

MAINE STATE LEGISLATURE

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M I N U T E S
LEGISLATIVE COUNCIL MEETING
Legislative Council Chamber

August 21, 1974

CALL TO ORDER

The chairman called the meeting to order at 10:25 a.m.

ROLL CALL

Senators: Berry, Danton, MacLeod, Sewall

Representatives: Birt, Martin, Simpson

Staff: Legislative Finance Officer, William H. Garside
Chief of Legislative Staff, Mrs. Suzanne Havens
Law Librarian, Miss Edith L. Hary

Guests: Sen. Cyril M. Joly, Sen. Bennett D. Katz
Mr. Brooks Brown, Jr., with Attorney Dana Childs,
Commissioner of Finance & Administration, Maurice F.
Williams, Attorney Michael Healy and Builder,
John H. Shostak.
Howard R. McCartney, Construction Engineer, Bureau
of Public Improvements.

SECRETARY'S REPORT

MOTION

Rep. Martin: That the secretary's report be accepted as mailed.

Seconded: Sen. Sewall

Motion carried unanimously.

COMMUNICATIONS

1. Correspondence from Hon. Kenneth M. Curtis, Governor of the State of Maine, acknowledging Council designation of Representative William J. Garsoe as liaison, State Employees Labor Relations Act. (attached)
2. Correspondence from Representative Thomas R. LaPointe concerning the Bureau of Social Welfare. (attached)
3. Correspondence from Department of Transportation and Bureau of Parks and Recreation reference Rep. LaPointe's request for study on bicycling. (attached)
4. Correspondence from James E. Mitchell, Director, Maine State Housing Authority. (attached)

COMMUNICATIONS (Cont'd)

5. Correspondence from Charles A. Jacobs, Special Assistant to Governor Curtis requesting designation of member of leadership to serve on a State Advisory Board of a children and youth services planning project of LEAA. (attached)
6. Correspondence from T.T. Trott, Jr., Project Director, Comprehensive Data System Program, LEAA. (attached)

COMMITTEE REPORTS

1. Legislative Administrative Director - Oral Report.

MOTION

Rep. Birt: That the Legislative Finance Officer be authorized to prepare a legislative budget and submit it to the Legislative Council for approval.

Seconded: Sen. MacLeod

Motion carried unanimously.

2. Legislative Staff - Report attached.
3. Legislative Reorganization - Meetings are being held, report to be ready in September.
4. Collective Bargaining - No report.
5. Collective Bargaining Board Designee, Rep. Garsoe - Report attached.
6. Disaster Planning - No report.
7. Excise Tax Study - No report.
8. Appropriations and Financial Affairs - Reports attached.

MOTION

Sen. Sewall: That the study given to the Appropriations and Financial Affairs relative to the financial support of school units, L.D. 1994, not be reviewed by that committee as it is a duplication of effort.

Seconded: Sen. MacLeod

Discussion.

Motion carried unanimously.

COMMITTEE REPORTS (Cont'd)

9. Business Legislation - Correspondence attached.

MOTION

Sen. Berry: That the Committee on Business Legislation be authorized to attend the meeting in Portland, September 30 relative to their study of H.P. 2033 concerning the assigned risk insurance plan and alternatives to it.

Seconded: Sen. MacLeod

Discussion.

Motion carried unanimously.

10. Education - A verbal progress report of studies assigned to his Committee was given by the chairman of the Joint Standing Committee on Education.

MOTION

Rep. Martin: That the Education Committee be authorized to visit the University of Maine, Portland-Gorham campus.

Seconded: Sen. Berry

Discussion.

Motion carried unanimously.

11. Health & Institutional Services - Report and correspondence attached.

MOTION

Rep. Martin: That the Committee on Health and Institutional Services be advised that the Council recommends that the 5 regional coordinators working with and through the Bureau of Mental Retardation be invited to Augusta to attend a complete meeting of the entire Health & Institutional Services Committee and that our original directive pertaining to the Committee's visitation to nursing and boarding homes be complied with.

Seconded: Rep. Birt

Discussion.

Motion carried unanimously.

COMMITTEE REPORTS (Cont'd)

12. Human Resources - No report.
13. Judiciary - No report.
14. Labor - No report.
15. Legal Affairs - A verbal progress report of studies assigned to his Committee was given by the chairman.

MOTION

Sen. Berry: That the original request of the Legal Affairs Committee to hold public hearings in Ellsworth, Skowhegan, Norway and Wiscasset, be granted and that a public hearing also be held in York and Aroostook Counties.

Seconded: Sen. MacLeod

Discussion.

Motion carried unanimously.

16. Liquor Control - No report.
17. Natural Resources - See attached copy of report of July 25th meeting of Subcommittee on Environmental Laws.
18. Public Lands - No report.
19. Public Utilities - No report.
20. State Government - No report.
21. Transportation - No report.
22. Veterans and Retirement - No report.

MOTION

Rep. Birt: That the Committee Reports be accepted as presented.

Seconded: Sen. Sewall

Motion carried unanimously.

COMMITTEE REPORTS (Cont'd)

MOTION

Sen. MacLeod: That the Chairman of the Legislative Council be authorized to write a letter to committee chairmen concerning final reports and completion of studies prior to January 1, 1975 and the convening of the 107th Legislature.

Seconded: Sen. Danton

Discussion.

Motion carried unanimously.

OLD BUSINESS

1. Legislative Staff report of H.P. 2068 concerning Maine Management and Cost Survey Commission recommendations not enacted was discussed and it was concluded that the staff's draft of legislation implementing those justifiable areas of the report was complete and ready to go.
2. Mr. Brooks Brown, Attorney Dana Childs, Builder, John Shostak, Architect Edward Millett, Bank Representative, Attorney Michael Healy, and the Commissioner of Finance and Administration all participated in further discussion of Mr. Brown's proposal to build an office building within the Capitol Complex and partly lease it to the State with the State having an option to purchase the property. The question arose as to whether or not Mr. Brown would be in conflict of interest if he pursued this project.

MOTION

Sen. Danton: That the item concerning Brooks Brown's proposal for construction and lease of new State Office Building within the State Capitol Complex lay on the table until the next meeting of the Legislative Council.

Seconded: Sen. Berry

Motion carried unanimously.

NEW BUSINESS

MOTION

Rep. Martin: That the letter of resignation from Legislative Staff Assistant, Robert Frates, be accepted.

Seconded: Sen. Sewall

Motion carried unanimously.

NEW BUSINESS (Cont'd)

MOTION

Rep. Martin: That the letter of resignation from Legislative Staff Assistant, Nancy Ross, be accepted and that we accept the suggestion of the Public Lands Committee that she not be replaced as a research assistant.

Seconded: Sen. Sewall

Motion carried unanimously.

MOTION

Sen. Berry: That we employ Edward William Brown as a Legislative Staff Assistant at an annual salary of \$14,000 effective November 1, 1974, with salary subject to review on April 1, 1975.

Seconded: Rep. Martin

Discussion.

Motion carried unanimously.

MOTION

Rep. Martin: That the Legislative Council recommend submission of a Council Order to the Executive Council to the effect that payment of \$2,423.04 vacation pay be paid to Sam Slosberg upon his retirement.

Seconded: Sen. Danton

Discussion.

Motion carried unanimously.

MOTION

Sen. Berry: That a resolution congratulating former Representative to the Maine Legislature, Hon. Irene Cyr of Aroostook County be forwarded to Rep. Cyr on the occasion of this 100th birthday.

Seconded: Rep. Martin

Motion carried unanimously.

NEW BUSINESS (Cont'd)

MOTION

Sen. MacLeod: That the Legislative Finance Officer, the Assistant Legislative Finance Officer and two budget analysts be authorized to attend the Eastern States Legislative Fiscal Officer Association Conference's annual meeting in Cape Cod, Massachusetts, September 11 - 13, 1974 with travel being by one car.

Seconded: Sen. Sewall

Motion carried unanimously.

MOTION

Sen. MacLeod: That Legislative Staff Assistant, Mrs. Helen Ginder, be allowed to attend a seminar on mass transportation in San Francisco, California in December, providing she feels that their agenda indicates that her attendance is essential to her study.

Seconded: Sen. Sewall

Discussion.

Motion carried unanimously.

MOTION

Sen. MacLeod: That the Council accept the proposed schedule for the Pre-Legislative Conference, to be held December 2 - 5, 1974. (attached)

Seconded: Sen. Sewall

Motion carried unanimously.

MOTION

Sen. MacLeod: That the Legislative Council approve the new State Office Building plans presented by Mr. Howard R. McCartney, Bureau of Public Improvements, as being consistent with the Capitol Planning Complex.

Seconded: Sen. Sewall

Discussion.

Motion carried unanimously.

NEW BUSINESS (Cont'd)

MOTION

Sen. MacLeod: That Senator Peter Danton be designated a member of a State Advisory Board of LEAA in accordance with the request received from Special Assistant to Governor Curtis, Charles Jacobs, dated August 15, 1974; and that Representative John L. Martin be designated as an alternate.

Seconded: Sen. Sewall

Discussion.

Motion carried unanimously.

MOTION

Rep. Martin: That the request from Mr. T.T. Trott, Jr., Project Director, CDS Program, LEAA, pertaining to a Joint Commission of Criminal Data System, be tabled until the next meeting of this Council and that Mr. Trott be invited to appear before the Council to discuss and explain the project further. (see attached)

Seconded: Sen. Sewall

Discussion.

Motion carried unanimously.

ANNOUNCEMENTS AND REMARKS

The next meeting of the Legislative Council will be held September 18, 1974, at 10:00 a.m. The Subcommittee Workshop will meet September 16 and 17.

ADJOURNMENT

The meeting adjourned at 1:55 p.m.

Pre-Legislative Conference

December 2-5

Proposed Schedule

Monday - December 2

- 10:00 a.m. -
5:00 p.m. - Registration. Rotunda. Freshman Legislators
- 1:00 p.m. - Convene. Hall of House. Freshman Legislators
- 1:15 p.m. -
2:15 p.m. - Tours of Capitol Complex (Non-visiting - location only)
- 2:30 p.m. -
5:00 p.m. - House and Senate Respectively
- A. Short History
 - B. Role, Duties, Location, etc., respective officers, staff, etc.
 - C. Floor Leaders - Location and Duties
 - D. Services rendered by Offices of Clerk and Secretary
 - E. Rules of Procedure
 - F. Parliamentary Procedure
 - G. Protocol
 - H. L.D.'s - How to Read - Numbering - Redrafts - Keeping
 - I. Amendments - Committee, Senate, House - Color - Numbering - How to Read
 - J. Roll Calls - Machine - Print Out - Usage
 - K. Calendar (Journal) - How to Use
 - L. Record (Horse Blanket) - How to Use - Present and Past
 - M. Order of Business
 - N. General
 - 1. use of desk, voting buttons, page buttons
 - 2. use of pages
 - 3. seat assignments - how and when
 - 4. legislative plates
 - 5. voting, roll call, division, hammer
 - 6. notices
 - 7. keys - locker - desk
 - 8. secretarial assistance
 - 9. copies of statutes - when received
 - 10. committee hearing rooms
 - 11. when and how committee assignments are made
- 6:30 p.m. -
7:30 p.m. - Dutch Treat Social
- 7:30 p.m. - Dinner on own of off menu in private room of Local Restaurant (Steer House)

Proposed schedule:

Tuesday - December 3

8:30 a.m. -
2:30 p.m. Registration. Rotunda. All Legislators.
8:30 a.m. -
11:45 a.m. Legislative Orientation. Civic Center. Freshman Legislators.

8:30 - 9:20 a.m. Forum
9:20 - 9:40 p.m. Coffee Break
9:40 -10:30 a.m. Forum
10:35 -11:25 a.m. Forum

Forum A - Constituents

Constituent Services, Relations, and Communications
Moderator - Senator Danton
Panel Members - Senator
Representative

Forum B - Things to Expect

Moderator -
Panel Members - Senator
Representative

Forum C - Legislation

Predrafting, Pre-filing, Stages of Legislation.
Moderator - Representative Birt
Panel Members - Senator
Representative

(Each forum will be presented 3 times, so that Representatives can attend each forum.)

12 noon - Buffet. State House Rotunda. SMVTI (All)

1:30 p.m. Convene. Hall of House. (All)

General Comments. Biographical Information.

1:45 p.m. Respective Caucuses

Evening on Own

Proposed Schedule:

Wednesday - December 4

- 8:30 a.m. Convene. House of Representatives
Legislative Council - Simpson
Membership - Meetings - Duties
- 8:45 a.m. Legislative Staff - Havens
Assistants and staff - Location - Committee Assignment -
How to Use - ~~Drafting Procedure~~
- 9:15 a.m. Legislative Research - Silsby
Assistant and staff - Location Duties, including
indexing, Bill preparation and Handling (Statement
of fact), Orders, Resolutions, How to read statutes.
- 9:45 a.m. Coffee and Donuts
- 10:15 a.m. Law and Legislative Reference Library - Hary
Assistant and staff - Location - Duties - How to Use
- 10:45 a.m. Legislative Finance - Garside
Assistant, analysts, staff; duties, location, expenses,
preparation of vouchers, present revenues and budget,
how to read budget document, appropriation bills,
appropriations table, fiscal note on L.D.'s - types
of funding (general, surplus, dedicated)
- 1:15 a.m. Legislative Information Office (Docket) - Carrie
Assistant, staff - Computer, Post Office, Document Room
- 11:45 a.m. Buffet. Hall of Flags. SMVTI
- 1:15 p.m. All Departments, organization, role
(legislative and others)
- 1:30 p.m. Secretary of State - Edgar
Organization, Role, Duties, Chief Assistants
- 1:45 p.m. Auditor - Rideout
Program-Review and Evaluation - Sumner
- 2:00 p.m. State Treasurer - Ferguson
- 2:15 p.m. Governor's Office
- 2:30 p.m. Outside Agencies - N.L.C., C.S.G.
- 3:00 p.m. News Media - Bureau Chief
Introduce all - Role, Location, How to Use
- 3:15 p.m. Role of Lobbyists
- 3:30 p.m. Ethics and Disclosure
- 4:00 p.m. Recess
- 6:00 p.m. Social Hour

Proposed Schedule:

7:00 p.m. Banquet - New Governor and Main Speaker - Master of
Ceremonies - Simpson (MacLeod)
Holiday Inn ~~Civic Center (Caterers)~~

Thursday - December 5

9:00 a.m. Mock Session. Each body.

9:45 a.m. Committee Chairmen
Role of Committees, membership, operation, structure.
5 minutes for each Chairman to describe type of
legislation heard before each committee and studies
underway or completed.

11:15 a.m. Summary - Announcements - Remarks

12:30 a.m. Adjourn