

MAINE STATE LEGISLATURE

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LEGISLATIVE COUNCIL

JULY 10, 1979

CALL TO ORDER

The meeting was held in the Council Chambers and called to order by Sen. Richard H. Pierce, Chairman, at 1:45 p.m.

ROLL CALL

Senators: Sen. Conley, Sen. Katz, Sen. Pierce, Sen. Pray,
Sen. Sewall

Representatives: Rep. Garsoe, Rep. Martin, Rep. Mitchell,
Rep. Tarbell, Rep. Tierney

Staff: William Garside - Legislative Administrative Director
Ronald Lord Legislative Finance Officer
Helen Ginder Legislative Assistants Coordinator
Edith Hary State Law Librarian

Guests: Lawrence Greenlaw, Special Assistant to Governor Brennan
John Joseph, Director, Office of Energy Resources

STAFF REPORT

Edith Hary - Law Librarian - Edith Hary presented to each of the members of the Legislative Council a copy of a salary schedule for members of the Law Library who were not previously under the Legislative Council jurisdiction. She stated the only changes might be the titles and not the amount of salary. She also added that these recommendations had the approval of the Legislative Administrative Director.

MOTION

Sen. Katz moved that the salary schedule for the Law Library be accepted.

The motion was seconded by Sen. Conley and carried unanimously.

William Garside - Legislative Administrative Director - Mr. Garside presented to the Council for approval 2 merit increases. One for Bent Schloser for a 1-step increase effective May 24, 1979 which would be a 5% increase to go from \$439.88 to \$461.34 and also a 1-step increase for Barbara Gottschalk from \$298.75 to \$315.80, effective June 27, 1979.

MOTION

Rep. Garsoe moved that these merit increases be accepted retroactive.

The motion was seconded by Sen. Sewall and carried unanimously.

Helen Ginder - Legislative Assistants Coordinator - Helen Ginder presented to the Council a drafted letter on Agency Rules which Sen. Richard Pierce will send to the chairmen of the Agriculture Committee and the chairmen of the Aging Veterans and Retirement committee to start the implementation of the Agency Rules Law. Mrs. Ginder now has all the rules collected together and a budget of \$500 for each committee has been approved to cover the per diem for the committee members to start the process.

MOTION

Rep. Martin moved that Sen. Richard Pierce send the letter to both committees.

The motion was seconded by Sen. Katz and carried. Rep. James Tierney opposed.

Helen Ginder also requested reimbursement of \$152.28 to John Bailey for expenses he incurred while attending a conference on Ground Water Law in Vermont. Further discussion.

MOTION

Rep. Martin moved that reimbursement be authorized with reservations and a reminder that in the future prior approval is to be obtained on all out-of-state travel for staff before travelling.

The motion was seconded by Rep. Garsoe and carried unanimously.

Sen. James McBreairty - Sunset Review - Sen. McBreairty submitted to the Legislative Council an interim work schedule and budget on Sunset Review for the Council's review. He also requested, subject to the approval of both the Senate and House chairmen, committee members receive amounts when working on official committee business on days when committee meetings are not scheduled. The Council also requested a monthly update as to what's been done. Further discussion followed.

MOTION

Rep. Martin moved that this be accepted as recommended.

The motion was seconded by Rep. Tarbell and carried.
Rep. Tierney opposed.

John Joseph, Director, Office of Energy Resources, and Lawrence Greenlaw, Special Assistant to Governor Brennan, addressed the Council in a lengthy discussion of the State's energy situation.

At conclusion of the discussion members agreed that they would like to remain continually in touch with the energy situation and suggested that Mr. Joseph and Mr. Greenlaw be requested to keep the Council informed, on a regular basis, of the energy needs of the State and of any other matter within the State of interest to the Council.

MOTION

Rep. Garsoe moved that the Council request Mr. Joseph or Mr. Greenlaw to keep the Council up-to-date, on a regular basis, on any energy related matters which the Council should be aware of.

The motion was seconded by Sen. Katz. Further discussion followed.

MOTION

Rep. Garsoe amended his motion to request that the Council receive a regular report from the Governor's staff containing energy information from departments such as Conservation Public Safety, etc., as well as from the Office of Energy Resources.

The motion was seconded by Rep. Martin as amended and carried unanimously.

Sen. Richard Pierce advised he had requested that the Attorney General's Office advise him on whether or not certain bills signed by the Governor more than 10 days after they were presented to him were approved in accordance with Art. IV, Pt. 3, section 2 of the Constitution so that they may be issued public law chapter numbers. The answer was in the negative.

MOTION

Rep. Martin moved that this letter be placed on file.

The motion was seconded by Rep. Mtichell and carried unanimously.

At this time Helen Ginder requested a leave of absence for Bob Clarke for a period of 16 months beginning August 1, 1979 and asked for the authority to hire a person for the period of this leave of absence in order to maintain the office at its present staffing level. Further discussion followed.

MOTION

Rep. Mitchell moved that the request for leave of absence for Bob Clarke be accepted.

The motion was seconded by Rep. Martin and carried unanimously.

Rep. Gary Fowlie presented to the Council a memo to attend a conference on Lobster Management in Nova Scotia. He requested the Council's approval for funding of 4 Legislators and 1 staff assistant at an estimated cost of \$700. At this time Rep. Martin stated that it was up to the Speaker and the President to authorize the 4 Legislators to go so the only approval that he needed would be for 1 staff assistant to attend.

MOTION

Rep. Martin moved that 1 staff assistant be authorized to attend the conference on Lobster Management in Nova Scotia.

The motion was duly seconded and carried. Sen. Katz opposed.

Ronald Lord submitted to the Legislative Council for approval a request that he, Bent Schlosser and Richard Sawyer be authorized to attend the Annual Meeting of the Eastern States Legislative Fiscal Officers Association in Huron Ohio, September 12th through the 14th.

MOTION

Rep. Tierney moved for approval of only 1 person to attend the Annual Meeting of the Eastern States Legislative Fiscal Officers Association.

The motion was seconded by Sen. Pray and carried unanimously.

Mrs. Ginder addressed the Council with a list of Study Orders for the Council's approval. The following Orders were

approved:

H.P. 1387
H.P. 1435
H.P. 1437
H.P. 1459 - Amended to include: Use of dealer plates
issuance of Titles and any related subjects.
H.P. 1462
H.P. 1474
H.P. 1489
H.P. 1517
H.P. 1552
H.P. 1557
H.P. 1567
H.P. 1584
S.P. 627

Other action on studies:

S.P. 613 - Amended to reassign to the Judiciary Committee.

L.D. 1198 - AN ACT Authorizing a Study on Family Impact -
Sen. Pierce, chairman has to sign on behalf of the Legislative
Council to receive the grant of \$7,500.

MOTION

Rep. Martin moved that the chairman be authorized to sign
to receive the grant.

The motion was seconded by Sen. Pray and carried unanimously.

L.D. 1461 - AN ACT to Establish a Committee to Report to the
Legislature on the Feasibility of Rebuilding Dams for the
Production of Electricity.

MOTION

Rep. Tierney moved that a subcommittee of the Legislative
Council be appointed to contact the Law School on the
subject of legal research in the area of dams and dam
owners rights.

The motion was seconded by Rep. Martin and carried unanimously.

Jon Hull - Study of Charitable Immunity

MOTION

Rep. Martin moved that the Charitable Immunity Study proceed
in conjunction with the Judiciary Committee Study as
suggested by staff assistant Jon Hull.

The motion was seconded by Rep. Tarbell and carried unanimously.

MOTION

Rep. Martin moved that a subcommittee of 4 people be appointed by the chairman to meet Friday (7/13/79) to work with Mr. Garside to prepare the budget for each study order passed.

The motion was seconded by Rep. Tarbell and carried unanimously.

ADJOURNMENT

MOTION

Sen. Katz moved that the Council adjourn (4:55 p.m.)

The motion was duly seconded and carried.