

# MAINE STATE LEGISLATURE

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ML  
R.S.

L.D. 1138

DATE: June 1, 1997

(Filing No. S-436)

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STATE OF MAINE  
SENATE  
118TH LEGISLATURE  
FIRST SPECIAL SESSION

SENATE AMENDMENT "D" to COMMITTEE AMENDMENT "A" to H.P. 833, L.D. 1138, Bill, "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1998 and June 30, 1999"

Amend the amendment by inserting at the end before the summary the following:

PART R

**Sec. R-1. Commission established.** The Blue Ribbon Commission to Study the Effect of Government Regulation on Small Businesses, referred to in this Part as the "commission," is established.

**Sec. R-2. Commission membership.** The commission consists of 13 members. The Governor shall appoint 5 members, to include one member from the Governor's cabinet, 2 members representing the business sector, one member representing nonstate employee unions and one state employee. The President of the Senate shall appoint 4 members, to include one Senator, one member representing the private sector, one member representing a business employing fewer than 50 people and one member from the Joint Standing Committee on Business and Economic Development. The Speaker of the House shall appoint 4 members, to include one Representative, one member representing the public sector, one member representing a business employing fewer than 50 people and one member from the Joint Standing Committee on Business and Economic Development.

**Sec. R-3. Appointments; meetings.** All appointments must be made no later than 30 days following the effective date of this Act. The Executive Director of the Legislative Council must be

SENATE AMENDMENT

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notified by all appointing authorities once the selections have been made. Within 15 days after appointment of all members, the Chair of the Legislative Council shall call and convene the first meeting of the commission. The commission shall select a chair from among its members.

**Sec. R-4. Duties.** The commission shall study the effect of government regulation on small businesses throughout the State.

**Sec. R-5. Staff assistance.** The commission may request staffing assistance from the Legislative Council.

**Sec. R-6. Reimbursement; mileage and other costs associated with commission participation.** The legislative members of the commission are entitled to legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses. Other members are not entitled to compensation for attendance at meetings of the commission.

**Sec. R-7. Report.** No later than December 15, 1997, the commission shall submit its report, together with any necessary implementing legislation, to the Joint Standing Committee on Business and Economic Development and the Executive Director of the Legislative Council. The Joint Standing Committee on Business and Economic Development is authorized to report out any legislation during the Second Regular Session of the 118th Legislature concerning the findings and recommendations of the commission.

If the commission requires an extension, it may apply to the Legislative Council, which may grant the extension.

**Sec. R-8. Funding.** The commission may seek outside sources of funding.

**Sec. R-9. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Part.

1997-98

**LEGISLATURE**

**Blue Ribbon Commission to Study the Effect of Government Regulation on Small Businesses**

Personal Services \$1,320

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All Other 1,700  
TOTAL \$3,020

Provides funds for the per diem and expenses of legislative members and miscellaneous costs, including printing, of the Blue Ribbon Commission to Study the Effect of Government Regulation on Small Businesses.

**Sec. R-10. Allocation.** The following funds are allocated from Other Special Revenue to carry out the purposes of this Part.

1997-98

**LEGISLATURE**

**Blue Ribbon Commission to Study the Effect of Government Regulation on Small Businesses**

All Other \$500

Allocates funds to be used as a base allocation in the event that outside sources of funding are received to support the expenses of the Blue Ribbon Commission to Study the Effect of Government Regulation on Small Businesses.

**PART S**

**Sec. S-1. 38 MRS §2013 is enacted to read:**

**§2013. Limitation on use of bond proceeds**

Bond proceeds allocated to a priority watershed protection program may only be expended in accordance with the following.

1. Current expenditures. Bond proceeds may not be used to fund current expenditures.

2 2. Capital improvements; tangible assets. Bond proceeds  
4 must only be used to finance capital improvements or to purchase  
tangible assets with useful lives greater than 10 years.

6 **Sec. S-2. Contingent upon ratification of bond issue.** This Part  
8 takes effect only if a \$13,000,000 General Fund bond issue,  
including \$500,000 for mitigation of storm water pollution  
10 through the establishment of a comprehensive watershed protection  
program, is approved by the voters of the State.

12 **PART T**

14 **Sec. T-1. Appropriation.** The following funds are appropriated  
16 from the General Fund to carry out the purposes of this Part.

	1997-98	1998-99
18 <b>EDUCATION, DEPARTMENT OF</b>		
20 <b>Magnet Schools</b>		
22 All Other	\$144,308	\$99,475
24 Provides additional funding		
26 for the Maine School of		
28 Science and Mathematics.		
30 <b>Maine Center for Arts</b>		
30 <b>Education</b>		
32 All Other	92,500	92,500
34 Provides funding for the		
36 Maine Center for Arts		
Education		
38 <b>DEPARTMENT OF EDUCATION</b>		
40 <b>TOTAL</b>	<u>\$236,808</u>	<u>\$191,975</u>

42 **PART U**

44 **Sec. U-1. Carrying balances - Inland Fisheries and Wildlife program:**  
46 **lapsed balances.** Notwithstanding any other provision of law,  
\$431,819 in fiscal year 1997-98 in the carrying balances - Inland  
48 Fisheries and Wildlife program lapse to the General Fund as a  
result of a revenue shortfall in fiscal year 1995-96.

PART V

Sec. V-1. 20-A MRSA c. 312-A is enacted to read:

CHAPTER 312-A

MAINE CENTER FOR ARTS EDUCATION

§8251. Center established

The Maine Center for Arts Education, established pursuant to this chapter, is a school for the purpose of providing artistically motivated students who have exhausted the available programs in their sending schools with a challenging educational experience and student and professional development institutes in the arts. The center is a body politic and corporate and is an instrumentality and agency of the State. The exercise by the center of the powers conferred by this chapter is the performance of an essential public function by and on behalf of the State.'

Further amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

FISCAL NOTE

This amendment will decrease the General Fund cost of the bill by \$191,991 in fiscal year 1997-98 and increase the General Fund cost of the bill by \$191,975 in fiscal year 1998-99, resulting in a net biennium decrease of \$16.

SUMMARY

This amendment accomplishes the following.

Part R establishes the Blue Ribbon Commission to Study the Effect of Government Regulation on Small Businesses.

Part S limits the use of any bond proceeds that may be allocated to a priority watershed protection program.

Part T provides General Fund appropriations to the Maine School of Science and Mathematics and to the Maine Center for Arts Education.

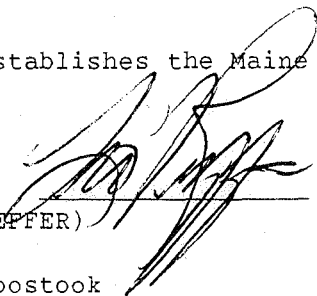
Part U requires \$431,819, the Department of Inland Fisheries and Wildlife fiscal year 1995-96 revenue shortfall, to lapse to the General Fund in fiscal year 1997-98.

H. 418

SENATE AMENDMENT "D" to COMMITTEE AMENDMENT "A" to H.P. 833,  
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Part V establishes the Maine Center for Arts Education.

SPONSORED BY:   
(Senator KIEFFER)

COUNTY: Aroostook

# SENATE AMENDMENT