

MAINE STATE LEGISLATURE

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REP. JOHN N. DIAMOND
CHAIRMAN

SEN. CHARLES P. PRAY
VICE-CHAIRMAN



STATE OF MAINE
LEGISLATIVE COUNCIL
STATE HOUSE
AUGUSTA, MAINE 04333

SEN. NANCY RANDALL CLARK
SEN. BARBARA A. GILL
SEN. THOMAS R. PERKINS
SEN. PAUL E. VIOLETTE
REP. LELAND C. DAVIS, JR.
REP. MARTIN S. HAYDEN
REP. JOHN L. MARTIN
REP. THOMAS W. MURPHY, JR.

LEGISLATIVE COUNCIL

JUNE 20, 1985

MEETING SUMMARY

CALL TO ORDER

The meeting of the Legislative Council was called to order in the President of the Senate's Chambers by the Chairman John N. Diamond at 2:50 p.m..

ROLL CALL

Senators: Sen. Gill, Sen. Perkins, Sen. Pray, Sen. Violette

Representatives: Rep. Davis, Rep. Diamond, Rep. Hayden, Rep. Martin, Rep. Murphy

Legislative Officers:
Sally Diamond Legislative Administrative Director
David Silsby Legislative Research Director

SECRETARY'S REPORT

No report.

DIRECTOR'S REPORT

No report.

REPORTS FROM COUNCIL COMMITTEES

No reports.

OLD BUSINESS

Item #1: NCSL-Funded Study of Teacher Retention and Recruitment

The chairs of the Education Committee submitted a request to the Council for authorization to hire a research assistant to work on the study, which the Council had previously authorized. Funds to pay the Research Assistant had been included in the budget submitted to NCSL.

Discussion focussed on the process by which the Research Assistant had been selected.

The Council agreed to reconsider the motion once additional information was available.

NEW BUSINESS

Item #1: Study Requests

Study requests were considered by the Legislative Council. The Council's action on these requests is included on the attached list.

Item #2: Carry Over Requests

Carry over requests were considered by the Legislative Council. The Council's action on these requests is included on the attached list.

ADJOURNMENT

The Legislative Council meeting was adjourned at 3:00 p.m. (Motion by Rep. Martin; second by Sen. Pray; unanimous).

STUDY REQUESTS FROM
JOINT STANDING COMMITTEES

<u>Committee</u>	<u>Proposed Study</u>	<u>Subcommittee</u>	<u>Meetings</u>
Aging, Retirement and Veterans	Recodification (1)	5 Members	6 Meetings
	Health Insurance for Retired Teachers and Medicare Part B Coverage for State Employees (2)	5 Members	3 Meetings
	Teacher Stipends (3)	Not decided	
Local & County Government	Revision of Title 30	Leg. Staff	
Transportation	Review of Statutes Related to Railroads and Identification of Outdated Provisions	5 Members	
	Division of Gas Tax Among State Agencies	5 Members	

June 6, 1985

RECOMMENDED COMMITTEE STUDY

1. COMMITTEE:

Aging, Retirement and Veterans.

2. SUBJECT OF STUDY:

Recodification.

3. PRIORITY NUMBER:

1

4. COMPLETION DATE:

5. ANALYSIS OF THE PROBLEM:

The Legislative Council approved holding over LD 1246, AN ACT to Recodify the Maine State Retirement System Laws.

6. REASON FOR STUDY:

The draft recodification needs to be carefully reviewed by the members of the Committee on Aging, Retirement and Veterans to make sure there are no substantive changes.

7. MEMBERS OF SUBCOMMITTEE:

Clark
Hickey
Jalbert 6 meetings
Delert
Stevens

8. NUMBER OF MEETINGS

The committee will need the equivalent of 3 full committee meetings.

2668

June 6, 1985

RECOMMENDED COMMITTEE STUDY

1. COMMITTEE:

Aging, Retirement and Veterans

2. SUBJECT OF STUDY:

Health Insurance for Retired Teachers and Medicare Part B coverage for State employees.

3. PRIORITY NUMBER:

2

4. COMPLETION DATE:

5. ANALYSIS OF THE PROBLEM:

Teachers are part of the Maine State Retirement System but they do not receive health insurance coverage when they retire as do state employee members of the system. Presently they must purchase their own insurance. As health insurance costs go up, a system paid coverage becomes increasingly attractive as a benefit. Retired State employees who are eligible for Medicare must use their medicare insurance instead of the State Blue Cross/Major Medical coverage. With the increasing cost of Part B of Medicare this has become a significantly more expensive option.

6. REASON FOR STUDY:

The retired teachers submitted a bill to address the problem. The committee voted LV/WD with the understanding they would request permission to conduct a study to assess the actual costs of offering a health insurance benefit to retired teachers. The committee also had a bill dealing with the problem of retired State employees who are on Medicare.

7. MEMBERS OF SUBCOMMITTEE:

Gauvreau
Mayberry or Harper
McSweeney
Richards
Stevenson

3 meetings

June 6, 1985

RECOMMENDED COMMITTEE STUDY

1. COMMITTEE:

Aging, Retirement and Veterans

2. SUBJECT OF STUDY:

Teacher stipends

3. PRIORITY NUMBER:

3

4. COMPLETION DATE:

5. ANALYSIS OF THE PROBLEM:

Teachers receive a base salary plus stipends to to teachers who coach sports, direct drama activities, advise club activities. The question is whether stipend should be included in teacher's pay for calculating pension contributions and pensions. Since teachers' pensions are calculated on the 3 highest earning years (usually the last) and since teachers usually do not take on added "stipend duties" in their last years of teaching. Hence if stipends are included in pension contributions, teachers would have to pay in but anticipate no pension benefit in the end.

6. REASON FOR STUDY:

Teachers want a separate pension to be computed on the stipend earnings.

State Retirement System would prefer the stipends to be included as part of salary for the purposes of computing pension contributions.

7. MEMBERS OF SUBCOMMITTEE:

Not decided.

RECOMMENDED COMMITTEE STUDY

1. COMMITTEE: Local and County Government

2. SUBJECT OF STUDY: Revision of Title 30

3. PRIORITY NUMBER: One

4. COMPLETION DATE: 2nd Regular Session of the 112th
Legislature

5. ANALYSIS OF THE PROBLEM:

Title 30 has been amended in various sections without a comprehensive focus to retain logical consistency within the Title. The introduction of home rule authority for municipalities has had a great effect on Title 30 which is not always accurately reflected in pre-home rule statutes in the Title.

6. REASON FOR STUDY:

There is a need to reorganize Title 30 within a logical structure and to revise and update archaic or ambiguous language in the statutes. The goal will be to make Title 30 easier to use and understand.

MEMBERS OF SUBCOMMITTEE:

None. Committee will review draft during the next regular session.

SENATE

PETER W. DANTON, DISTRICT 31, CHAIR
EDGAR E. ERWIN, DISTRICT 8
MELVIN A. SHUTE, DISTRICT 14

CHRISTOS GIANOPOULOS, LEGISLATIVE ASSISTANT
JOAN COLFORD, COMMITTEE CLERK



HOUSE

RAYNOLD THERIAULT, FORT KENT, CHAIR
HAROLD M. MACOMBER, SOUTH PORTLAND
FRED W. MOHOLLAND, PRINCETON
ROGER M. POULIOT, LEWISTON
FREDERICK F. SOUCY, KITTERY
JEFFERY N. MILLS, BETHEL
DONALD A. STROUT, CORINTH
ORLAND G. MCPHERSON, ELIOT
PAMELA L. CAHILL, WOOLWICH
DANIEL J. CALLAHAN, MECHANIC FALLS

STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
COMMITTEE ON TRANSPORTATION

June 17, 1985

Rep. John Diamond, Chairman
Legislative Council
State House
Augusta, ME 04333

Dear Rep. Diamond:

As the summer approaches, the Joint Standing Committee on Transportation is looking at issues that need to be studied. The Committee on Audit and Program Review has suggested that we review the various and numerous statutes related to railroads. This issue was brought to our attention as a result of a "Legislative Search" the Committee on Audit and Program Review did on railroads. In their words, they "uncovered a massive amount of out-dated and questionable legislation related to the areas of railroad regulation." The Committee on Audit and Program Review concluded by advocating a complete overhaul of present statutory language.

We intend to identify the extent of problems that may be caused by anachronous provisions of law and prepare recommendations that contribute to a solution. From where the Committee views its proposed work schedule now, it is unrealistic to promise that a recodification of railroad laws could be accomplished before the next session. A report will be completed by the beginning of the 2nd Regular Session of the 112th Legislature.

Sincerely,


Sen. Peter Danton
Senate Chair


Rep. Raynold Theriault
House Chair

1k/2883

RECOMMENDED COMMITTEE STUDY

1. COMMITTEE:

Transportation

2. SUBJECT OF STUDY:

Review of Statutes related to railroads and identification of outdated provisions.

3. PRIORITY NUMBER:

4. COMPLETION DATE:

December 15, 1985

5. ANALYSIS OF THE PROBLEM:

After a search was conducted by the Committee on Audit and Program Review on railroad legislation, the committee concluded that a great amount of outdated and questionable legislation needs to be identified, culled from the statutes, and reorganized. This problem does not seem to be a matter of immediate or urgent concern, but it is an issue that needs to be addressed, especially since the State of Maine has been deeply involved in efforts to support the health of the railroad industry in Maine.

6. REASON FOR STUDY:

The Committee on Audit and Program Review suggested we review the "massive amount of outdated and questionable legislation related to the areas of railroad regulation."

7. MEMBERS OF SUBCOMMITTEE:

Rep. Raynold Theriault, House Chair
plus four other members of Committee

SENATE

PETER W. DANTON, DISTRICT 31, CHAIR
EDGAR E. ERWIN, DISTRICT 8
MELVIN A. SHUTE, DISTRICT 14

CHRISTOS GIANOPOULOS, LEGISLATIVE ASSISTANT
JOAN COLFORD, COMMITTEE CLERK



HOUSE

RAYNOLD THERIAULT, FORT KENT, CHAIR
HAROLD M. MACOMBER, SOUTH PORTLAND
FRED W. MOHOLLAND, PRINCETON
ROGER M. POULIOT, LEWISTON
FREDERICK F. SOUCY, KITTERY
JEFFERY N. MILLS, BETHEL
DONALD A. STROUT, CORINTH
ORLAND G. MCPHERSON, ELIOT
PAMELA L. CAHILL, WOOLWICH
DANIEL J. CALLAHAN, MECHANIC FALLS

STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
COMMITTEE ON TRANSPORTATION

June 17, 1985

John Diamond, Chairman
Legislative Council
State House, Station 115
Augusta, ME 04333

Dear Representative Diamond:

As the summer approaches, the Joint Standing Committee on Transportation is looking at issues that need to be studied. The Committee on Audit and Program Review has suggested that we closely review the present division of the gas tax among the various state agencies that receive a cut: The Department of Conservation, the Department of Inland Fisheries and Wildlife and the Department of Marine Resources. We, therefore, are requesting authority to study this gas tax split to determine what are the proper proportions to be transferred to the state agencies based on revenues generated by the gas tax and need for revenue within those agencies based on use and other criteria.

We propose establishing a subcommittee to look at this situation and to formulate recommendations for further consideration by the 112th Legislature. A report will be completed by the beginning of the 2nd Regular Session of the 112th Legislature.

Sincerely yours,


Raynold Theriault
House Chair


Peter Danton
Senate Chair

e1k/2860

RECOMMENDED COMMITTEE STUDY

1. COMMITTEE:

Transportation

2. SUBJECT OF STUDY:

Division of gas tax among State agencies.

3. PRIORITY NUMBER:

4. COMPLETION DATE:

December 15, 1985

5. ANALYSIS OF THE PROBLEM:

At present, several State agencies receive a share of gas tax revenues from the Highway Fund. It has been quite some time since the Division has been renewed to determine whether the proportional shares received by the Departments of Conservation, Inland Fisheries and Wildlife and Marine Resources are equitable. Also, the original criteria for determining shares ought to be reviewed to determine their present validity.

6. REASON FOR STUDY:

The Committee on Audit and Program Review suggested that the Committee on Transportation study this issue.

7. MEMBERS OF SUBCOMMITTEE:

Rep. Raynold Theriault, House Chair
plus four other members of Committee.

STATE OF MAINE

 In House June 18, 1985

Ordered, the Senate concurring, that the following specified matters be held over to the next special or regular session of the 112th Legislature:

COMMITTEE	BILL
Aging, Retirement and Veterans	S.P.443, L.D.1246 - AN ACT to Recodify the Maine State Retirement System Laws.
Aging, Retirement and Veterans	S.P.524, L.D.1419 - AN ACT to Make Survivors Benefits Mandatory for any Member of the Maine State Retirement System.
Agriculture	H.P.145, L.D.179 - AN ACT to Improve the Quality of Milk.
Appropriations and Financial Affairs	S.P.143, L.D.410 - AN ACT to Encourage Industrial Product Development in the State.
Business and Commerce	S.P.244, L.D.770 - AN ACT to Adopt a State Uniform Fraudulent Transfer Act.
Business and Commerce	H.P.792, L.D.1122 - AN ACT to Establish a Competitive State Workers' Compensation Insurance Fund.
Business and Commerce	S.P.560, L.D.1489 - AN ACT Authorizing Mutual Financial Institutions to Reorganize into Mutual Holding Companies.

Business and Commerce	H.P.1057, L.D.1537 - AN ACT to Limit the Grounds for Termination of an Insurance Agency Appointment.
Business and Commerce	H.P.1144, L.D.1651 - AN ACT Relating to Shares of Stock of Asti-Kim Corporation.
Education	H.P.375, L.D.516 - AN ACT to Increase the Daily Compensation of Substitute Teachers.
Energy and Natural Resources	S.P.273, L.D.731 - AN ACT to Impose Liability for Interference with Ground Water Use.
Energy and Natural Resources	H.P.872, L.D.1229 - AN ACT to Bring Into Conformity Municipal and State Subdivision Laws.
Energy and Natural Resources	S.P.557, L.D.1503 - AN ACT to Amend the Classification System for Maine Waters and Change the Classifications of Certain Waters.
Fisheries and Wildlife	H.P.455, L.D.656 - AN ACT to Close Ragged Stream to Caribou Lake to the Taking of Smelts.
Fisheries and Wildlife	H.P.456, L.D.657 - AN ACT to Close Moosehead Lake to Ice Fishing Within 300 Feet of Shore.
Human Resources	S.P.199, L.D.533 - AN ACT to Establish a Downeast Emergency Medical Services Regional Office to Serve Hancock and Washington Counties.
Human Resources	S.P.301, L.D.790 - AN ACT Making Mandatory Certain Dis-

cretionary Powers of the
Commissioner of Correc-
tions.

Human Resources	H.P.859, L.D.1218 - AN ACT to Amend the Medical Examiner Act and Related Provisions.
Human Resources	H.P.876, L.D.1233 - AN ACT Relating to Retesting of Emergency Medical Technicians.
Human Resources	H.P.877, L.D.1234 - AN ACT Concerning Courses for License Renewal of Emergency Medical Personnel.
Human Resources	S.P.621, L.D.1633 - AN ACT Concerning Child Abuse.
Judiciary	H.P.34, L.D.36 - AN ACT Concerning Computer Access and Computer-related Crimes.
Judiciary	S.P.284, L.D.773 - An Act to Permit Denial of Bail in Certain Cases to Assure the Safety of Other Persons.
Judiciary	H.P.637, L.D.905 - RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for an Express Statement of the Right to Bail and Authorizing the Denial of Bail in Certain Cases.
Judiciary	S.P.447, L.D.1250 - AN ACT to Transfer Probate Jurisdiction to the Superior and District Courts.
Judiciary	S.P.492, L.D.1329 - AN ACT to Facilitate the Collection of Child Support.
Judiciary	H.P.971, L.D.1404 - AN ACT to Make Public the Proceedings

of the Board of Overseers
of the Bar.

State Government	S.P.564, L.D.1504 - AN ACT to Establish the Maine Court Facilities Authority.
Labor	H.P.665, L.D.948 - AN ACT to Create a Cancer Presumption for Firefighters in the Workers' Compensation Law.
Labor	S.P.537, L.D.1438 - AN ACT to Establish a Job Development Training Fund for Maine's Shoe Industry.
Labor	S.P.595, L.D.1561 - AN ACT to Clarify the Definition of Wage within the Maine Wage Assurance Fund.
Legal Affairs	H.P.636, L.D.904 - AN ACT to Amend the Motor Vehicle Laws with Reference to Operating under the Influence to Decriminalize Proceedings under the Traffic Infraction Laws.
Judiciary	S.P.373, L.D.1007 - RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for a Clear Right to Bail with a Possible Denial of Bail in Certain Cases.
Legal Affairs	S.P.464, L.D.1267 - AN ACT Concerning Computer Fraud and Abuse.
Legal Affairs	S.P.598, L.D.1568 - AN ACT Concerning Liability for Injuries Caused by Drunken Persons.
Local and County Government	S.P.311, L.D.800 - AN ACT Relating to Burial Preparations for Indigent Persons.

Local and County Government	H.P.837, L.D.1181 - AN ACT to Strengthen State-local Cooperation through Regional Councils.
Marine Resources	H.P.513, L.D.718 - AN ACT to Raise the Minimum Legal Size of Lobsters.
Marine Resources	H.P.855, L.D.1211 - AN ACT Providing for the Regional Management of Marine Fisheries Within the Territorial Waters of the Atlantic States.
State Government	H.P.368, L.D.488 - AN ACT to Divest State Money From Businesses Investing in South Africa and Namibia.
State Government	H.P.446, L.D.628 - RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require that Local Units of Government be Reimbursed for the Costs Incurred in Executing State-mandated Programs.
State Government	H.P.494, L.D.697 - RESOLUTION, Proposing Amendments to the Constitution of Maine to Change the Reapportionment Procedures to Reflect Changes in Legislative Procedures and to Specify how the Reapportionment Commission should Operate.
State Government	S.P.586, L.D.1539 - Resolve, Concerning the Ownership of Little Jewel Island.
Taxation	H.P.204, L.D.238 - AN ACT Relating to An Increase in Cigarette Excise Tax.
Taxation	H.P.245, L.D.286 - AN ACT to

Create the Northern and Eastern Maine Emergency Forestry District.

- Taxation H.P.284, L.D.354 - AN ACT to Phase Out the Sales and Use Tax on Energy Used in Manufacturing.
- Taxation H.P.335, L.D.450 - AN ACT to Impose a Sales Tax on Certain Services.
- Taxation H.P.428, L.D.608 - AN ACT to Revise the Franchise Tax on Financial Institutions.
- Taxation H.P.496, L.D.699 - AN ACT to Realign the Tax Laws of the State as they Relate to Telecommunications.
- Taxation H.P.499, L.D.702 - AN ACT to Remove the Sales Tax Exemption on the Purchase of Magazines and Other Periodicals.
- Taxation H.P.614, L.D.884 - AN ACT Relating to the Sales of Extended Cable Television Services.
- Taxation H.P.688, L.D.974 - AN ACT to Establish a Meals and Lodging Tax for the Purposes of Stabilizing the Property Tax and Promoting Tourism.
- Taxation H.P.951, L.D.1370 - AN ACT to Expand and Continue Alcoholism Treatment, Education, Prevention and Research Programs.
- Transportation H.P.229, L.D.263 - AN ACT Relating to a New Registration Plate Issue.
- Transportation H.P.949, L.D.1358 - AN ACT Re-

D. OF R.

lating to the Maine State Ferry Service.

Utilities

H.P. 738, L.D. 1047 - AN ACT Establishing a Statewide Emergency 9-1-1 Telephone System.

Utilities

S.P. 542, L.D. 1451 - Resolve, Encouraging State Policy of Independence from Foreign Sources of Energy for Electric Utilities.

Joint Select Committee on Alcoholism

S.P. 308, L.D. 1315 - AN ACT to Make Additional Allocations from the Alcohol Premium Fund.

(Rep. Diamond)
SPONSORED BY:

TOWN: Bangor

4481061885

HOUSE OF REPRESENTATIVES
READ AND PASSED

JUN 18 1985

SENT UP FOR CONCURRENCE

Edith [Signature]

CLERK

IN SENATE CHAMBER

JUN 18 1985

READ AND PASSED
IN CONCURRENCE

JOY J. O'BRIEN, Secretary

Ordered Sent Forthwith

HP1152

SENATE

CHARLES G. DOW, DISTRICT 15, CHAIR
CARROLL E. MINKOWSKY, DISTRICT 14
THOMAS M. TEAGUE, DISTRICT 23

DAVID ELLIOTT, LEGISLATIVE ASSISTANT
CHERYLE OWEN, COMMITTEE CLERK



HOUSE

DANIEL B. HICKEY, AUGUSTA, CHAIR
FRANCIS J. PERRY, MEXICO
RAYNOLD THERIAULT, FORT KENT
JOHN L. TUTTLE, JR., SANFORD
EDWARD AINSWORTH, YARMOUTH
GERARD J. LEHOX, BIDDEFORD
JOSEPH W. MAYO, THOMASTON
DANA P. STEVENSON, UNITY
W. NORMAN WALKER, SKOWHEGAN
EUGENE J. PARADIS, OLD TOWN

STATE OF MAINE

ONE HUNDRED AND ELEVENTH LEGISLATURE

COMMITTEE ON AGING, RETIREMENT AND VETERANS

June 20, 1985

To: John Diamond

Aging, Veterans - Retirees Committee Study Order

L.D. 1246

Sen. Nancy Clark
Rep. Dan Hickey
Rep. Jean Dellert
Rep. John Jalbert
Rep. Albert Stevens

Prior teachers
medicare - Part B study

Sen. Paul Garvreau
Sen. Mary Ellen Mayberry
Rep. Westey Farnum
Rep. Al Richards
Rep. John McSweeney

SENATE

MICHAEL D. PEARSON, DISTRICT 6, CHAIR
CHARLES G. DOW, DISTRICT 18
JAMES A. McBREAIRTY, DISTRICT 2

BENT SCHLOSSER, LEGISLATIVE
FINANCE OFFICER-ADVISOR

BETTY BARTLETT, SECRETARY



STATE OF MAINE

ONE HUNDRED AND TWELFTH LEGISLATURE

COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

HOUSE

DONALD V. CARTER, WINSLOW, CHAIR
LORRAINE N. CHONKO, TOPSHAM
LAURENCE E. CONNOLLY, JR., PORTLAND
JOHN LISNIK, PRESQUE ISLE
GREGORY G. NADEAU, LEWISTON
PATRICK K. MCGOWAN, CANAAN
CARL W. SMITH, SR., MARS HILL
SUSAN J. BELL, SOUTH PARIS
LINWOOD M. HIGGINS, SCARBOROUGH
RUTH S. FOSTER, ELLSWORTH

June 20, 1985

Honorable John Diamond, Chairman
Legislative Council
State House
Augusta, Maine 04333

Dear Representative Diamond:

The Appropriations and Financial Affairs Committee, in recommending not to enact L.D. 1284, "An Act to Define Eligibility for School Purposes and to Determine Financial Responsibility for the Education, Care and Treatment of State Agency Clients", recommended, instead, that it request the Legislative Council's approval to study this issue.

The issue/question of the state's responsibility in paying tuition costs for "state wards" and "state agency clients" has been before the Legislature three times in the last eight years. This issue is still not resolved, and children in need of special education are still being denied equal access to services.

Last session our Committee, and this session the Education Committee, unanimously supported passage of this legislation. Each time the anticipated future cost has lead to failure of enactment. Nonetheless, the question of the state's role and who should pay the special tutiion costs for public school students who, for various reasons, are placed out of their parents or guardians district in group homes, therapeutic foster homes or residential treatment centers remains unanswered. It is time to properly and fully ask questions of the four state departments involved in placing these children, the Departments of Human Services, Educational and Cultural Services, Mental Health and Mental Retardation, and Corrections.

Our Committee feels the state should properly shoulder this burden. We need time to fully study the true costs to local school districts and to the state and we respectfully request Council approval of this study.

Hon. John Diamond

-2-

June 20, 1985

This study would be undertaken by five members of the Appropriations Committee who would meet four times during the interim. Our plan will be to enlist assistance from the Office of Legislative Finance and/or the Office of Legislative Assistants in formulating specific questions to ask the four departments. Upon receipt of the answers to our questions we will formulate a second series of questions to determine fully the true costs to the state and a realistic and workable mechanism for the payment of these special education costs.

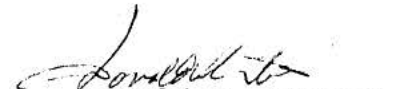
It is hoped that by the time of the convening of the Second Regular Session of the 112th Legislature an affordable price tag and a workable, understandable mechanism will be formulated and legislation will be presented pursuant to this study.

Thank you for your consideration of this request.

Sincerely,



Michael D. Pearson
Senate Chair



Donald V. Carter
House Chair

MDP:DVC/efb

SENATE

G. WILLIAM DIAMOND, DISTRICT 6, CHAIR
ZACHARY E. MATTHEWS, DISTRICT 13
MARY-ELLEN MAYBURY, DISTRICT 11

JANET E. WALDRON, SENIOR PROGRAM ANALYST
CHERYL E. RING, PROGRAM ANALYST
LOCK KIERMAIER, PROGRAM ANALYST



HOUSE

NEIL ROLDE, YORK, CHAIR
RUTH JOSEPH, WATERVERVILLE
PHYLLIS R. ERWIN, RUMFORD
HAROLD M. MACOMBER, SOUTH PORTLAND
NORMAN O. RACINE, BIDDEFORD
P. KELLEY SIMPSON, CASCO
ORLAND G. MCPHERSON, ELIOT
EDWIN C. RANDALL, EAST MACHIAS
PAMELA L. CAHILL, WOOLWICH
DONALD F. SPROUL, AUGUSTA

STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
COMMITTEE ON AUDIT AND PROGRAM REVIEW

June 27, 1985

Honorable John Diamond, Chairman
Members of the Legislative Council
State House
Augusta, Maine

Dear John and Council Members:

As you know, the Audit Committee is reviewing the child welfare system in Maine. Our review will extend throughout the summer, fall and into next session. During this past legislative session, at various points, legislation was discussed with the knowledge and expectation that the Audit Committee would be reviewing the spectrum of child welfare services. One committee which was formed during the session, the Ad-Hoc Child Welfare Committee comprised of members of Judiciary, Appropriations and Human Resources, clearly separated and recommended action on legislation with the intent that the Audit Committee could address a number of questions and problems in its review.

We would like to meet with the members of this Ad-Hoc Committee at our first scheduled meeting on July 11th. Subsequently, we are requesting authorization to invite these legislators, and in turn provide them with per diem and expenditure reimbursement for this particular meeting. It is our feeling that such a joint meeting would clarify expectations, eliminate legislative duplication, and provide continuity regarding legislative efforts.

Thank you for your attention.

Sincerely,


G. William Diamond
Senate Chair


Neil Rolde
House Chair

SENATE

RONALD E. USHER, DISTRICT 28, CHAIR
 JUDY C. KANY, DISTRICT 17
 JEROME A. EMERSON, DISTRICT 9

DAVID ELLIOTT, LEGISLATIVE ASSISTANT
 WILLIAM T. GLIDDEN, LEGISLATIVE ASSISTANT
 ALICE SCHLOSSER, COMMITTEE CLERK



HOUSE

MICHAEL H. MICHAUD, EAST MILLINOCKET,
 CHAIR
 PAUL F. JACQUES, WATERVILLE
 JAMES MITCHELL, FREEPORT
 VINTON T. RIDLEY, SHAPLEIGH
 JAMES REED COLES, HARPSWELL
 ANNETTE M. HOGLUND, PORTLAND
 EDWARD L. DEXTER, KINGFIELD
 DARRYL N. BROWN, LIVERMORE FALLS
 MURIEL D. HOLLOWAY, EDGECOMB
 STEPHEN J. LAW, DOVER-FOXCROFT

STATE OF MAINE
 ONE HUNDRED AND TWELFTH LEGISLATURE

COMMITTEE ON ENERGY AND NATURAL RESOURCES

TO: Rep. John Diamond, Chair
 Legislative Council
 FROM: Rep. Mike Michaud, House Chair
 Joint Standing Committee on Energy and Natural
 Resources
 SUBJECT: Subcommittee membership and meetings for interim
 studies
 DATE: June 25, 1985

I have reviewed the interim study proposals for our committee with Senator Usher. We propose the following membership for the study subcommittees and the number of required subcommittee meetings.

<p><u>Water Reclassification</u> (LD 1503) Sen. Usher, chair Rep. Michaud Rep. Coles Rep. Law</p>	<p>4 meetings</p>
<p><u>Subdivision Conformity</u> (LD 1229) Rep. Mitchell, chair Rep. Hoglund Rep. Holloway Rep. Brown</p>	<p>2 meetings</p>
<p><u>Spruce-fir Management Tax Credits</u> (LD 286) Sen. Emerson, chair Rep. Dexter Rep. Ridley</p>	<p>2 meetings</p>

We expect that the full committee will have to meet twice prior to the 2nd Regular Session to review the findings and recommendations of the subcommittees.

cc. Sally Diamond
 2961M

SENATE

MICHAEL E. CARPENTER, DISTRICT 3, CHAIR
JEAN B. CHALMERS, DISTRICT 21
CHARLOTTE ZAHN SEWALL, DISTRICT 20

MARTHA FREEMAN, LEGISLATIVE ASSISTANT
THERESA BRIN, COMMITTEE CLERK



HOUSE

EDWARD J. KANE, SOUTH PORTLAND, CHAIR
J. ROBERT CARRIER, WESTBROOK
PATRICK E. PARADIS, AUGUSTA
CAROL ALLEN, WASHINGTON
GARY C. COOPER, WINDHAM
CHARLES R. PRIEST, BRUNSWICK
LLOYD G. DRINKWATER, BELFAST
MARY H. MACBRIDE, PRESQUE ISLE
CATHARINE K. LEBOWITZ, BANGOR
RUFUS E. STETSON, JR., DAMARISCOTTA

STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
COMMITTEE ON JUDICIARY

June 20, 1985

Rep. John N. Diamond, Chairman
Legislative Council
State House
Augusta, Maine 04333

Dear Representative Diamond:

With regard to the matters the Judiciary Committee will be studying this summer, please find a proposed subcommittee/committee structure:

INSANITY DEFENSE

Senator Sewall
Representative Priest
Representative Allen
Representative Paradis
Representative MacBride

IMPEACHMENT PROCEDURE

Senator Carpenter
Representative Kane
Representative Cooper
Representative Stetson
Representative Lebowitz

It will be our intention that each sub-committee will be authorized to meet three times (less, if possible) with the full Committee meeting for one day after each sub-committee has finished its work. It would be our intention further that the sub-committee studies would be proceeding at approximately the same time, but that there might be two full Committee days as the sub-committees finish their work.

Rep. John Diamond
June 20, 1985
Page Two

Thank you very much for your thoughtful consideration about the Committee studying these two very important areas.

Sincerely,


Michael E. Carpenter
Senate Chairman


Edward J. Kane
House Chairman

tb

SENATE

DENNIS L. DUTREMBLE, DISTRICT 34, CHAIR
JOHN L. TUTTLE, JR., DISTRICT 33
HENRY W. BLACK, DISTRICT 25

GILBERT BREWER, LEGISLATIVE ASSISTANT
MELISSA WILLETTE, COMMITTEE CLERK



HOUSE

EDITH S. BEAULIEU, PORTLAND, CHAIR
ANTONIO J. TAMMARO, BAILEYVILLE
RUTH JOSEPH, WATERTOWN
MONA WALKER HALE, SANFORD
RICHARD P. RUHLIN, BREWER
RALPH M. WILLEY, HAMPDEN
ALLAN L. BONNEY, FALMOUTH
JEANNE F. BEGLEY, WALDOBORO
MICHAEL F. HEPBURN, SKOWHEGAN
DUANE R. LANDER, GREENVILLE

STATE OF MAINE
ONE HUNDRED AND TWELFTH LEGISLATURE
COMMITTEE ON LABOR

June 20, 1985

Rep. John N. Diamond
Chairman, Legislative Council
State House
Augusta, ME 04333

Dear Rep. Diamond:

As per your letter of June 19, we are attaching a more detailed agenda for the planned summer activities of the Joint Select Committee to Study the Shoe Industry. As you can see it is a very full schedule, one we feel necessary in order to properly consider all aspects of this complex problem. It calls for nine meetings, as did our original request. The budget which we originally submitted was merely our rough estimate. The activities which we propose should, of course, be costed out through regular channels. We might add that this Committee has only seven members, rather than the normal 10, which will reduce the cost of individual meetings.

As you will note, our first meeting is scheduled for July 31. It is important that we get timely approval of this schedule so that those on the first day's agenda may be invited by letter, as we feel necessary, and so that substitutions can be made in the event of refusals.

Sincerely,

Senator John L. Tuttle, Jr.
Senate Chair

Rep. Phyllis R. Erwin
House Chair

1k/2943

AGENDA

JOINT STANDING COMMITTEE TO STUDY THE SHOE INDUSTRY

July 31 --- What the State can do for the Shoe Industry
--- The Manufacturer's Perspective
Room 113, State Office Building

- 9:30 James Marrs (or representative of another large,
non-Maine company)
Vice President
Brown Shoe Co.
- 10:00 Theodore Johansen, President
Falcon Shoe Manufacturing Co.
Lewiston
- 10:30 Daniel Wellahan
Sebago Inc.
Westbrook
- 11:00 Harrison Foster
Knapp King-Size Corp.
Lewiston
- 1:00 Peter Lundar
President
Dexter Shoe Co.
Dexter
- 1:30 George Denny
Cole/Hahn (Importer/Exporter -- not manufacturer)
Freeport
- 2:00 Irving LaCritz
President
Ansenn Shoe Corp.
Bangor

AGENDA

JOINT SELECT COMMITTEE TO STUDY THE SHOE INDUSTRY

August 7 -- What can be done for the Shoe Industry
-- The Outsider's viewpoint.
Room 113 State Office Building

- 9:30 The Government
Richard McGaughlin
Northeast Trade Adjustment Assistance Center
Boston
- 10:15 The Industry
George Langstaff
President
Footwear Industry of America
- 11:00 The Retailer
William Boettge
President
National Shoe Retailers Assoc.
- 1:00 The Supplier
George Armstead
USM (Equipment Manufacturer)
Lewiston
- 1:30 The Educator
Thomas Duchesneau
Chairman, Department of Economics
University of Maine at Orono
- 2:15 The Manufacturer Replies
1. Alan Wainberg, Vice President
G. H. Bass & Co.
Wilton
2. Irving Kagan
Penobscot Shoe Co
Old Town

AGENDA

JOINT SELECT COMMITTEE TO STUDY THE SHOE INDUSTRY

September 11 --- Financing for the Shoe Industry
Room 113, State Office Building

- 10:00 Private Sector
 Commercial Banker (not yet selected)
- 10:30 Federal
 Thomas McGilicudy
 Small Business Administration
- 11:00 State
 Stanley Provis
 Finance Authority of Maine
- 1:00 State
 Alan Ouellette
 State Planning Office
- 1:30 Regional (State)
 1. John Jaworski
 Director
 Androscoggin Valley Council of Government
 Lewiston
2. Michael Aube
 Eastern Maine Development Corp
 Bangor
- Invitees: 1. Maine Capital Corp.
 2. Maine Development Foundation
 3. State Development Office

AGENDA

JOINT SELECT COMMITTEE TO STUDY THE SHOE INDUSTRY

Factory Visits

September 18

9:30 Falcom Shoe Manufacturing Co
2 Cedar Street
Lewiston

1:30 Knapp King-Size Corp
29 Lowell Street
Lewiston

September 23

1:00 G.H. Bass & Co.
Weld Street
Wilton

September 26

1:00 Ansewn Shoe Corp
489 Odlin Road
Bangor

JK/1k/2943

**MAINE LEGISLATURE
LEGISLATIVE COUNCIL**

**GUIDELINES FOR BUDGET AND EXPENDITURE REPORTING
FOR COMMITTEES AND STUDIES OPERATING UNDER THE AUSPICES
OF THE LEGISLATURE**

- I. Budget Development
- II. Guidelines for Committee Staffing and Expenditures
 - A. Designation of Staffing
 - B. Salary and Benefits
 - C. Travel

I. BUDGET DEVELOPMENT

Policy

Budgets for studies and other special projects of all committees established by the Legislature and operating under the auspices of the Legislative Council shall itemize the following:

A. Personnel (See also II. Staffing Guidelines)

1. Temporary staff (E.G., on legislative payroll)
2. Contractual staff
3. Technical consultants (e.g. attorneys, engineers, etc.)
4. Benefits (See II.)

B. Committee Members

1. Per Diem
2. Mileage
3. Meals and Lodging

C. Other Travel (See II-B. Expenditure Guidelines)

1. Staff Travel
2. Consultants-Experts

D. Advertising (for public hearings)

E. Printing

F. Telephone

G. Miscellaneous Supplies

H. Other (specify)

II. GUIDELINES FOR COMMITTEE STAFFING AND EXPENDITURES

A. Designation of Staffing Required for Study

Policy

The Committee shall include in its budget request to the Legislative Council the estimated level of staff effort required to complete the authorized scope of work. The Council shall specifically authorize the level of staffing effort and the type of staffing arrangements (contractual; temporary employee; etc.). Categories of Staff Support include:

1. Non-partisan legislative staff
 - a. Secretarial
 - b. General research-coordination
2. Outside staff
 - a. Secretarial
 - b. General research
 - c. Technical-"expert" (e.g. attorneys)

B. Salary and Benefits

Policy

In general, the compensation of staff hired specifically for studies and other projects of legislative committees authorized by the Council shall be as follows:

- a. Clerical and research staff compensation shall reflect existing legislative salary scales.
- b. Special-technical consultants may be paid at either a daily rate or on the basis of a total fee established in advance for completion of the project. The method and rate of compensation must be reviewed and approved by the Legislative Council prior to initiation of the work. Any change in the rate of pay or the total amount to be paid must be approved by the Council in advance.

- c. Temporary project staff shall not be eligible for State-paid benefits unless they are employed for a period at least than 6 months.

C. Travel

Policy

All staff and/or consultants assigned to a legislative committee for any study or special project shall be reimbursed for expenses incurred in the performance of Committee work as follows:

- a. No reimbursement for mileage to and from employee's residence and Augusta.
- b. Reimbursement shall be at the rate in effect for all State employees for all in-state travel authorized by Committee Chairs.
- c. All out-of-state travel on behalf of the Committee shall be approved in advance by the Legislative Council upon request of the Committee Chairs.
- d. Expenses for authorized out-of-state travel shall be reimbursed according to policies governing out-of-state travel by legislators as follows:
 - Plane: actual fare - coach class only
 - Hotel: actual (government rate to be requested)
 - Meals: actual, using standard of "reasonableness" (guidelines of reasonableness to be \$26/day meal allowance). Receipts required for meals over \$5
 - Taxi/limo/parking: actual - receipts required for amounts over \$5
 - Other: actual, based on receipts where available. Alcoholic beverages, HBO, valet etc. are specifically excluded