

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 with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE COUNCIL

NOVEMBER 13, 1978

CALL TO ORDER

The meeting was held in the Legislative Council Chambers and called to order by John L. Martin, Chairman, at 11 a.m.

ROLL CALL

Senators: Sen. Sewall, Sen. Speers

Representatives: Rep. Garsoe, Rep. Martin, Rep. Quinn,
Rep. Tierney, Rep. Palmer

Staff: William Garside - Legislative Administrative Director
Ronald Lord - Legislative Finance Officer
Helen Ginder - Legislative Assistants Coordinator
David Silsby - Legislative Research Director
Brian Blaisdell - Legislative Attorney
Edith Hary - Law Librarian

Guests: Don Alexander - Attorney General's Office
Bob Flewelling - Legislative Assistants' Office
Roger LaRochelle - Department of Audit

At this time the Council took out of order the matter of the constitutional amendment on the December convening of the Legislature, that was adopted by the voters.

Don Alexander, Assistant Attorney General, explained to the Council that if the Governor certifies the vote by the end of November, the Legislature will convene in December. He added that at that time the Legislature would elect constitutional officers.

Mr. Alexander advised that if Governor Longley certifies the vote in time for the Legislature to convene in December, the law then requires that he present a budget, for both the regular budget and the new federal expenditure budget, within 2 weeks after the convening. He added that Maine statute also gives Governor-elect Brennan until the second Wednesday in January to present his own budget.

Mr. Alexander advised that if Governor Longley nominated appointments, those recommendations of the old committees would not carry over to the new Legislature. He informed the Council that Governor Longley has, by statute, 30 days to certify the votes of all constitutional amendments, he is not required to certify quickly or all at the same time, and he can certify this year anytime between November 22nd and December 27th.

MOTION

Sen. Sewall moved to approve December 5th and 6th as the dates for the Pre-Legislative Conference, and that if the Legislature convenes in December, the Legislature would come in on the 6th for the constitutional appointments and meet with the freshmen legislators on the 7th.

The motion was seconded by Rep. Garsoe and carried.

SECRETARY'S REPORT

MOTION

Sen. Speers moved that the minutes of the October 13th meeting be accepted and placed on file.

The motion was seconded by Rep. Palmer and carried.

STAFF REPORTS

Legislative Administrative Director - William Garside advised that items he was interested in bringing to the Council's attention are scheduled under "New Business."

Legislative Assistants Coordinator - Helen Ginder advised the Council that 3 hearing dates have been set on the Probate Code, one in November and 2 in December. Mrs. Ginder inquired if copies of the code and summary reports are to be distributed at these hearings. Rep. Martin advised that this would be taken up later during the meeting.

Law Librarian - Edith Hary advised that she has received a hundred sets of the statutes (Cost of \$385-\$390 each).

Legislative Research Director - David Silsby informed the Council that Brian Blaisdell, Legislative Attorney, is working on the Pre-Legislative Conference. Mr. Silsby stated that program preferences should be decided and Mr. Blaisdell informed of them. The Chairman advised that this matter could better be handled through a committee of 3 or 4 Council members working with Mr. Blaisdell.

Mr. Silsby also advised that the Joint Rules should be re-codified to clear up the numbering of the rules. Discussion followed.

Mr. Silsby asked if the Council wished to continue with the republication program of the statutes as has been done in the past. They agreed to continue with the republication program and to include the cost in the Legislative Research Office budget, instead of through a separate bill. This was considered the best procedure for handling the on-going expense.

COMMUNICATIONS

There were no communications received.

COMMITTEE REPORTS

The Committee on State Government reported on Study Order HP 2004, Feasibility of Establishing a State Department of Housing and Community Development.

MOTION

Rep. Tierney moved that this report be accepted and placed on file.

The motion was seconded by Rep. Garsoe and carried.

OLD BUSINESS

Tabled and Specially Assigned Items:

Sunset Justification Reports - Assignment to Committee

MOTION

Rep. Garsoe moved that the Sunset Justification Report received from the Maine Seed Potato Board be referred to the new Committee on Performance Audit (109th Legislature).

The motion was seconded by Sen. Speers and carried.

Tabled and Unassigned Items:

Study of Personnel System

The Chairman advised that there is no reason to carry this item as tabled. He informed the Council that there is at least one bill being introduced in the next Legislature to study the Personnel System and that there is no need of the Legislative Council conducting a duplicate study.

MOTION

Rep. Garsoe moved that this item be removed from the table and indefinitely postponed.

The motion was seconded by Sen. Speers and carried.

NEW BUSINESS

Item #1 - (Allocate \$4,000 - Committee on Performance Audit) Bob Flewelling, Legislative Assistant, introduced Roger LaRoche of the Department of Audit. Mr. LaRoche advised that his office would like to have approval to transfer \$4,000 from their special revenue account for the purpose of training state auditors on the methods adopted by the American Institute of Certified Public Accountants. Mr. LaRoche stated that it is desired to have the men trained before the beginning of the calendar year.

MOTION

Rep. Quinn moved that the Council approve the \$4,000 to be transferred from the Department of Audit's special revenue account and that the Bureau of the Budget be notified of this approval.

The motion was seconded by Rep. Palmer and carried.

Item #2 - (Letter - Commission on Energy Efficiency Performance Standards) George B. Terrien, Chairman of the commission, explained in his letter to the Council that a final report would be completed in December. The Council agreed that this letter be placed on file.

Item #3 - (Proposed Schedule of Fees - Document Services) Ed Pert, Clerk of the House, sent to the Council a breakdown of proposed schedule fees for document services which included a 20-25% increase.

MOTION

Rep. Palmer moved that the new fee schedule for document services be approved.

The motion was seconded by Rep. Tierney and carried.

Item #4 - (Study Order HP 2281) The Joint Select Committee to Study the VTI's and the Maine School of Practical Nursing requested approval to appropriate \$1,500 for the purpose of holding 2 additional meetings of the entire committee in order to complete their report.

MOTION

Rep. Garsoe moved that the Council approve the committee's request for funds to hold 2 additional meetings.

The motion was seconded by Sen. Speers and carried.

Item #5 - (Pre-Legislative Conference) The Chairman recommended that 3 members of the Council be appointed to work with the staff on the minor details of the conference.

Item #6 - (Probate Code) Rep. Martin introduced a letter from the Clerk of the House relating to the Maine Probate Law Revision Commission Report. Mr. Pert reported in his letter that \$900 was received from the sales of the commission's report and that \$822 was received from the sales of the printed bills and summary report, for a total of \$1,722. It was stated that the cost of printing all 3 reports ran about \$18,000.

Helen Ginder advised the Council that there are 3 public hearings scheduled on the Probate Code and stated that no provisions have been made for distribution of copies of the bill or summary. Rep. Martin recommended that Ed Pert be contacted to assign someone to attend the hearings for the purpose of collecting the money from those who wanted copies of these reports.

Item #7 - (Partisan Aides - Space) Rep. Tierney posed a question on space for partisan aides. William Garside advised that he has been trying to obtain space in Room 228, which has been given to the Attorney General's Office. He stated that the present Judiciary Room may have to be used for the partisan aides.

MOTION

Rep. Palmer moved that William Garside continue to negotiate in obtaining Room 228 for Legislative use.

The motion was duly seconded and carried.

ADJOURNMENT

MOTION

Rep. Quinn moved that the Council adjourn (11.25 a.m.)

The motion was duly seconded and carried.

SENATE

DONALD F. COLLINS, ARDSTOCK, CHAIRMAN
OLYMPIA J. SNOWE, ANDROSCOGGIN
ROLAND D. MARTIN, ARDSTOCK

E. WILLIAM BROWN, STAFF ASSISTANT
S. LYNN BONSEY, COMMITTEE ASSISTANT



HOUSE

PETER J. CURRAN, SO. PORTLAND, CHAIRMAN
JUDY C. KANY, WATERTVILLE
ANNE J. BACHRACH, BRUNSWICK
G. WILLIAM DIAMOND, WINDHAM
STEPHANIE LOCKE, SEBEC
BARRY L. VALENTINE, YORK
NANCY N. MASTERTON, CAPE ELIZABETH
EUGENE L. CHURCHILL, ORLAND
ROBERT G. STUBBS, HALLOWELL
JAMES A. SILSBY, ELLSWORTH

STATE OF MAINE

ONE HUNDRED AND EIGHTH LEGISLATURE

COMMITTEE ON STATE GOVERNMENT

October 31, 1978

Legislative Council
108th Legislature
State House
Augusta, Maine 04333

Members of the Council:

In accordance with H.P. 2004, an Order directing the Committee on State Government to study the feasibility of establishing a State Department of Housing and Community Development, we enclose the final report of the Committee.

Sincerely,

Handwritten signature of Donald F. Collins in cursive.

Senator Donald Collins, Senate Chairman

Handwritten signature of Peter J. Curran in cursive.

Representative Peter Curran, House Chairman

REPORT OF
THE COMMITTEE ON STATE GOVERNMENT
ON
THE FEASIBILITY OF ESTABLISHING
A STATE DEPARTMENT OF HOUSING
AND COMMUNITY DEVELOPMENT
(PURSUANT TO H.P. 2004)

Senate

Donald F. Collins, Chairman
Olympia J. Snowe
Roland D. Martin

House

Peter J. Curran, Chairman
Judy C. Kany
Anne J. Bachrach
G. William Diamond
Stephanie Locke
Barry L. Valentine
Nancy N. Masterton
Eugene L. Churchill
Robert G. Stubbs
James A. Silsby

TABLE OF CONTENTS

	<u>Page</u>
I. Background-----	1
II. Recommendations-----	2
III. Appendices	
A. Appendix 1 -- H.P. 2004, which authorized the study-----	3

BACKGROUND

The purpose of this study has been to determine the feasibility of establishing a State Department of Housing and Community Development (see Appendix 1 for the text of the Study Order, H.P. 2004).

The Committee Chairmen appointed a Subcommittee to do preliminary work on the study and to report to the full Committee. The members of the subcommittee were Senators Collins (Chairman) and Martin; and Representatives Kany, Bachrach, Valentine, Churchill, and Stubbs.

A public hearing of the subcommittee was held in Augusta on August 30, 1978. Public notice of the hearing was given, and in addition notices were sent to representatives of Federal, State, local, and special district governments; association of housing builders and manufacturers and of housing financiers; and other private organizations, including the Maine Municipal Association. Twelve persons testified at the hearing and 2 additional persons sent written statements to the subcommittee after the hearing.

The testimony and statements are summarized below:

1. No person testified in favor of the creation of a State Department of Housing and Community Affairs. There was no support for the creation of any new department.
2. There was testimony in favor of improving the coordination of and the availability of information on State programs of housing and community development, with specific suggestions to:
 - a. Assign to a new or existing Legislative Committee the responsibility for all Bills having to do with housing and community development
 - b. Establish in the Executive branch a focal point for persons and organizations outside the Executive Branch to obtain information on housing and community development; this focal point might be an individual or a very small organization, which should in any event have very good access to the Governor.

The subcommittee presented a summary of the hearing to the full Committee, which directed preparation of this report.

COMMITTEE RECOMMENDATIONS

Recommendation 1 -- The Committee does not recommend the creation of a State department of Housing and Community Development. There has been no indication to the Committee of support, and the Committee knows of no compelling reason, for the creation of such a department.

Recommendation 2 -- The Committee recommends that one Committee be selected for reference of all Bills having to do with housing and community development. The Committee believes that, because such legislation is important and often highly technical, one Committee ought to handle it. This will permit assigning to such a Committee Legislators with an interest and expertise in the subject area, and will provide a better opportunity for communication for non-Legislators. The Committee believes that the 109th Legislature should make the decision as to whether this assignment should be to a new or existing Committee.

Recommendation 3 -- The Committee recommends designation in the Executive Branch of a person or persons responsible for providing information on housing and community development to people and organizations needing such information. The Subcommittee was told that it is often difficult to obtain information on housing and community development programs. The Committee believes that it is important to be able to obtain such information with ease, and that the best way to do this is to designate a person or persons within an agency as the provider of such information. Further, the provider should have good access to the Governor to assure in turn that he, the provider is able to get the information which he is expected to provide. Therefore, the Committee recommends: (1) that the next Governor designate that a named position within the State Planning Office be responsible for this information activity; (2) that the Governor require all State agencies to cooperate with the designee as requested; and (3) that a well publicized announcement be made of the designation.

APPENDIX 1

H.P. 2004, WHICH
AUTHORIZED THE STUDY

THE TEXT OF HOUSE PAPER 2004:

(4-4) On Motion of Mr. CAREY of Waterville, the following Joint Order: (H. P. 2004) (Cosponsor: Mr. CURRAN of South Portland)

Whereas, at the present time, many Maine communities are undertaking housing and community development projects involving housing and urban development and other federal agency funding; and

Whereas, there are approximately 80 different state agencies in the area of housing and community development; and

Whereas, the lack of coordination among these agencies presents problems in providing effective and efficient state assistance in this area; now, therefore, be it

Ordered, the Senate concurring, that the Joint Standing Committee on State Government shall study the feasibility of establishing a State Department of Housing and Community Development to include those agencies currently involved in providing services and financial assistance in the areas of housing and community development and to study any other alternative means of reorganizing those agencies; and be it further

Ordered, that those agencies directly affected by the study shall provide to the Joint Standing Committee on State Government staff assistance necessary to complete this study; and be it further

Ordered, that the committee shall complete this study no later than December 1, 1978, and submit to the Legislative Council within the same time period its findings and recommendations, including copies of any recommended legislation in final draft form; and be it further

Ordered, upon passage in concurrence, that a suitable copy of this Order shall be forwarded to the members of the committee.

SENATE

RICHARD A. MORRELL, DISTRICT 11, SENATE CHAIRMAN
 J. HOLLIS WYMAN, DISTRICT 29
 CARROLL E. MINKOWSKY, DISTRICT 13

EDGAR B. CATLIN III, COMMITTEE ASSISTANT
 DIANA SCULLY, LEGISLATIVE ASSISTANT



HOUSE

GEORGETTE B. BERUBE, LEWISTON, HOUSE CHAIRMAN
 CHARLES G. DOW, WEST BARDONER
 J. P. MARCEL LIZOTTE, BIDDEFORD
 JAMES F. WILFONG, BIDW
 SHARON B. BENOIT, SOUTH PORTLAND
 DAVID H. BRENERMAN, PORTLAND
 DAVID R. AULT, WAYNE
 MELVIN A. SHUTE, STOCKTON SPRINGS
 BERNARD H. AUSTIN, BINGHAM

STATE OF MAINE

ONE HUNDRED AND EIGHTH LEGISLATURE

COMMITTEE ON PERFORMANCE AUDIT

October 18, 1978

John L. Martin, Chairman
 Legislative Council

Re: Department of Audit special expenditure

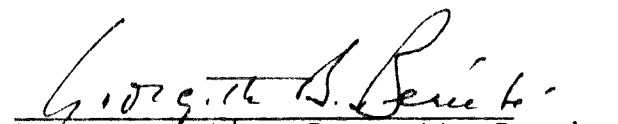
Dear Chairman Martin:

This morning the Joint Standing Committee on Performance Audit met with George J. Rainville, State Auditor, to discuss a need that has arisen in his office as a result of his communications with the Federal Office of Revenue Sharing. In brief, it appears that continued receipt of revenue sharing funds may soon be jeopardized unless certain procedures currently used in the Department of Audit are changed to conform to new requirements contained in recent amendments to the Federal Revenue Sharing Act. This potentially very serious difficulty can be alleviated for the immediate future by training the Department's auditors in the methods adopted by the American Institute of Certified Public Accountants. To accomplish this, according to Mr. Rainville, an immediate expenditure of \$4,000 is required. The Committee believes, and Mr. Rainville agrees, that this sum should be paid from the Department's special revenues account, which has a current balance of approximately \$200,000. For the benefit of the Bureau of the Budget, we would appreciate the Council's prompt endorsement and recommendation of this proposed expenditure.

Inasmuch as the Department must commence auditing municipalities and counties again early next year, we urge the Council to give this matter its earliest attention. Please be assured that we and Mr. Rainville will be available at the Council's convenience to assist it in its consideration. You may contact Robert A. Flewelling, our staffperson, concerning any details. Thank you.

Sincerely,


 Senator Richard Morrell
 Chairperson


 Representative Georgette Berube
 Chairperson



• EDWIN H. PERT

Clerk

MAINE

• HOUSE of REPRESENTATIVES

Augusta, Maine 04333

October 23, 1978

The Honorable John L. Martin, Chairman
The Legislative Council
State House
Augusta, Maine 04333

Dear Speaker Martin:

The following proposed schedule of fees for Document Service for the First Regular Session of the 109th Legislature is hereby submitted for consideration of the Legislative Council:

1. Bills and Resolves
FIRST CLASS MAIL - Mailed daily \$425.00
2. Bills and Resolves
FIRST CLASS MAIL - Mailed twice weekly \$325.00
3. Bills and Resolves
THIRD CLASS MAIL - Mailed twice weekly \$240.00
4. Bills and Resolves
PICKED UP AT DOCUMENT ROOM \$125.00
5. Amendments
(As a combination with any Legislative Document Service) \$ 75.00
6. Amendments
PICKED UP AT DOCUMENT ROOM \$ 37.50
7. Legislative Record
FIRST CLASS MAIL - Mailed weekly \$100.00
8. Legislative Record
PICKED UP AT DOCUMENT ROOM \$ 75.00
9. Public and Private and Special Laws, Resolves and Constitutional Amendments
FIRST CLASS MAIL - Mailed weekly \$150.00
10. Weekly Computer Printout - Status of Bills
FIRST CLASS MAIL \$200.00
11. Weekly Computer Printout - Status of Bills
THIRD CLASS MAIL \$100.00

The Honorable John L. Martin
Page 2
October 23, 1978

Weekly Computer Printout - Status of Bills PICKED UP AT DOCUMENT ROOM	\$ 50.00
Advance Notice of Public Hearings on Bills FIRST CLASS MAIL	\$ 17.50
Weekly Listing of Bills Printed and Enacted FIRST CLASS MAIL	\$ 17.50

In response to requests from clients of the Document Service, the following new categories of service listed above as items 1, 7, 8, 9, and 10 are being offered for the first time. Item 1 responds to the request for daily mailing of Bills and Resolves. Items 7 and 8 are in response to a number of requests for individual copies of the Legislative Record. Item 9 is a service which has been made available for the past couple of years at the request of two clients. Items 5 and 6 have been provided for the past two years at no charge at the request of anyone who was receiving Bills and Resolves.

Factored into the proposed rates for Document Service are postal and printing cost increases. We will be happy to respond to any questions the Council may have on this proposed schedule which has been discussed with appropriate legislative support agencies prior to formalizing this proposal.

Sincerely,



Edwin H. Pert
Clerk of the House

13 October 1978

The Honorable John Martin
Chairman, Maine Legislative Council
State House
Augusta, Maine 04333

Sir:

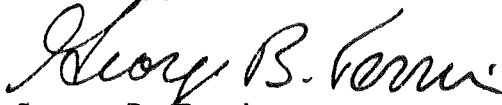
The Commission on Energy Efficiency Building Performance Standards has asked me to report to you regarding the activities of the Commission to date. The Commission has met nine times in the five months since it convened May 1, 1978, and is ready to present a draft of the Energy Efficiency Building Performance Standards for public review.

To obtain interested comments on the proposed Standards, the Commission as a whole has scheduled four public hearings in different parts of the State, and as individual members, have made themselves available for presentation and questioning to the groups they represent. The Commission has by an extensive mailing attempted to contact all individuals, firms, and agencies which have a direct interest, and which might choose to review the proposed Standards and testify before the Commission. I have enclosed a copy of the invitation and of the accompanying statement of intent for your information. The Commission is giving general public notice through the news media. The fifth public hearing allowed by the Commission's enabling legislation has been reserved by the Commission for public review of a subsequent draft of the Standards should it be revised from comments received in the first four hearings. The Commission would hold this hearing in Augusta, and would publicize it in the same manner as the first four.

Accordingly, the Commission should have a final draft Standard ready for presentation to the Legislature by mid-December, and ready for the opening of the first session of the 109th Legislature.

Thank you for your consideration of this report. The Commission looks forward to presenting its recommendations to you soon.

Sincerely,



George B. Terrien
Chairman, Commission on Energy Efficiency Building Performance Standards

GBT/gs

Encl.

MAINE ENERGY EFFICIENCY STANDARD

STATEMENT OF INTENT

The energy needed to operate buildings in Maine accounts for over one-third of the total energy used in the State. It is a proven fact that buildings can be designed and built to use much less energy without sacrificing aesthetics or adding substantially to the total cost of the building. In virtually all buildings, a life-cycle analysis, which totals the overall cost of constructing, owning and operating a building over its expected life, shows that energy efficient buildings are much less expensive to own and operate. For example, constructing a typical new home to the proposed standard would save about 20% in heating costs over the cost of heating a house built to common insulating practices today. If fuel costs continue to increase at current rates*, within five years the average homeowner will achieve a net savings in the annual cost of owning and operating the home. Similar analyses indicate that substantially greater savings will be achieved for non-residential buildings which are built to conform with the proposed standards. Not only will the owners of energy efficient buildings save money, but it is estimated that by constructing all new buildings built in Maine to conform with the proposed standard, we could save the equivalent of over 350 million gallons of oil in the first 10 years.

In recognition of these facts and in response to Federal legislative mandate, the Maine Commission on Energy Efficiency Building Performance Standards is now working to draft, for recommendation to the Legislature, an Energy Efficiency Building Performance Standard for Maine. It is the intent of the Commission that this standard be written to reflect Maine's climatic, economic and social conditions. To comply with Federal requirements for energy building standards, the Commission has referred to nationally recognized standards. In addition, knowledgeable people from around the State will be consulted and public hearings will be held throughout Maine to assure that the standards which are recommended to the Legislature will reflect Maine's needs.

The proposal now being drafted by the Commission will set minimum levels for design and construction practices which will promote the efficient use of energy in all new buildings in Maine. The basic standard proposed by the Commission is a performance standard. That is, the standard sets a maximum acceptable level for energy loss through the envelope of the building. This type of standard allows a great deal of flexibility to building designers and contractors by allowing them to use new materials and techniques. Recognizing that many buildings are built in Maine without the aid of a professional architect or engineer, the Commission is also proposing a "Manual of Accepted Practice" to cover the most common types of buildings being built in the State. This manual shows basic building techniques which can be used to ensure compliance with the standard.

The proposed standard will be in two sections, a residential standard and a non-residential standard. The residential standard is somewhat simpler than the non-residential standard primarily because of the nature of building design and construction techniques. The standards will, however, result in about the same energy consumption levels, per square foot of floor area, for all types of buildings.

*Note: Assuming a 10% annual inflation rate for energy costs, a mortgage rate of 10% and an additional cost of construction of \$1000 to meet the proposed standards.

The Commission is also considering various methods of implementing the standard. Three implementation methods which have been discussed are: implementation at the local level, as is the case with those municipalities having existing building codes; a combination of local and state implementation, as with the State plumbing code, or implementation by the State as with the Life Safety Code. The Commission members will continue to investigate these and other alternatives and will seek comments on possible implementation methods during the public hearing process.

In summary, the Commission on Energy Efficiency Building Performance Standards is attempting to draft an Energy Efficiency Performance Building Standard which will accomplish the following:

1. Lower the overall cost of owning and operating buildings by improving energy efficiency.
2. Reflect the climatic, economic and social situation of Maine.
3. Allow for innovative design and construction practices while also allowing compliance by using conventional materials and techniques.
4. Insure energy savings and environmental benefits to the State.

To accomplish this task, the Commission will seek comments from the citizens of Maine on their Draft Standards. In this way, a standard can be recommended which will achieve the ultimate goal to ensure improved energy efficiency in new buildings.

John Joseph
Director



State of Maine
Executive Department
OFFICE OF ENERGY RESOURCES
55 Capitol Street
Augusta, Maine 04330
(207) 289-2196

October 3, 1978

TO: All Interested Parties

FROM: George Terrien, Chairman
Maine Commission on Energy Efficiency Building Performance Standards

SUBJECT: Proposed Energy Efficiency Building Performance Standards

Enclosed is a Statement of Intent describing the work undertaken by the Commission on Energy Efficiency Building Performance Standards during the past six months. As noted in the Statement, the Commission has developed a draft Energy Efficiency Building Performance Standard for Maine. At this point in time, we need your help and the help of others involved in building construction in Maine to review and comment on the Standards we have developed.

The Commission will be holding four public hearings throughout the State as listed below. These hearings will give interested citizens across the State an opportunity to comment on the Commission's Draft Energy Efficiency Building Performance Standards. Copies of the Draft Standard are available from the Office of Energy Resources, 55 Capitol Street, Augusta, ME 04333, Tel. (207) 289-2195.

HEARING SCHEDULE

Bangor

October 24, 1978 - Bangor City Hall
Session 1 - 3:00 p.m. to 5:00 p.m. - Council Chambers - 3rd Floor
Session 2 - 7:00 p.m. to 9:00 p.m. - Council Chambers - 3rd Floor

Presque Isle

October 26, 1978 - University of Maine at Presque Isle
Session 1 - 3:00 p.m. to 5:00 p.m. - Kelley Commons - South Conf. Room
Session 2 - 7:00 p.m. to 9:00 p.m. - Kelley Commons - South Conf. Room

Portland

October 31, 1978 - Univeristy of Maine at Portland
Session 1 - 3:00 p.m. to 5:00 p.m. - Room 204 - Payson Smith Hall
Session 2 - 7:00 p.m. to 9:00 p.m. - Room 209 - Payson Smith Hall

Augusta

November 2, 1978 - State Office Building

Session 1 - 3:00 p.m. to 5:00 p.m. - Room 107

Session 2 - 7:00 p.m. to 9:00 p.m. - Room 107

We sincerely hope that you will review the Draft Standards and give us your comments either at one of the hearings or in writing. Written comments will be accepted until November 3, 1978 and may be sent directly to the Office of Energy Resources. Again, we look forward to receiving your comments.

GT/vv



STATE OF MAINE
OFFICE OF LEGISLATIVE ASSISTANTS
STATE HOUSE
AUGUSTA, MAINE 04333

October 27, 1978

Rep. John L. Martin
Chairman
Legislative Council


Dear Rep. Martin:

The Joint Select Committee to Study the VTI's and the Maine School of Practical Nursing, appointed pursuant to H.P. 2281 and funded by the Legislature has been having very productive meetings during this summer and fall. We have travelled to various sites to inspect the facilities, and held meetings in Augusta, which have been well attended by our members, including representatives from the northern areas of the State.

The Committee is now close to a final report, but finds it has expended all the funds appropriated for the study by the Legislature.

Therefore, we would like to request the sum of \$1500 as an additional appropriation, which would enable us to hold 2 more meetings of the whole Committee, thus contributing to a fuller understanding of the issues involved, and a more complete report.

Sincerely,


Rep. Walter Birt, Chairman
Joint Select Committee

cc: Bill Garside
WB/CH/sym

SAMUEL W. COLLINS, JR., KNOX, CHAIRMAN
THEODORE S. CURTIS, JR., PENOBSCOT
THOMAS M. MANGAN, ANDROSCOGGIN

PATRICIA A. CLARK, COMMITTEE ASSISTANT



RICHARD A. SPENCER, STANDISH, CHAIRMAN
ROLAND A. GAUTHIER, SANFORD
BARRY J. HOBBS, SACO
PHILIP R. BENNETT, JR., CARIBOU
JAMES S. HENDERSON, BANGOR
STEPHEN T. HUGHES, AUBURN, SECRETARY
JOHN M. NORRIS, BREWER
CHARLOTTE Z. BYERS, NEWCASTLE
DANA C. DEVOE, ORONO
SWIFT TARBELL, III, BANGOR

STATE OF MAINE
ONE HUNDRED AND EIGHTH LEGISLATURE
COMMITTEE ON JUDICIARY

Representative John Martin
Chairman
Legislative Council
State House
Augusta, Maine

Dear Representative Martin,

The Judiciary Committee recommends to the Legislative Council, the Secretary of the Senate, the Clerk of the House, the Office of Legislative Assistants, and the Office of Legislative Research, with regard to the Study Order on the Probate Code (H.P.2262), as follows:

1. That the draft legislation, when received from the Probate Study Commission, be put into legislative form prior to printing.
2. That the draft legislation be printed in the same format (without H.P., S.P. or L.D. numbers) as a Legislative Document originating in the Senate, in a quantity of at least 3,000 copies, the cost to be a Judiciary Committee expense. And
3. That the Probate Study Commission report be printed under the auspices of the Judiciary Committee in a quantity of at least 3,000, the cost also to be a Judiciary Committee expense.

We request your approval of these actions.

Respectfully,

Samuel Collins Jr.
Senator Samuel Collins Jr.

For Representative Richard Spencer

Stephen T. Hughes
Secretary



STATE OF MAINE
HOUSE OF REPRESENTATIVES
MAJORITY OFFICE
AUGUSTA, MAINE 04333

JAMES E. TIERNEY
MAJORITY LEADER

October 19, 1978

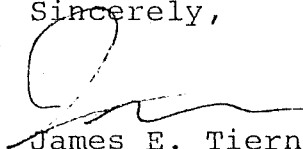
John L. Martin, Chairman
Legislative Council
Box 276
Eagle Lake, Maine

Dear John,

I have received a great many complaints in regards to the Legislative Council's decision on October 13th to charge for acquisition of copies of the proposed Probate Code.

Members of the Commission, Judiciary Committee, State Law Library and many others have convinced me that we were in error by requiring prepayment. Senator Sam Collins and Rep. Richard Spencer both feel that our action has made a farce of the public hearing process which is scheduled to begin very soon. By virtue of this letter I am moving to reconsider our action and further moving that copies be distributed free of charge to anyone who requests them. I am further asking you to poll members of the Legislative Council in regards to this motion rather than wait for our regularly scheduled meeting.

Sincerely,


James E. Tierney
Majority Leader

JET/kc

cc: Rep. Spencer
Sen. Collins
Edith Hary
Bob Clifford
Members, Legislative Council



• EDWIN H. PERT

Clerk

MAINE

• HOUSE of REPRESENTATIVES

Augusta, Maine 04333

November 13, 1978

Honorable John L. Martin, Chairman
Legislative Council
State House
Augusta, Maine 04333

Dear John:

The purpose of this letter is to bring to your attention the fact that the supply of full narrative reports of the Maine Probate Law Revision Commission turned over to me by the Office of Legislative Assistants is exhausted.

It is my understanding that 350 copies were printed. I have distributed the following:

Law & Legislative Reference Library	32
Judges of Probate	16
University of Maine Law Library	5
Probate Law Revision Commission	16
County Law Libraries	32
Federal Depository Libraries, Supreme, Superior and District Court Judges	68
Maine State Library	2
Judicial Council	5
Department of Human Services	1
Registers of Probate	16
Secretary of the Senate	1
Clerk of the House	1
Cash Sales	<u>90</u>
Total copies available for distribution by Clerk of the House	285
Total copies distributed	285

It is my understanding that the Office of Legislative Assistants retained 60+ copies for use by the Joint Standing Committee on Judiciary of the 108th and 109th Legislatures and also for distribution to legislative assistants and others.

-2-

November 13, 1978
John L. Martin

At present I have 6 unfilled orders with checks enclosed for copies of the full narrative.

The supply of summary reports and legislative documents generated by the Commission on the Revision of the Probate Laws appears to be quite adequate. We have been able to effect distribution to legislators, town clerks and county commissioners, judges, registers of probate and libraries in the amount of 549 copies. There have been cash sales of 137 copies which have generated \$822.00 in revenues.

Sincerely



Edwin H. Pert
Clerk of the House

EHP/ds

October 18, 1977

Representative John Martin
Chairman, Legislative Council
State House
Augusta, Maine 04333

Dear Speaker Martin:

The Joint Standing Committee on Agriculture has been assigned a study (Study Order #H.P. 1779) to assess the bargaining process between potato producers, shippers, and processors, and to analyze the factors involved in potato contracts. The study is not only very complex, it is also very controversial. There are a number of different groups which have expressed concern about the study.

Since the potato industry is largely confined to the northern section of the State, the Committee is requesting the Legislative Council for permission to hold a public hearing in Aroostook County. If the hearing is conducted in Aroostook County, the Committee expects that the potato industry will participate in the hearing to a much greater extent than it would at a hearing held in Augusta.

The Committee is also requesting the Legislative Council to extend the Committee's reporting date from December 1, 1977, to a date early in the second regular session. The Committee is requesting data that will not be available until mid to late December.

Thank you for considering our request. We are looking forward to your response.

Sincerely yours,

Walter W. Hichens by EWB

Walter W. Hichens
Senate Chairman

Luman P. Mahany by EWB

Luman P. Mahany
House Chairman

WWH:LPM:TP/lk

RONALD H. LORD
LEGISLATIVE FINANCE OFFICER

BENT SCHLOSSER
ASSISTANT FINANCE OFFICER



STATE OF MAINE
OFFICE OF LEGISLATIVE FINANCE
AUGUSTA, MAINE 04333

November 18, 1977

John L. Martin Chairman
and Mebers of the Legislative Council
State House
Augusta, Maine

Dear Chairman Martin and Members of the Legislative Council:

Attached is a fiscal Summary of the Lottery Commission per your request. This summary includes Actual Gross Receipts, Expenditures (including prize apportionment) and Transfers to General Fund versus Budget Estimates.

Funds transferred to General Fund for the first four months of this year are below estimates by \$236,136.

Title 8, Section 366, paragraph 2, M.R.S.A., reads:

Apportionment. The moneys in said State Lottery Fund shall be apportioned so that not less than 45% of the total ticket sales received in the lottery will be disbursed as prizes to holders of winning tickets. All other moneys, less reasonable costs for the proper administration of the State Lottery, will be the state's share.

I hope this information will be helpful.

Sincerely,

A handwritten signature in cursive script that reads 'Ronald H. Lord'.

Ronald H. Lord
Legislative Finance Officer

RHL/gd

MAINE STATE LOTTERY COMMISSION

Financial Summary

Prepared October 24, 1977

Fiscal Year	Gross Receipts (Actual)	Expenditures (incl. prize Apportionment)	Transfer to General Fund		
			Actual	Budget	Difference Over (under)
1979				2,105,000	
1978				2,105,000	
1977	6,420,192	4,929,079	1,491,113	3,000,000	(1,508,887)
1976	8,316,737	5,707,114	2,609,623	4,100,000	(1,490,377)
1975	5,241,984	3,963,694	1,276,079	3,100,000	(1,823,921)
1974	80,754	179,449	(98,695)		