

MAINE STATE LEGISLATURE

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LEGISLATIVE COUNCIL
May 27 1993
AGENDA

CALL TO ORDER

ROLL CALL

SECRETARY'S REPORT

Summary of May 19, 1993, Council Meeting

EXECUTIVE DIRECTOR'S REPORT

Item #1: Progress Report on Various State House Improvements

Item #2: Preliminary List of Statutory Studies to be Staffed
through the Council

REPORTS FROM COUNCIL COMMITTEES

OLD BUSINESS

NEW BUSINESS

Item #1: Request from Judiciary Committee for Council
Authorization of a Staff Study on Federal and State
Access Laws

Item #2: Requests to Carry Bills Over to the Second Regular
Session

Item #3: After Deadline Bill Requests

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT

REP. DAN A. GWADOSKY
CHAIR

SEN. DENNIS L. DUTREMBLE
VICE-CHAIR



Lynn Randall
Legislative Council Info.

STATE OF MAINE

116th LEGISLATURE

LEGISLATIVE COUNCIL

DONALD E. ESTY, JR.
JAMELA L. CAHILL
BEVERLY MINER BUSTIN
SEN. DAVID L. CARPENTER
REP. JOHN L. MARTIN
REP. WALTER E. WHITCOMB
REP. PATRICK E. PARADIS
REP. STEPHEN M. ZIRNKILTON

SARAH C. TUBBESING
EXECUTIVE DIRECTOR

May 19, 1993

MEETING SUMMARY

Approved May 27, 1993

CALL TO ORDER

The Chair, Representative Gwadosky, called the Council to order at 11:36 a.m. in the Speaker's Office.

ROLL CALL

Senators:

Sen. Dutremble, Sen. Esty, Sen. Cahill,
Sen. Bustin, Sen. Carpenter

Representatives:

Speaker Martin, Rep. Gwadosky,
Rep. Whitcomb, Rep. Paradis,
Rep. Zirnkilton

Legislative Officers:

Sally Tubbesing, Executive Director
Lynn Randall, State Law Librarian
John Wakefield, Director, Office of
Fiscal and Program Review
Martha Freeman, Director, Office of
Policy and Legal Analysis
David Kennedy, Revisor of Statutes
Richard N. Sawyer, Jr., Administrative
Services Director
Joy O'Brien, Secretary of the Senate
Joseph Mayo, Clerk of the House

SECRETARY'S REPORT

The Summary of the May 11, 1993, meeting was approved and placed on file. (Motion by Sen. Dutremble; second by Sen. Carpenter; unanimous).

EXECUTIVE DIRECTOR'S REPORT

Sally Tubbesing presented the following items for the Council's consideration:

Item #1: State House Fence: Status Report

Ms. Tubbesing reported that, since the last Council meeting, she had contacted Ron Cross, a local artist, who specializes in iron work and to whom she had been referred by the Director of the Historic Preservation Commission. Mr. Cross has looked at the fence and is in the process of getting cost estimates to replace the missing pieces of the fence. Ms. Tubbesing agreed to provide a full report to the Council as soon as she had received the additional information.

No Council action was required.

Item #2: History & Final Disposition: Clarification regarding Sponsor Listing

Ms. Tubbesing requested clarification from the Council regarding whether all cosponsors should be included in the listing for each bill in the "History and Final Disposition" report, which is one of the post-session publications. Council members agreed that all cosponsors should be included.

No formal vote was taken.

REPORTS FROM COUNCIL COMMITTEES

Personnel Committee

Rep. Gwadosky, Committee Chair, reported that the NCSL Classification study, which the Council had authorized at its previous meeting, is formally underway. Diane Chaffin and Chris Wnuk arrived on Monday to begin work. They met briefly with the Personnel Committee on Monday morning and are in the process of interviewing many of the session employees who are the focus of the study.

Sally Tubbesing noted that, in addition to her role as a member of the project team for this study, Chris Wnuk is Maine's official NCSL Liaison, and that her work for NCSL involves monitoring bills in Congress that include mandates to states. She encouraged Council members to contact Chris if they had questions either about NCSL in general or mandates in particular.

Legislative Budget Committee

This item was deferred until after all other Council business was completed; thus, the discussion is summarized below.

OLD BUSINESS

None.

NEW BUSINESS

Item #1: Need for Planting around the State House (request of Sen. Carpenter)

Sally Tubbesing noted that the Council had authorized the creation of a "Flower Fund" last year for the purpose of collecting donations to buy flowers to plant in the beds around the State House. This was not done until late June, after the Legislature had adjourned, so that legislative staff were the only donors. She reported that it would cost approximately \$500 to purchase plants for all of the beds and that the Bureau of General Services Grounds crew had volunteered to do the planting.

Motion: That the Council approve solicitation of donations for the purpose of buying plants for the flower beds on the State House grounds. (Motion by Speaker Martin; second by Sen. Carpenter; unanimous).

Item #2: Requests to Carry Bills Over to the Second Regular Session

In response to a question from Rep. Gwadosky, Ms. Tubbesing reported that the pending list included 85 requests and that the Council had previously approved 25 bills to be carried over to the Second Regular Session.

Speaker Martin expressed his view that there were too many bills being carried over and that the sole result would be to create an unmanageable workload in the Second Regular Session. After further discussion, the Council agreed to consider all requests in a single motion, with the exception of those requests that any member wished to set aside.

Motion: That the pending requests to carry bills over to the Second Regular Session, with the exception of the request from the Committee on State & Local Government regarding LD 1472, be approved. (Motion by Sen. Bustin; second by Sen. Dutremble; approved 6-1).

Motion: That the request from the Committee on State & Local Government to carry over L.D. 1472, An Act to Reorganize State Government, be tabled. (Motion by Sen. Dutremble; second by Sen. Bustin; unanimous).

Item #3: After Deadline Bill Requests

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

REPORTS FROM COUNCIL COMMITTEES

Legislative Budget Committee

The Chair, Rep. Gwadosky, returned to this item on the agenda and deferred to Sen. Dutremble, Committee Chair. Senator Dutremble reported that because the Committee had had difficulty "assembling," he had taken it upon himself to develop a proposal for the Legislature's "A" budget for Council consideration. The "A" Budget reflects the Governor's proposed funding level for each department and would require cuts totalling \$7.412 million from the Legislature's original request for the FY 1994-1995 biennium. He stressed that he was presenting this proposal only because he believed that it was necessary for the Legislative Council to submit an "A" Budget to the Appropriations Committee as other committees have been required to do. He reminded Council members that the Governor's reduction target for the Legislature is derived from a different base funding than any other department and cautioned that the Legislature should be very careful about relinquishing its responsibility as a separate branch of government in the budget process. He then reviewed the specific elements of his proposal, pointing out that the proposed cuts would put an additional burden on every legislative office and that eliminating more positions puts the Legislature "in a very bad position." Rep. Gwadosky observed that the items in this proposal were those on which there appeared to be more consensus among the Committee members.

The Council discussion that ensued centered on the following points:

1. Governor's Target

Sen. Dutremble noted that both he and Rep. Gwadosky had met with the Commissioner of the Department of Administrative and Financial Services to discuss the rationale for the Legislature's target and had been told that these targets are usually negotiated before the printed budget is published. The target for other departments was based on the FY 93 appropriation for both years in the FY 94 - 95 biennium; however, the Legislature's target uses FY 92 actual expenditures, less 6%, plus FY 93 appropriation (excluding balance forward), less 6%. Rep. Gwadosky confirmed Sen. Dutremble's report of the conversations with the Commissioner.

Sen. Dutremble noted that the Legislature's "B" budget achieves "level funding", using FY 92 appropriation plus FY 93 appropriation, including FY 92 balance forward. He stated that the Legislature is the only department that has met, and in some cases exceeded, all of its prior reduction targets and pointed out that the Governor's target is less than "level funding".

Sen. Bustin stated that she was prepared to make hard cuts, but that "the issue of holding the legislative budget to a higher standard is something that needs to be dealt with."

2. Discussion of Specific Elements of the "A" Proposal

- The proposal applies an estimated balance forward of \$800,000 to the "A" target (which requires \$2.6 million in cuts beyond the \$4.9 million already cut in the "B" budget).

Sen. Dutremble reported that he would prefer to use the anticipated balance forward to make long-deferred and greatly needed repairs to the State House.

- The proposal would eliminate "Sentiments" and the positions that currently have primary responsibility for preparing and processing them (1 contract position in Revisor's Office and 1 session position in the Clerk's Office).

The Clerk, Joe Mayo, noted that elimination of this position would also require termination of the use of clergy, honorary pages and bands in the House, since the same person also makes all arrangements for these.

- The proposal would eliminate one half of the Page positions

Rep. Paradis noted that the loss of half the Pages, as well as the honorary pages, would slow the pace of activity in the House considerably. Rep. Mayo observed that the House would have to change the way it does many things; and Speaker Martin agreed, noting that members would no longer be able to rely on Pages to deliver messages, etc.

- The proposal would eliminate the Audit and Program Review Committee and 3 staff positions currently assigned to the Committee.

Sen. Esty inquired whether this decision would not more properly be considered by a restructuring committee, advocating broader participation in a decision of this nature. Sen. Bustin noted that the Audit Committee is the only statutory joint standing committee and that it should not be eliminated through a budget cut. Finally, Rep. Whitcomb pointed out that the last restructuring committee (Peat Marwick) said to either "beef it up or eliminate it."

- The proposal would reduce the number of each LD's printed from 1200 to 500, thus meeting internal distribution needs only.

Joe Mayo pointed out that this would eliminate the weekly mailing to all Town Clerks (at no charge) and eliminate the copies that are currently sold through subscriptions to the Legislative Documents Service, which will contribute approximately \$80,000 to the undedicated General Fund this year. Sen. Cahill advocated making the Document Service self-supporting so that it would not have to be eliminated; and Rep. Mayo responded that it already more than breaks even. Rep. Paradis, noting that he was not aware that Town Clerks received all LD's, opposed this practice.

- The proposal would eliminate one position in each legislative office.

Sen. Cahill stated that this would put her office at a severe disadvantage, noting that it would essentially cut her staff in half. Sen. Dutremble stressed that he did not endorse the proposal and reminded Council members that they have already committed to looking at all of the offices in terms of both function and staffing this summer. Speaker Martin also stressed that this proposal was no reflection on the staff offices. Rep. Whitcomb argued that if the Legislature has to live within the "A" budget, there are other places to cut as an alternative to some of the proposed staff cuts, such as out-of-state travel.

Motion: That the Chair of the Budget Committee, Sen. Dutremble, present the "A" budget to the Appropriations Committee on behalf of the Council. (Motion by Speaker Martin; second by Rep. Paradis).

Discussion: In response to a question from Rep. Whitcomb about whether the proposal met the target, Sally Tubbesing responded that it actually exceeded the target by approximately \$150,000.

The motion was approved 6-3.

Following the vote, Sen. Esty expressed concern that the Budget Committee had not presented a unanimous report to the full Council. He indicated that he was not opposed to making more cuts or more savings, but that when such decisions were made, it is essential that the Council look at the whole picture and that members exercise their role as the elected leaders of the Legislature.

ANNOUNCEMENTS AND REMARKS

None.

ADJOURNMENT

The Council meeting was adjourned at 12:36 p.m., on the motion of Sen. Dutremble (seconded by Sen. Cahill).

GERARD P. CONLEY, JR., DISTRICT 30, CHAIR
GEORGETTE B. BERUBE, DISTRICT 16
DANA C. HANLEY, DISTRICT 15



PEGGY REINSCH, LEGISLATIVE ANALYST
JULIE JONES, LEGISLATIVE ANALYST
SUSAN PINETTE, COMMITTEE CLERK

STATE OF MAINE

CONSTANCE D. COTE, AUBURN, CHAIR
SUSAN FARNSWORTH, HALLOWELL
MARY R. CATHCART, ORONO
ANDREW KETTERER, MADISON
EDWARD L. CARON, JR., BIDDEFORD
SEAN F. FAIRCLOTH, BANGOR
JANE W. SAXL, BANGOR
DAVID N. OTT, YORK
SUMNER H. LIPMAN, AUGUSTA
DEBRA D. PLOWMAN, HAMPODEN

ONE HUNDRED AND SIXTEENTH LEGISLATURE

COMMITTEE ON JUDICIARY

May 18, 1993

TO: Rep. Dan Gwadosky, Chair
Legislative Council

FROM: Senator Conley and Rep. Cote, Chairs
Joint Standing Committee on Judiciary

RE: Judiciary Committee staff study

The Joint Standing Committee on Judiciary requests that Office of Policy and Legal Analysis staff time be allocated to a staff study for the Judiciary Committee on federal and state access laws. Rep. Farnsworth has submitted legislation to create a large study commission to review both The Americans with Disabilities Act and Maine laws regarding access for persons with disabilities, and develop draft legislation adopting the stricter provisions of either federal or state law. This would ensure that compliance with state law would also result in compliance with federal law without additional action.

The Judiciary Committee believes there is no real benefit in having the Resolve printed, heard and, at this late date, carried over when the ultimate objective of the Resolve is to produce draft legislation. We believe that carrying out the objective of the proposed study resolve can be accomplished through the use of OPLA staff resources over the summer. Our plan would be to assign Rep. Farnsworth the task of making any policy decisions in developing the draft, but we envision no additional costs being incurred because of this involvement in a staff study.

page 2
Study request: Americans with Disabilities Act
To Rep. Gwadosky
Judiciary Committee
May 18, 1993

Because the draft bill would revise State law so that compliance with State law will result in compliance as well with Federal provisions of the Americans with Disabilities Act, it would also minimize the conflicts and confusion facing those attempting to conform with State and Federal laws. The beneficiaries of this effort would be businesses, builders, architects, code enforcement officials and contractors as well as people with disabilities and the general public.

Please feel free to contact us or Rep. Farnsworth if you have any questions. Thank you for your consideration.

cc: Pres. Dutremble
Spkr. Martin
Martha Freeman

#5014LHS

PENDING BILLS/RESOLVES THAT PROPOSE STUDIES

May 25, 1993

LD	Proposed Study	Members	Staff	Budget
LD 182	1) Commission on the Establishment of the Dept. of Health	13 all legislators	Council	No provision
	2) Special Committee to Study Health Care Professions (B & I Committee)	9 6 legislators 3 public	Council	No provision
LD 555	Administrative Cost Task Force (Appropriations Table)	13 5 legislators 4 public 4 Department	Council	Costs absorbed/ Legislative account
LD 576	Federal Funds Task Force (Appropriations Table)	9 all legislators	Council	Costs absorbed/ Legislative account
LD 615	Study of Inmate Education & Experience (Corrections Committee)		Council (if Commission is unable to provide otherwise)	---
LD 671	Commission to Study the Statutory Procedures for Local Property Tax Abatement Appeals (Engrossed in both Houses)	9 3 legislators 6 other	Bureau of Taxation Council (drafting)	\$20,100
LD 777	Commission to Study Nonregulatory and Market Solutions to Environmental Issues (Tabled in House pending Emerg. Enactment)	15 3 legislators 12 others	Contract (if \$ available)	\$1,890
LD 1111	Commission to Establish Criteria and Qualifications for Certain State Officers (S & LG Committee)	13 6 legislators 7 others	Council	---
LD 1188	Academy for Public Service Study Committee (Tabled in House pending enactment)	13 3 legislators	Council	Per diem/expenses not authorized
LD 1205	Commission to Examine Alternatives to Maine Welfare System (Human Resources Committee)	17 4 legislators 13 others	Participating agencies	---

LD	Proposed Study	Members	Staff	Budget
LD 1322	Commission on the Status of Alleged Child Abusers (Audit Committee)	8 3 legislators 5 others	Council	
LD 1354	1) Interim Advisory Committee on Alternative Dispute Resolution in the Public Sector 2) Non-lawyer Assistance Study 3) Indigence Screening & Indigence Representation Study (Judiciary Committee)	11 No legislators Judiciary Committee Judiciary Committee	Council (drafting) Council Council	— Costs absorbed/ Legislative account Costs absorbed/ Legislative account
LD 1373	Court Futures Implementation Commission (Judiciary)	11 2 legislators	Council (drafting)	\$5,000
LD 1401	Healthy Start Task Force (OTP-AM in both Houses)	14 4 legislators	Council and DHS	\$2,900
LD 1429	Commission to Study the Size of the Legislature (S & LG Committee)	5 No legislators	Council	(outside funds)
LD 1440	Committee to Establish a Tax Appellate System (Taxation Committee)	8 2 legislators	No provision	\$1,500
LD 1447	Special Commission for Implementation of a Conforming Tax Code (Taxation Committee)	8 2 legislators	No provision	\$1,500
LD 1483	Study of FCC Rules Pursuant to the Federal Cable Television Consumer Protection and Competition Act of 1992 (Utilities Committee)	Utilities Committee	Council	No provision
LD 1508	Health & Social Services Transition Team (Human Resources Committee)	14 4 legislators	No provision	No provision
LD 1539	Study of Tax Assessment Practices of Municipalities Regarding Mobile Homes (Taxation Committee)	Taxation Committee	Council	\$4,595
LD 1540	Persons with Disability Access Commission	25 no legislators	Contractual (if \$ available)	(outside funds)

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Legislative Council
Requests to Carry Over Bills
to the Next Special Session

DB: TEST6
RPT: SPEC04

May 26, 1993

<u>Committee Name</u>	<u>Title</u>	<u>Sponsors</u>
Aging, Retirement & Veterans L.D. 1117	An Act to Improve the Functions and Operations of the Maine State Retirement System	WENTWORTH
Banking & Insurance L.D. 1444	An Act to Provide Choice within the Maine State Employee Health Insurance Program	RYDELL
L.D. 1521	An Act Related to Multiple-employer Welfare Arrangements	CARLETON
Business Legislation L.D. 1185	An Act to Increase Access to Primary Care by Redefining the Practice of Advanced Nursing	MCCORMICK
L.D. 1471	An Act to Amend the Licensure Requirements for Nurses	PENDLETON PARADIS J
L.D. 1493	An Act to Enable the Creation of the Volunteer Social Workers' Project	BRENNAN
L.D. 1500	An Act to Consolidate Certain State Functions and Create the Board of Licensing Counseling Professionals	BUSTIN
Corrections (Jt. Select) L.D. 1181	An Act to Establish a Demonstration Project Transferring County Jail Operations to the State	PLOURDE DUTREMBLE D
L.D. 1497	Resolve, to Prevent the Improper Use of Correctional Facilities	BUSTIN
Energy & Natural Resources L.D. 990	An Act to Supplement Environmental Enforcement	COLES
L.D. 1294	An Act to Ensure Implementation of the Federal Clean Air Act Amendments of 1990	MARSH
L.D. 1446	An Act to Establish an Ambient Water Toxins Program	COLES
L.D. 1479	An Act to Identify Laboratories Subject to the Laboratory Certification Program	DUTREMBLE D CARPENTER
L.D. 1487	An Act to Improve Environmental Protection and Support Economic Development under the State's Land Use Laws	JACQUES DUTREMBLE D

Committee Name	Title	Sponsors
Housing & Economic Development		
L.D. 1361	An Act to Define Responsibilities of the Commission on Biotechnology and Genetic Engineering	WHITCOMB
L.D. 1385	An Act to Provide One Centralized Location for Obtaining Permits	WINN BUSTIN MICHAEL
Judiciary		
L.D. 1194	RESOLUTION, Proposing an Amendment to the Constitution of Maine Repealing the Requirement of Grand Jury Review for Noncapital Crimes	
L.D. 1227	An Act to Define the Liability of Gas Utilities and Natural Gas Pipeline Utilities	BUTLAND
L.D. 1289	An Act to Prevent Diversion of Solid Waste	HOGLUND
L.D. 1354	An Act to Implement the Recommendations of the Commission to Study the Future of Maine's Courts	
L.D. 1371	An Act to Implement the Recommendations of the Special Commission on Governmental Restructuring Pertaining to the Judicial Branch	CONLEY LIPMAN
L.D. 1463	An Act to Permit Collection of Public Assistance Overpayments by Administrative Process	BUTLAND
L.D. 1499	An Act to Expedite the Establishment of Administrative Child Support Orders	HANLEY
L.D. 1511	An Act to Legalize Marijuana for Medicinal Purposes	LARRIVEE
L.D. 1514	An Act to Promote Family Financial Responsibility through More Effective Child Support Enforcement	HARRIMAN
L.D. 1522	An Act to Establish Limited Liability Corporations and Set Their Tax Rate as Other Corporations	DORE CONLEY
Legal Affairs		
L.D. 1495	An Act to Amend the Laws Governing Inspection of Ballots	DIPIETRO
L.D. 1506	An Act to Amend the Laws Governing Municipal Elections	SIMONDS
State & Local Government		
L.D. 1472	An Act to Reorganize State Government	CARROLL
Taxation		
L.D. 963	An Act to Promote the Use of Reusable Bags in the Purchase of Groceries	PENDEXTER

Committee NameTitleSponsors

L.D. 1061

An Act to Clarify Various Tax Procedures and to Protect
Taxpayer Rights

NADEAU

L.D. 1199

An Act to Redefine Nonprofit Status in the Sales and
Use Tax Law

PLOURDE

L.D. 1447

An Act to Conform Maine Income Tax Laws and Rules to the
Internal Revenue Code

SIMONEAU

L.D. 1476

An Act to Establish Economic Recovery Tax Credits

ESTY
DORE

— End of Report —

SARAH C. TUBBESING
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL

RICHARD N. SAWYER, JR.
ADMINISTRATIVE SERVICES
DIRECTOR

GERALD THIBAUT
INFORMATION SYSTEMS
MANAGER

TEEN ELLEN GRIFFIN
LEGISLATIVE INFORMATION OFFICE
MANAGER



Lynn Randall
Legislative Council Info.

MAINE STATE LEGISLATURE
OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

May 27, 1993

TO: Members of the Legislative Council

FROM: Sally *[Signature]*

SUBJECT: Bills Approved for Carry Over to Date

The enclosed list includes all of the bills that you have approved to be carried over to the Second Regular Session to date. Based on your action today, this list now includes LD 1472, An Act to Reorganize State Government, which is in the Committee on State and Local Government.

Please let me know if you have any questions.

Enclosure

cc: Joy O'Brien, Secretary of the Senate
Joseph Mayo, Clerk of the House
Martha Freeman
John Wakefield
John David Kennedy
Teen Griffin
Lynn Randall

Daily Committee Statistics

Generated May 27, 1993

at 9:38 AM

DB: TEST6
RPT: DAYSUMS

Committee	Referred	Reported Out	Left	Heard	Bills in Committee			
					Final Draft Authorized	Carry Over Requested	Carry Over Approved	Remaining Bills
Aging, Retirement & Veterans	39	29	10	38	2	1	7	1
Agriculture	23	20	3	23	2	0	1	0
Appropriations & Financial Affairs	50	39	11	46	0	0	0	11
Audit & Program Review	3	1	2	3	0	0	0	2
Banking & Insurance	84	64	20	84	8	2	6	6
Business Legislation	69	54	15	66	6	4	5	4
Corrections (Jt. Select)	24	18	6	24	1	2	3	2
Education	80	69	11	80	2	0	8	1
Energy & Natural Resources	130	96	34	127	20	4	6	8
Fisheries & Wildlife	61	57	4	61	2	0	2	0
Housing & Economic Development	33	22	11	31	5	2	2	4
Human Resources	99	80	19	97	13	0	6	0
Judiciary	175	125	50	172	12	10	21	17
Labor	57	55	2	57	2	0	0	0
Legal Affairs	137	117	20	132	7	2	10	3
Marine Resources	37	35	2	37	0	0	1	1
Rules (Jt. Select)	1	0	1	1	0	0	0	1
State & Local Government	146	108	38	143	22	1	13	3
Taxation	127	99	28	126	3	5	0	25
Transportation	77	70	7	77	2	0	3	2
Utilities	72	54	18	71	4	2	12	2
Total	1,524	1,212	312	1,496	113	35	106	93

Legislative Council
Requests to Carry Over Bills
to the Next Special Session

May 27, 1993

DB: TEST6
RPT: SPEC04

Committee Name	Title	Sponsors
Aging, Retirement & Veterans L.D. 1117	An Act to Improve the Functions and Operations of the Maine State Retirement System	WENTWORTH
Banking & Insurance L.D. 1444	An Act to Provide Choice within the Maine State Employee Health Insurance Program	RYDELL
L.D. 1521	An Act Related to Multiple-employer Welfare Arrangements	CARLETON
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L.D. 1471	An Act to Amend the Licensure Requirements for Nurses	PENDLETON PARADIS J
L.D. 1493	An Act to Enable the Creation of the Volunteer Social Workers' Project	BRENNAN
L.D. 1500	An Act to Consolidate Certain State Functions and Create the Board of Licensing Counseling Professionals	BUSTIN
Corrections (Jt. Select) L.D. 1181	An Act to Establish a Demonstration Project Transferring County Jail Operations to the State	PLOURDE DUTREMBLE D
L.D. 1497	Resolve, to Prevent the Improper Use of Correctional Facilities	BUSTIN
Energy & Natural Resources L.D. 990	An Act to Supplement Environmental Enforcement	COLES
L.D. 1446	An Act to Establish an Ambient Water Toxins Program	COLES
L.D. 1479	An Act to Identify Laboratories Subject to the Laboratory Certification Program	DUTREMBLE D CARPENTER
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Housing & Economic Development L.D. 1361	An Act to Define Responsibilities of the Commission on Biotechnology and Genetic Engineering	WHITCOMB

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Judiciary		
L.D. 1194	RESOLUTION, Proposing an Amendment to the Constitution of Maine Repealing the Requirement of Grand Jury Review for Noncapital Crimes	
L.D. 1227	An Act to Define the Liability of Gas Utilities and Natural Gas Pipeline Utilities	BUTLAND
L.D. 1289	An Act to Prevent Diversion of Solid Waste	HOGLUND
L.D. 1354	An Act to Implement the Recommendations of the Commission to Study the Future of Maine's Courts	
L.D. 1371	An Act to Implement the Recommendations of the Special Commission on Governmental Restructuring Pertaining to the Judicial Branch	CONLEY LIPMAN
L.D. 1463	An Act to Permit Collection of Public Assistance Overpayments by Administrative Process	BUTLAND
L.D. 1499	An Act to Expedite the Establishment of Administrative Child Support Orders	HANLEY
L.D. 1511	An Act to Legalize Marijuana for Medicinal Purposes	LARRIVEE
L.D. 1514	An Act to Promote Family Financial Responsibility through More Effective Child Support Enforcement	HARRIMAN
L.D. 1522	An Act to Establish Limited Liability Corporations and Set Their Tax Rate as Other Corporations	DORE CONLEY
Legal Affairs		
L.D. 1495	An Act to Amend the Laws Governing Inspection of Ballots	DIPIETRO
L.D. 1506	An Act to Amend the Laws Governing Municipal Elections	SIMONDS
State & Local Government		
L.D. 1472	An Act to Reorganize State Government	CARROLL
Taxation		
L.D. 963	An Act to Promote the Use of Reusable Bags in the Purchase of Groceries	PENDEXTER
L.D. 1061	An Act to Clarify Various Tax Procedures and to Protect Taxpayer Rights	NADEAU
L.D. 1199	An Act to Redefine Nonprofit Status in the Sales and Use Tax Law	PLOURDE

Committee NameTitleSponsors

L.D. 1447

An Act to Conform Maine Income Tax Laws and Rules to the
Internal Revenue Code

SIMONEAU

L.D. 1476

An Act to Establish Economic Recovery Tax Credits

ESTY
DOREUtilities

L.D. 357

An Act to Exempt Employees of the Public Utilities
Commission from Furlough and Shutdown Days

CLEVELAND

L.D. 1538

An Act to Establish Curtailable Load Retention Service

LAWRENCE
LEMONT

— End of Report —

Carry Over Requests
Approved by the
Legislative Council
as of
May 27, 1993

DB: TEST6
RPT: SPEC06

Committee Name	Title	Sponsors	Date Approved/Action
Aging, Retirement & Veterans			
L.D. 232	An Act to Increase the Earnings Cap of a Disability Retirement Benefit	NORTON	05/11/93
L.D. 1058	An Act to Clarify Mandatory Coverage Requirements for Participating Local Districts within the Maine State Retirement System	SAXL BALDACCI	05/11/93
L.D. 1117	An Act to Improve the Functions and Operations of the Maine State Retirement System	WENTWORTH	05/27/93
L.D. 1245	An Act Related to Disability Retirement under the Maine State Retirement System	TUFTS	05/19/93
L.D. 1308	An Act to Provide Equitable Representation on the Board of Trustees of the Maine State Retirement System	MARTIN J	05/19/93
L.D. 1389	An Act to Restructure the Department of Defense and Veterans' Services	MORRISON	05/19/93
L.D. 1411	An Act Concerning the Eligibility of Children of Disabled Veterans to Obtain Education Benefits	SUMMERS	05/11/93
L.D. 1458	An Act to Clarify the Role and Purpose of the Maine State Retirement System	TITCOMB	05/19/93 WS 5/20
Agriculture			
L.D. 664	An Act to Amend the Authority of the State Harness Racing Commission to Contract for Certain Services	TARDY	05/19/93
Banking & Insurance			
L.D. 44	An Act to Allow 3rd-party Reimbursement for Counseling Professionals	MORRISON	05/19/93
L.D. 1062	An Act to Ensure Equitable Insurance Practices	KILKELLY	05/19/93
L.D. 1115	An Act to Require Insurers to Obtain Written Consent from the Policy Owner before Transferring a Policy to Another Insurer	CARLETON	05/11/93
L.D. 1437	Resolve, to Require That Doctors of Chiropractic Be Included as Select Physicians in the Maine State Employees Health Plan	JOSEPH	05/19/93
L.D. 1444	An Act to Provide Choice within the Maine State Employee Health Insurance Program	RYDELL	05/27/93

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 1480	An Act to Reduce Energy Costs and Improve the State's Air Quality	CLEVELAND	05/19/93
L.D. 1491	An Act Concerning Preferred Provider Arrangements	DAGGETT	05/19/93
L.D. 1521	An Act Related to Multiple-employer Welfare Arrangements	CARLETON	05/27/93
Business Legislation			
L.D. 720	An Act to License Athletic Trainers	KNEELAND	05/11/93
L.D. 1070	An Act to Increase Access to and Affordability of Mental Health and Substance Abuse Treatment Services	BUSTIN	05/11/93
L.D. 1151	An Act to Amend the Laws Regulating the Practice of Optometry	HOGLUND	05/11/93
L.D. 1185	An Act to Increase Access to Primary Care by Redefining the Practice of Advanced Nursing	MCCORMICK	05/27/93
L.D. 1312	An Act to Regulate Nonsewered Toilet Systems	LIBBY J L	05/19/93
L.D. 1379	An Act to Grant Conditional Licensure to Social Work Graduates from Schools That Are Awaiting Accreditation	DORE	05/19/93
L.D. 1471	An Act to Amend the Licensure Requirements for Nurses	PENDLETON PARADIS J	05/27/93
L.D. 1493	An Act to Enable the Creation of the Volunteer Social Workers' Project	BRENNAN	05/27/93
L.D. 1500	An Act to Consolidate Certain State Functions and Create the Board of Licensing Counseling Professionals	BUSTIN	05/27/93
Corrections (Jt. Select)			
L.D. 421	An Act Concerning Split Sentences	HANDY	05/11/93
L.D. 733	An Act to Amend the Laws Governing Protective Custody	CLEVELAND	05/11/93
L.D. 901	An Act to Reinstate a System of Parole	HOLT BUSTIN	05/11/93
L.D. 1181	An Act to Establish a Demonstration Project Transferring County Jail Operations to the State	PLOURDE DUTREMBLE D	05/27/93
L.D. 1497	Resolve, to Prevent the Improper Use of Correctional Facilities	BUSTIN	05/27/93
Education			
L.D. 112	An Act to Amend the Role of the State Board of Education	NORTON	05/19/93
L.D. 809	An Act Relating to Conferring of Degrees by the Research Institute for Semiological Mathematics	CATHCART O'DEA	05/19/93

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 897	An Act to Amend the School Finance Act of 1985	MARTIN J	05/19/93
L.D. 911	An Act to Require State Funding for All Special Education Costs That Exceed Double the State Average Tuition Rates	COFFMAN	05/19/93
L.D. 924	An Act to Amend the School Funding Formula	SKOGLUND PINGREE	05/19/93
L.D. 939	An Act to Provide Equitable School Funding	DUTREMBLE D BRANNIGAN ROWE	05/19/93
L.D. 1146	An Act to Provide Additional Funds to Educate Certain At-risk Students	ROWE PARADIS J TOWNSEND E	05/19/93
L.D. 1435	An Act to Guarantee Equal Access and Nondiscrimination to All Students Enrolled in Approved Equivalent Instruction Programs	COFFMAN	05/19/93
Energy & Natural Resources			
L.D. 49	An Act to Set Reasonable Dioxin Levels	GRAY	05/11/93
L.D. 356	An Act to Establish the Advisory Council on Energy and the Environment	GRAY	05/11/93
L.D. 554	An Act to Establish Mediation to More Efficiently and Fairly Enforce the State's Environmental Laws	MELENDY	05/11/93
L.D. 796	An Act Regarding the Motor Vehicle Emission Inspection Program	TITCOMB	05/19/93
L.D. 923	An Act to Amend the Underground Oil Storage Tank Replacement Fund	JACQUES LUDWIG	05/11/93
L.D. 990	An Act to Supplement Environmental Enforcement	COLES	05/27/93
L.D. 1290	An Act to Amend the Shoreland Zoning Laws	ST. ONGE	05/19/93
L.D. 1446	An Act to Establish an Ambient Water Toxins Program	COLES	05/27/93
L.D. 1479	An Act to Identify Laboratories Subject to the Laboratory Certification Program	DUTREMBLE D CARPENTER	05/27/93
L.D. 1487	An Act to Improve Environmental Protection and Support Economic Development under the State's Land Use Laws	JACQUES DUTREMBLE D	05/27/93
Fisheries & Wildlife			
L.D. 1211	An Act Concerning Habitual Offenders under the Fish and Wildlife Laws	MARSH SUMMERS JACQUES	05/19/93

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 1382	An Act to Strengthen the Landowner Relations Program	REED G	05/19/93
Housing & Economic Development			
L.D. 445	An Act to Ensure the Proper Installation of Manufactured Homes	PLOURDE	05/19/93
L.D. 1361	An Act to Define Responsibilities of the Commission on Biotechnology and Genetic Engineering	WHITCOMB	05/27/93
L.D. 1385	An Act to Provide One Centralized Location for Obtaining Permits	WINN BUSTIN MICHAEL	05/27/93
L.D. 1399	An Act to Encourage Residential Energy Efficiency	HEESCHEN	05/19/93
Human Resources			
L.D. 562	An Act to Reestablish the Maine Committee on Aging	VOSE TREAT	05/19/93
L.D. 690	An Act Related to Special Education Costs	BRANNIGAN PARADIS J	05/19/93
L.D. 755	An Act to Improve Access to Pharmaceuticals for Rural Health Center Patients	MARTIN J	05/19/93
L.D. 999	An Act to Establish the Child Assistance Demonstration Program	CATHCART PARADIS J	05/19/93
L.D. 1026	An Act to Clarify the Requirements of Disclosure of Information Pertaining to Mentally Disabled Clients	FITZPATRICK	05/19/93
L.D. 1503	An Act to Encourage People in the State to Plan for Long-term Care	DUTREMBLE D BERUBE PINEAU	05/19/93
Judiciary			
L.D. 116	An Act to Amend the Maine Health Security Act	MICHAUD	05/19/93
L.D. 120	An Act to Cover Employees of the Maine National Guard under the Maine Human Rights Act and the Whistleblowers' Protection Act	FARNSWORTH	05/19/93
L.D. 293	An Act Regarding Wrongful Death Actions	FARNSWORTH	05/19/93
L.D. 450	An Act to Expand Protection to Persons with Mental Illness and Mental Retardation	GEAN	05/19/93
L.D. 600	An Act to Authorize the Experimental Use of Video Telecommunication for Arraignment	BRENNAN	05/19/93
L.D. 763	An Act to Provide a Remedy for a Violation of the Lead Poisoning Control Act	CONLEY	05/19/93

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 776	An Act to Repeal Certain Provisions of the Maine Health Security Act	MARTIN J	05/19/93
L.D. 840	An Act to Protect Maine Businesses and Consumers from Unfair and Deceptive Trade Practices	HARRIMAN GWADOSKY	05/19/93
L.D. 880	An Act to Establish a Limit on Noneconomic Damages in Medical Malpractice Actions	BERUBE	05/19/93
L.D. 942	An Act to Amend the Adoption Laws	CAHILL	05/19/93
L.D. 983	An Act to Exempt Owners of Shooting Ranges from any Civil or Criminal Action Relating to Noise Pollution	MARSH	05/19/93
L.D. 1186	An Act to Modify Joint and Several Liability in Medical Malpractice Actions	BERUBE	05/19/93
L.D. 1194	RESOLUTION, Proposing an Amendment to the Constitution of Maine Repealing the Requirement of Grand Jury Review for Noncapital Crimes		05/27/93
L.D. 1227	An Act to Define the Liability of Gas Utilities and Natural Gas Pipeline Utilities	BUTLAND	05/27/93
L.D. 1243	An Act Concerning Child Sexual Abuse Laws	CLARK	05/19/93
L.D. 1276	An Act to Improve the Operation of Prelitigation Screening Panels	CATHCART	05/19/93
L.D. 1289	An Act to Prevent Diversion of Solid Waste	HOGLUND	05/27/93
L.D. 1300	An Act Regarding Disorderly Conduct	MARTIN J	05/19/93
L.D. 1354	An Act to Implement the Recommendations of the Commission to Study the Future of Maine's Courts		05/27/93
L.D. 1369	An Act to Abolish Secrecy in the Courts on Matters of Public Health or Safety	CONLEY	05/19/93
L.D. 1371	An Act to Implement the Recommendations of the Special Commission on Governmental Restructuring Pertaining to the Judicial Branch	CONLEY LIPMAN	05/27/93
L.D. 1407	An Act Concerning Primary Care and Parental Rights and Responsibilities in Cases of Domestic Abuse	CATHCART	05/19/93
L.D. 1413	An Act to Create a Noneconomic Damages Award Act	CIANCHETTE	05/19/93
L.D. 1414	An Act to Modify the Legal Doctrine of Joint and Several Liability	CIANCHETTE	05/19/93

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 1420	An Act Concerning the Terminally Ill	CAHILL	05/19/93
L.D. 1436	An Act to Eliminate the Statute of Limitation in Child Molestation Cases	PARADIS P FOSTER	05/19/93
L.D. 1463	An Act to Permit Collection of Public Assistance Overpayments by Administrative Process	BUTLAND	05/27/93
L.D. 1499	An Act to Expedite the Establishment of Administrative Child Support Orders	HANLEY	05/27/93
L.D. 1511	An Act to Legalize Marijuana for Medicinal Purposes	LARRIVEE	05/27/93
L.D. 1514	An Act to Promote Family Financial Responsibility through More Effective Child Support Enforcement	HARRIMAN	05/27/93
L.D. 1522	An Act to Establish Limited Liability Corporations and Set Their Tax Rate as Other Corporations	DORE CONLEY	05/27/93
Legal Affairs			
L.D. 748	An Act Related to Third Parties	HEESCHEN	05/19/93
L.D. 996	An Act to Eliminate Seasonal Liquor Stores	STEVENS A	05/19/93
L.D. 1114	An Act to Amend the Laws Governing the Training and Certification of Law Enforcement Officers	KONTOS	05/19/93
L.D. 1198	An Act to Amend the Laws Governing Elections and Nominations by Political Parties	ROWE	05/19/93
L.D. 1251	Resolve, Authorizing Stephanie Burton to Sue the Town of Freeport	MITCHELL J	05/19/93
L.D. 1295	An Act to Amend the Laws Pertaining to the Protestant Episcopal Church	CATHCART	05/19/93
L.D. 1310	An Act to Promote Professionalism in the Law Enforcement Community	KETTERER HARRIMAN	05/19/93
L.D. 1324	An Act to Create Statewide Arrest Powers for Municipal Law Enforcement Officers	LAWRENCE	05/19/93
L.D. 1393	An Act to Assist in Crime Prevention	DONNELLY	05/19/93
L.D. 1453	An Act to Make Changes in the Manufactured Housing Laws	BUSTIN	05/19/93
L.D. 1495	An Act to Amend the Laws Governing Inspection of Ballots	DIPIETRO	05/27/93
L.D. 1506	An Act to Amend the Laws Governing Municipal Elections	SIMONDS	05/27/93

Committee Name	Title	Sponsors	Date Approved/Action
Marine Resources			
L.D. 1304	An Act Concerning Commercial Divers	TOWNSEND G VOSE	05/11/93
State & Local Government			
L.D. 691	RESOLUTION, Proposing an Amendment to the Constitution of Maine to Increase the Availability of Legislative Participation	HANLEY	05/19/93
L.D. 698	RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require That Certain Officers Be Appointed by the Governor	BUTLAND	05/19/93
L.D. 807	An Act Regarding Records of Notaries Public	FAIRCLOTH	05/19/93
L.D. 952	An Act to Increase the Number of Cumberland County Commissioners	MITCHELL J	05/19/93
L.D. 1140	An Act to Require Renegotiation of State Leases for Real Property	JOSEPH	05/19/93
L.D. 1187	RESOLUTION, Pursuant to Article IV, Part Third, Section 15 of the Constitution of Maine Calling a Constitutional Convention to Propose Amendments to the Constitution	MARTIN J	05/19/93
L.D. 1212	An Act to Require the Bureau of the Budget to Monitor Federal Legislation to Determine the Cost of Implementing Legislation at Local and State Levels	KILKELLY	05/19/93
L.D. 1408	An Act to Create a Body Politic and Corporate by the Name of Great Diamond Island Village Corporation	ADAMS	05/19/93
L.D. 1421	An Act to Separate Cushings Island in Casco Bay from the City of Portland and to Create the Cushings Island Village Corporation as Part of the Town of Long Island	CONLEY	05/19/93
L.D. 1425	An Act to Separate Little Diamond Island in Casco Bay from the City of Portland and to Create the Little Diamond Island Village Corporation as Part of the Town of Long Island	CONLEY	05/19/93
L.D. 1429	Resolve, to Establish a Commission to Study the Size of the Legislature	JOSEPH	05/19/93
L.D. 1448	An Act to Separate Peaks Island and Certain Other Islands in Casco Bay from the City of Portland	ADAMS	05/19/93
L.D. 1472	An Act to Reorganize State Government	CARROLL	05/27/93
L.D. 1494	An Act to Require the Utilization of an Owner's Representative on State Government Construction Contracts	CAMPBELL	05/19/93

Committee Name	Title	Sponsors	Date Approved/Action
Taxation			
L.D. 963	An Act to Promote the Use of Reusable Bags in the Purchase of Groceries	PENDEXTER	05/27/93
L.D. 1061	An Act to Clarify Various Tax Procedures and to Protect Taxpayer Rights	NADEAU	05/27/93
L.D. 1199	An Act to Redefine Nonprofit Status in the Sales and Use Tax Law	PLOURDE	05/27/93
L.D. 1447	An Act to Conform Maine Income Tax Laws and Rules to the Internal Revenue Code	SIMONEAU	05/27/93
L.D. 1476	An Act to Establish Economic Recovery Tax Credits	ESTY DORE	05/27/93
Transportation			
L.D. 324	An Act to Clarify the Rights of Water Utilities with Respect to Water Lines Passing in or through Railroad Rights-of-way	FARNSWORTH	05/11/93
L.D. 841	An Act to Revise and Recodify the Maine Revised Statutes, Title 29		05/11/93
L.D. 1152	An Act to Clarify the Authority of the Department of Transportation to Determine Condition of Property Prior to Acquiring	STROUT	05/11/93
Utilities			
L.D. 305	An Act to Require the Public Utilities Commission to Include Externalities in Least-cost Planning Procedures	KONTOS	05/11/93
L.D. 357	An Act to Exempt Employees of the Public Utilities Commission from Furlough and Shutdown Days	CLEVELAND	05/27/93
L.D. 530	An Act to Allow Public Utilities to Develop Economic Development Rates	MORRISON VOSE	05/11/93
L.D. 661	An Act to Amend the Charter of the Passamaquoddy Water District	CLARK CLEVELAND	05/11/93
L.D. 1007	An Act to Enhance Competition in Electric Utilities	CARPENTER	05/11/93
L.D. 1037	An Act to Cause the Renegotiation of Utility Contracts for Electric Power Generated at Private Facilities	CARPENTER	05/11/93
L.D. 1119	An Act to Deregulate Consumer-owned Electric Utilities	PARADIS J CLARK	05/11/93
L.D. 1406	An Act Pertaining to Pole Attachment Rate Disputes	CASHMAN	05/11/93
L.D. 1419	An Act to Amend the Laws Concerning Emergency 911	VOSE	05/19/93

<u>Committee Name</u>	<u>Title</u>	<u>Sponsors</u>	<u>Date Approved/Action</u>
L.D. 1475	An Act to Deregulate Consumer-owned Water Utilities	VOSE	05/19/93
L.D. 1482	An Act to Improve the Business Climate in the State by Making Power Available at a Lower Rate	VIGUE	05/19/93
L.D. 1483	An Act Regarding Cable Television	ADAMS	05/19/93
L.D. 1502	An Act to Identify Potential Costs of Utility Projects to Municipalities and Corporations That Provide Services to Municipalities	DUTREMBLE D	05/19/93
L.D. 1538	An Act to Establish Curtailable Load Retention Service	LAWRENCE LEMONT	05/27/93

— End of Report —

**LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
FIRST REGULAR SESSION
May 26, 1993**

Action

SPONSOR: Sen. Foster

LR 2387 An Act to Authorize the Ellsworth School Department
 to Do a Land Exchange to Avoid Wetlands and Ledge
 Discovered During Project Development of the New
 Ellsworth High School

SPONSOR: Rep. Young

LR 2385 An Act to Authorize the Creation of a Magnet School
 in Limestone

JOINT RESOLUTION

SPONSOR: Rep. Skoglund

LR 2386 JOINT RESOLUTION MEMORIALIZING THE UNITED STATES
 POSTAL SERVICE TO ADDRESS THE CLOSURE OF THE UNITED
 STATES POST OFFICE IN THE VILLAGE OF ST. GEORGE

SPONSOR: Rep. Taylor

LR 2389 JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND
 CONGRESS OF THE UNITED STATES TO DIRECT THE ENVIRONMENTAL
 PROTECTION AGENCY TO IMPLEMENT A 5-YEAR MORATORIUM ON ALL
 RULEMAKING WHICH PERTAINS TO THE SAFE DRINKING WATER ACT

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Townsend, George A.

**TABLED
05/19/93**

LR 2376 An Act to Clarify the Laws Governing HIV Testing of
 Sexual Offenders

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REQUESTS TO INTRODUCE LEGISLATION
FIRST REGULAR SESSION
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Action

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05/19/93**

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ADDENDUM

**LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
FIRST REGULAR SESSION
May 27, 1993**

Action

SPONSOR: Rep. Oliver

**LR 2293 An Act to Prohibit Discrimination in the Assignment
of School Attendance Areas**

ADDENDUM II

**LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
FIRST REGULAR SESSION
May 27, 1993**

Action

SPONSOR: Sen. Pingree

**LR 2393 An Act to Amend the Laws Governing the Board of
Funeral Service**