 strategic plan for the Judicial Department as follows:

42 A. Develop and submit to the Legislature by January 15,
1991, a 4-year strategic plan that integrates the daily
44 activities and priorities of the Judicial Department,
including its capital investment needs, with the long-term
46 goals and guiding principles for the State's future as
expressed in the report released by the Commission on
48 Maine's Future in 1989;

50 B. Prepare and submit to the Legislature, on an annual
basis, an update of the strategic plan for the Judicial
52 Department;

2 C. Coordinate the strategic planning processes within the
3 Judicial Department, identifying conflicts, areas of common
4 concern and emerging issues; and

5 D. Work with the Office of Policy and Legal Analysis and
6 the State Planning Office to facilitate interdepartmental
7 working groups, develop coordinated planning strategies, and
8 identify and explore conflicting priorities among the 3
9 branches of State Government.

10 Sec. 5. 5 MRSA §49 is enacted to read:

11 **§49. Strategic plan; development; update; report**

12 Every agency shall develop and submit to the Legislature by
13 January 15, 1991, a 4-year strategic plan that integrates the
14 agency's daily activities and short-term priorities, including
15 its capital investment needs, with the long-term goals and
16 guiding principles for the State's future as expressed in the
17 report released by the Commission on Maine's Future in 1989.
18 Every agency, on an annual basis, shall prepare an update of its
19 strategic plan and submit its updated plan to the Legislature.
20 For purposes of this section, the word "agency" means a state
21 department, agency, board, office, commission or institution,
22 including the University of Maine System.

23 Sec. 6. 5 MRSA §3308 is enacted to read:

24 **§3308. Coordination of strategic planning**

25 The State Planning Office shall coordinate the strategic
26 planning processes in the Executive Department.

27 **1. Review of agency plans.** The State Planning Office shall
28 review the strategic plans and annual updates prepared by state
29 agencies pursuant to section 49 and identify conflicts, areas of
30 common concern and emerging issues within the Executive
31 Department.

32 **2. Coordination with Judicial Department and Legislative**
33 **Department.** The State Planning Office shall work with the Office
34 of Policy and Legal Analysis and the Administrative Office of the
35 Courts to facilitate interdepartmental working groups, develop
36 coordinated planning strategies, and identify and explore
37 conflicting priorities among the 3 branches of State Government.

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STATEMENT OF FACT

This is one of 8 bills containing the recommendations of the
Commission on Maine's Future.

2 This bill directs all state entities to develop strategic
4 plans that integrate their short-term priorities with the
6 principles and vision outlined in the commission's final report.
8 The Office of Policy and Legal Analysis is directed to coordinate
10 the strategic planning processes for the legislative branch; the
12 State Planning Office is directed to coordinate the processes for
the executive branch; and the Administrative Office of the Courts
is directed to coordinate the processes for the judicial branch.
These 3 offices are directed to review the plans, develop
coordinated strategies and explore resolutions of conflicts in
judicial, executive and legislative priorities.