

# MAINE STATE LEGISLATURE

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Lynn Randall  
Legislative Council Info.

REP. DAN A. GWADOSKY  
CHAIR



SEN. DENNIS L. DUTREMBLE  
VICE-CHAIR

STATE OF MAINE

116th LEGISLATURE

LEGISLATIVE COUNCIL

SEN. DONALD E. ESTY, JR.  
SEN. PAMELA L. CAHILL  
SEN. 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

## MEETING SUMMARY

**Monday, December 27**

**Approved January 20, 1994**

### CALL TO ORDER

The Chair, Rep. Gwadosky, called the Council meeting to order at 1:45 p.m.

### ROLL CALL

#### Senators:

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

#### Representatives:

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

#### Legislative Officers:

Sally Tubbesing, Executive Director,  
Legislative Council  
Lynn Randall, State Law Librarian  
John Wakefield, Director, Office of  
Fiscal and Program Review  
Martha Freeman, Director, Office of  
Policy and Legal Analysis  
Margaret Matheson, Revisor of Statutes  
Joy O'Brien, Secretary of the Senate  
Joseph Mayo, Clerk of the House

### SECRETARY'S REPORT

The Summary of the November 6, 1993, Council meeting was approved and placed on file. (Motion by President Dutremble; second by Speaker Martin; unanimous).

## EXECUTIVE DIRECTOR'S REPORT

Sally Tubbesing presented the following items to the Council for review:

### Item #1: Personnel Actions

Ms. Tubbesing reported that the following individuals had been hired to fill existing vacancies in the Office of the Revisor pursuant to previous authorization by the Council:

- John Selberg, Paralegal Assistant (job share)
- Margaret Jones, Proofreader (session)
- Maryann White, Proofreader (full-time)

Ms. Tubbesing also reported that all of the non-partisan offices had experienced long-term absences of various staff members due to illness and that the Office Directors had made a considerable effort to reallocate work in order to maintain a "fast track" for bill drafting.

No formal Council action was required on this item.

### Item #2: "Disclaimer Statement" to be Added to LD's

Ms. Tubbesing drew members' attention to a memo in their agenda packets which presented proposed language for a statement which would appear on the last page of most printed bills. The statement, developed pursuant to the Council's direction at its November meeting, is designed to draw attention to the fact that the bill may require various technical and stylistic changes in addition to substantive amendments that the committee of reference develops.

In brief discussion, Speaker Martin asked that the statement be made more prominent.

The Council approved the statement by consensus, without a formal motion.

### Item #3: Bill Drafting Status

At Ms. Tubbesing's suggestion, the Chair, Rep. Gwadosky, asked Ms. Matheson to provide Council members with a brief report. Ms. Matheson noted that, with the support of staff in both the Office of Policy & Legal Analysis and the Office of Fiscal & Program Review, virtually all of

the 102 bills that had been designated by committees as priorities were drafted and currently out for sponsor review and signature. She further reported that only 60 of the total of 387 pending bill requests were still in the initial drafting stage.

President Dutremble suggested that time be set aside in both chambers the first week of the session for getting signatures on bills.

No Council action was required on this item.

**Item #4: Municipal Fiscal Notes**

Ms. Tubbesing drew Council members' attention to a draft letter from John Wakefield to members of the Legislature which described the refinements the Office had made in its procedures for collecting data to be used in preparing municipal fiscal notes. The Office of Fiscal & Program Review has selected a stratified sample of 25 towns in Maine that has been designed to reflect differences in population, geography and local budget.

No formal Council action was required.

## **REPORTS FROM COUNCIL COMMITTEES**

### **Committee on Total Quality Management in the Legislature**

The Chair, Rep. Gwadosky, who also chairs this Committee, reported that the Committee had continued to meet regularly. The Subcommittee to Review the Budget Process is using TQM tools to develop initial findings with the goal of presenting findings and recommendations to the Legislature during the session. Two other subcommittees are also pursuing specific issues under the auspices of the TQM Committee - a Subcommittee on Security in the State House and a Subcommittee on Orientation.

No Council action was required.

### **Committee on Review of the Audit Process**

Rep. Gwadosky reported that this committee, comprising Senators Bustin and Carpenter, Representative Whitcomb and himself, had had its initial meeting. The Committee had invited both the current chairs of the Audit & Program Review Committee, Sen. Cleveland and Rep. Erwin, former chairs, Bill Diamond and Neil Rolde, and Rep. Larrivee, who is currently serving as one of the liaisons to the Committee in its review of the Department of Corrections, to participate in this initial meeting. The Committee hopes to make recommendations to the Council later in January.

**Personnel Committee**

This item was tabled.

**OLD BUSINESS**

**Item #1: Remarks by the Bureau of General Services regarding the Structural Soundness of the State House.**

**Motion:** That the item be tabled. (Motion by Rep. Paradis; second by President Dutremble; unanimous).

**NEW BUSINESS**

**Item #1: Request for Council Authorization of a Meeting for the Human Services Committee to review the Greene Acres Manor case**

The Chair drew members' attention to the fact that the request was no longer needed since the Committee had taken this topic up on the same day it had met to review bill titles.

**Motion:** That the letter be placed on file. (Motion by President Dutremble; second by Rep. Paradis; unanimous).

**Item #2: Reports from Study Committees**

**a. Juvenile Corrections Task Force** (an adjunct committee to the Health and Social Services Transition Team)

**Motion:** That the report be accepted and placed on file. (Motion by Speaker Martin; second by Sen. Carpenter; unanimous).

**b. Task Force to Study the Safe Mobility of Maine's Aging Population**

**Motion:** That the correspondence from the Task Force's Chair be placed on file and that the Council Chair be directed to send a letter of thanks to Ms. Freund for her efforts. (Motion by Speaker Martin; second by Sen. Carpenter; unanimous).

**Item #3: Request from Subcommittee to Study Land Use Regulatory Reform for Extension of Reporting Deadline**

**Motion:** That the request be approved. (Motion by Speaker Martin; second by Rep. Paradis; unanimous).

**Item #4: 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.

**EXECUTIVE SESSION**

**Motion:** That the Council go into Executive Session for the purpose of discussing items related to personnel. (Motion by Speaker Martin; second by President Dutremble; unanimous).

The Council proceeded to go into Executive Session at 2:35 p.m.

**RECONVENE**

The Council reconvened its open meeting at 2:55 p.m., on the motion of Speaker Martin.

**Motion:** That the salaries of the respective Constitutional Officers and the State Auditor be restored to an amount that is equivalent to the currently-authorized amount of the step in which these individuals had last been placed by Council action. (Motion by Speaker Martin; second by Sen. Bustin; unanimous).

**Motion:** That step increases be awarded to the Clerk of the House and Assistant Clerk retroactive to their anniversary dates. (Motion by Rep. Gwadosky; second by Speaker Martin; unanimous).

**ANNOUNCEMENTS AND REMARKS**

Council members engaged in brief discussion of the schedule for the Second Regular Session. President Dutremble and Speaker Martin noted that they had tentatively set February 25 as the deadline for which all committees must have completed public hearings on all bills.

**ADJOURNMENT**

The Council meeting was adjourned at 3 p.m. by the Chair.