

# MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL  
July 31, 1995  
REVISED AGENDA**

Lynn Randall  
Legislative Council Info.

**CALL TO ORDER**

**ROLL CALL**

**SUMMARY OF JUNE COUNCIL MEETINGS**

(Summaries enclosed)

**EXECUTIVE DIRECTOR'S REPORT**

**REPORTS FROM COUNCIL COMMITTEES**

- a. Personnel Committee
- b. Committee on Total Quality Management in the Legislature and  
TQM Subcommittee on Rules

**OLD BUSINESS**

**NEW BUSINESS**

- Item #1: Maine Health Care Reform Commission: Presentation  
regarding Draft Proposals (letter from Robert B.  
Keller, M.D., Commission Chair)
- Item #2: Request from Joint Standing Committee on Education for  
Authorization to Pay A Portion of the Costs for the  
Services of a Professional Facilitator (memo from Sen.  
Small and Rep. Martin)
- Item #3: Request from the Council of State Governments for  
Payment of Dues for Fiscal Years 1996 and 1997
- Item #4: Memo from Rep. Heeschen Regarding Tobacco Smoke  
Pollution in the State House
- Item #5: Request from Senator Carpenter and Representative  
Kontos, Chairs, Joint Standing Committee on Utilities  
and Energy to conduct a Staff Study on Issues Related  
to Water District Charters

**ANNOUNCEMENTS AND REMARKS**

**ADJOURNMENT**

SEN. JANE A. AMERO  
CHAIR

REP. ELIZABETH H. MITCHELL  
VICE-CHAIR

Lynn Randall  
Legislative Council Info.

SEN. JEFFREY H. BUTLAND  
SEN. R. LEO KIEFFER  
SEN. MARK W. LAWRENCE  
SEN. BEVERLY MINER BUSTIN  
REP. DAN A. GWADOSKY  
REP. PAUL F. JACQUES  
REP. WALTER E. WHITCOMB  
REP. JOSEPH G. CARLETON, JR.

SARAH C. TUBBESING  
EXECUTIVE DIRECTOR

## 117th MAINE STATE LEGISLATURE

### LEGISLATIVE COUNCIL

## MEETING SUMMARY

**June 7, 1995**

**Approved July 31, 1995**

## CALL TO ORDER

The Chair, Senator Amero, called the Council to order at 1:25 p.m. in the Senate Chamber.

## ROLL CALL

<b>Senators:</b>	Sen. Kieffer, Sen. Bustin, Sen. Amero Absent: President Butland; Sen. Lawrence
<b>Representatives:</b>	Speaker Gwadosky, Rep. Jacques, Rep. Whitcomb, Rep. Mitchell, Rep. Carleton
<b>Legislative Officers:</b>	Sally Tubbesing, Executive Director, Legislative Council Lynn Randall, State Law Librarian John Wakefield, Director, Office of Fiscal and Program Review David Boulter, Director, Office of Policy and Legal Analysis Margaret Matheson, Revisor of Statutes May Ross, Secretary of the Senate Joseph Mayo, Clerk of the House Millicent MacFarland, Assistant Clerk of the House

## SECRETARY'S REPORT

**Motion:** That the Summaries of the May 22 and May 24 Council meetings be accepted and placed on file. (Motion by Speaker Gwadosky; second by Rep. Jacques; unanimous).

## EXECUTIVE DIRECTOR'S REPORT

None.

## REPORTS FROM COUNCIL COMMITTEES

### Committee on Computer Security and Access

Senator Kieffer, Committee Chair, reported that the Committee had scheduled a meeting the prior week -- and that he and Senator Lawrence had met briefly in the absence of the other members, Representatives Jacques and Whitcomb. He noted that he and Sen. Lawrence have asked Ms. Tubbesing to develop a working draft of a policy statement for the Committee's review and that the Committee will bring it to the full Council as soon as it has had a chance to work on it. The statement will address the following issues:

- The legitimate uses of legislatively-owned computers, as well as other equipment and supplies, including telephones, FAX machines, copiers, etc. The policy will also define uses that are not permissible. Sen. Kieffer noted that the law that the Legislature had enacted earlier this session addresses this issue, and will provide the foundation for the policy statement.
- System Security. Sen. Kieffer stated that the Committee members think it is critical that the Council adopt a formal policy regarding the provision of training and written materials to all legislative employees, as well as those legislators who use the computer system, regarding both the appropriate use of the system and procedures for ensuring security of files and documents on the system. These materials will deal with both records on our Wang mainframe and those that are created and stored either on "stand alone" PC's or on local office PC networks.

Finally, he noted the Committee will also continue to pursue the definition of what constitutes a "public record", and has asked Sally to explore specifically what other states have done regarding correspondence between legislators and constituents.

No Council action was required on this report.

## OLD BUSINESS

**Item #1: Request for Review of Agency Rules Pursuant to 5 MRSA § 377-A: Report from Joint Standing Committee on Human Resources**

Sen. Amero noted that the letter from the Committee Chairs was for the Council's information only.

No Council action was required on this item.

## NEW BUSINESS

- Item #1: Request to Assign the Joint Standing Committee on Business & Economic Development to a "Permanent" Hearing Room.**  
(Requested by Speaker Gwadosky on behalf of Representatives Cameron and Libby of Kennebunk)

Both Representatives Cameron and Libby were present at the meeting, and the Chair, Sen. Amero, recognized Rep. Libby, who reported that the Committee had been assigned to the various "undedicated" hearing rooms in the State Office Building throughout the session and noted that none of the rooms was "pleasant." He further noted that the Committee, which was the product of a merger of two smaller committees, had routinely attracted large audiences and proposed that two of the 3 unassigned hearing rooms be combined into one and refurbished. In the brief discussion that followed, Council members raised the following questions:

1. Would the Business & Economic Development Committee be willing to share the larger room with another committee? (Rep. Jacques). Rep. Libby responded affirmatively.
2. The cost of the proposed refurbishing (Sen. Bustin).
3. Whether the refurbishing of Room 113 several years ago had been paid for by the Legislature (Rep. Whitcomb). Ms. Tubbesing responded affirmatively.

**Motion:** That this item be referred to the Council's Committee on the Allocation of Improvement of Legislative Space. (Motion by Rep. Jacques; second by Sen. Kieffer; unanimous).

Rep. Mitchell indicated that she would convene the Committee to discuss this and other items once the Legislature had finally adjourned.

- Item #2: Letter from Senator Mills and Representative Treat Regarding Workload of the Joint Standing Committee on Judiciary**

**Motion:** That the letter be accepted and placed on file and that a letter be sent to the Committee expressing appreciation for their hard work. (Motion by Rep. Whitcomb; second by Speaker Gwadosky; unanimous).

- Item #3: Letter Regarding Commissioning of the Submarine USS Maine on July 25, 1995 (letter from Joseph R. Phillips, Director, Maine State Museum)**

Joseph R. Phillips, Director of the State Museum, was present and reported that the situation appears to have been resolved. The Governor has agreed to return one piece of silver to the U.S. Navy for the new submarine, U.S.S. Maine.

No Council action was required on this item.

**Item #4: Request from the Joint Standing Committee on Natural Resources to conduct a Study on Issues Relating to Dams**

**Motion:** That this item be tabled, so that it can be considered at the same time as other committee requests and pending statutory proposals to conduct interim studies.  
(Motion by Rep. Whitcomb; second by Sen. Bustin; unanimous).

**Item #5: Requests from Committees to Carry Bills Over to the Second Regular Session**

A list summarizing the Council's action is attached.

**Item #6: Requests to Introduce After Deadline Bills and Joint Resolutions**

The Council considered after deadline requests. A summary of the Council's action on these requests is attached to this meeting summary.

## **ANNOUNCEMENTS AND REMARKS**

Speaker Gwadosky noted that he and Senate President Butland had discussed the session schedule for the following week and had agreed that they would schedule full-day sessions since only one or two committees were still working. He then applauded the efforts of the staff in OPLA, Revisor and OFPR to get the Legislature to this point.

## **ADJOURNMENT**

The Council meeting was adjourned at 2:20 p.m. on the motion of Sen. Bustin (second by Rep. Carleton).



SEN. JANE A. AMERO  
CHAIR

REP. ELIZABETH H. MITCHELL  
VICE-CHAIR

SEN. JEFFREY H. BUTLAND  
SEN. R. LEO KIEFFER  
SEN. MARK W. LAWRENCE  
SEN. BEVERLY MINER BUSTIN  
REP. DAN A. GWADOSKY  
REP. PAUL F. JACQUES  
REP. WALTER E. WHITCOMB  
REP. JOSEPH G. CARLETON, JR.

SARAH C. TUBBESING  
EXECUTIVE DIRECTOR

## 117th MAINE STATE LEGISLATURE

### LEGISLATIVE COUNCIL

## MEETING SUMMARY

**June 30, 1995**

**Approved July 31, 1995**

### CALL TO ORDER

The Chair, Senator Amero, called the Council to order at 1:00 a.m. in the Taxation Committee Room.

### ROLL CALL

<b>Senators:</b>	President Butland, Sen. Lawrence, Sen. Kieffer, Sen. Amero Absent: Sen. Bustin,
<b>Representatives:</b>	Speaker Gwadosky, Rep. Jacques, Rep. Whitcomb, Rep. Mitchell, Rep. Carleton
<b>Legislative Officers:</b>	Sally Tubbesing, Executive Director, Legislative Council David Boulter, Director, Office of Policy and Legal Analysis

### SECRETARY'S REPORT

None.

## **EXECUTIVE DIRECTOR'S REPORT**

None.

## **REPORTS FROM COUNCIL COMMITTEES**

None.

## **OLD BUSINESS**

None.

## **NEW BUSINESS**

### **Item #1: Proposed Interim Studies**

Senator Amero drew members' attention to a listing of proposed interim studies. Most of these studies were proposed in bills that had reached the Appropriations Table. At Sen. Amero's request, Sally Tubbesing and David Boulter provided a brief overview of the studies contained in the list; and the Council proceeded to take action on each item. A summary of the Council's action is attached.

### **Item #2: Communication to Cabinet regarding the Budget**

Sen. Kieffer proposed that the Council members send a letter to all Department heads indicating that since all departments indicated that they could live within the recently-enacted FY 96-97 biennial budget, the Council would entertain no supplemental requests when the Legislature reconvened in January. Brief discussion followed.

The Council took no action on this item.

## **ANNOUNCEMENTS AND REMARKS**

None.

## **ADJOURNMENT**

The Council meeting was adjourned at 2:30 a.m.



MAINE HEALTH CARE REFORM COMMISSION

Robert B. Keller, M.D., Chairman  
Peter Hayes, Commissioner  
Neil Rolde, Commissioner

Telephone: 207-287-8220  
Fax: 207-287-6327

June 9, 1995

The Honorable Jane Amero  
Maine Senate  
State House Station 3  
Augusta, Maine 04333

Dear Senator Amero:

Over the past 10 months, the MHCRC has been working to respond to the mandates set for us by P.L. 707. We are currently in the process of finalizing our draft proposals and expect to release them, in report form, on July 5th. Over the course of the summer and early fall, we will gain further input on the plans through meetings with interested groups and through a series of public hearings. Our final recommendations will be submitted to the Governor and the Legislature in November and will be presented to the Legislature in the form of L.D.s next January.

We would be pleased to have the opportunity to meet with the Legislative Council to brief members on the draft proposals. Such a briefing might prove helpful to them as they evaluate the plans and begin to hear from constituents and colleagues on this issue.

We know that your schedule is very hectic at present; we would be happy to schedule a session around your availability, either now or sometime after the session ends. Please call me or Ellen Schneider, our Executive Director, at 287-8220 if we can provide you with any further information.

Sincerely,

A handwritten signature in black ink that reads "Robert Keller".

Robert B. Keller, M.D.  
Chairman



*Maine State Legislature*  
**OFFICE OF POLICY AND LEGAL ANALYSIS**

State House Station 13, Augusta, Maine 04333  
Telephone (207) 287-1670  
Telecopier (207) 287-1275

COPY

June 21, 1995

TO: Senator Jane Amero, Chair, Rep. Elizabeth Mitchell,  
Vice Chair, Legislative Council and Council Members

FROM: Senator Mary E. Small, Senate Chair  
Rep. John L. Martin, House Chair  
Joint Standing Committee on Education and Cultural  
Affairs

RE: Professional Facilitator

As you know, the Joint Standing Committee on Education and Cultural Affairs used a professional facilitator in our deliberations with the Governor on a new school funding formula. The Governor's Office has agreed to pay approximately one-half of the facilitator's fee.

We are requesting permission to pay the remaining balance from funds already allocated to the Legislature in FY95 for education research. (See attached bill, appropriation and fund balance information.)

Thank you for your consideration of our request.

Enclosure  
8274GEA

COPY

SENATE

HOUSE

MARY E. SMALL, DISTRICT 19, CHAIR  
I. JOEL ABROMSON, DISTRICT 27  
DONALD E. ESTY, JR., DISTRICT 29



JOHN L. MARTIN, EAGLE LAKE, CHAIR  
PETER A. CLOUTIER, SOUTH PORTLAND  
KATHLEEN STEVENS, ORONO  
MICHAEL F. BRENNAN, PORTLAND  
JULIE WINN, GLENBURN  
MABEL J. DESMOND, MAPLETON  
WENDY L. AULT, WAYNE  
ALVIN L. BARTH, JR., BETHEL  
JAMES D. LIBBY, SUXTON  
RODNEY W. McELROY, UNITY

MICHAEL HIGGINS, LEGISLATIVE ANALYST  
JULIE FORTIN, COMMITTEE CLERK

STATE OF MAINE

ONE HUNDRED AND SEVENTEENTH LEGISLATURE

COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

July 11, 1995

TO: Janice Cohen-Hird

FROM: Senator Mary E. Small, Senate Chair *meS*  
Rep. John L. Martin, House Chair *JLM*  
Joint Standing Committee on Education and Cultural Services

RE: Agreement for Professional Services

As a follow-up to our discussion in early May, following is an outline of our agreement concerning the scope of your work with the Education Committee and the terms of payment. If this is not consistent with your understanding of our agreement, please let us know as soon as possible. Thank you for your patience, and once again, for the fine work.

#### AGREEMENT

1. This agreement is by and between the Joint Standing Committee on Education and Cultural Affairs, 117th Legislature, the Governor's Office, and Janice Cohen-Hird.
2. Janice shall provide facilitation services during the First Regular Session to the Education Committee to aid the Committee in reaching an agreement on an improved education funding formula.
3. Facilitation services shall include leading meetings of the Committee, the Governor and the Commissioner of Education; planning work with the Governor's staff, Department of Education and Legislative staff; and preparation of any materials needed to assist the Committee.

Memo to Janice Cohen-Hird  
July 11, 1995  
Page Two

4. The Governor's office and the Education Committee shall share equally the expense for facilitation services at all meetings attended by the Committee, the Commissioner and the Governor.
5. The Education Committee shall pay for facilitation services provided to the Committee if the Governor is not in attendance.
6. Facilitation services shall be payable at a rate of \$100 per hour. Planning meetings, whether in person or by telephone, will not be included as billable hours.
7. Travel, toll and lunch expenses for Janice will be shared by the Education Committee and the Governor's Office in the same manner and proportion as facilitation services (see 4 and 5 above).
8. Janice will provide the Education Committee with an itemized bill for services upon completion of her work with the Committee. The work shall be completed by June 30, 1995.

8313WPPGEA

The Council of  
State Governments

Headquarters Office



*Chair*  
Asmblmyn. Robert C. Wertz, NY

*President*  
Gov. Mel Carnahan, MO

*Executive Director*  
Daniel M. Sprague

June 9, 1995

Ms. Sarah C. Tubbesing  
Executive Director  
Legislative Council  
State House Station #115  
Augusta, Maine 04333

*Headquarters Office*  
3560 Iron Works Pike  
P.O.Box 11910  
Lexington, KY 40578-1910  
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*Eastern Office*  
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New York, NY 10048  
(212) 912-0128

*Midwestern Office*  
641 E. Butterfield Rd.  
Suite 401  
Lombard, IL 60148  
(708) 810-0210

*Southern Office*  
The Lenox Building  
3399 Peachtree Rd., N.E.  
Suite 810  
Atlanta, GA 30326  
(404) 266-1271

*Western Office*  
121 Second St.  
4th Floor  
San Francisco, CA 94105  
(415) 974-6422

*Washington Office*  
Hall of the States  
444 N. Capitol St., N.W.  
Suite 401  
Washington, DC 20001  
(202) 624-5460

*Sack*  
Dear Mr. Tubbesing:

With the beginning of a new fiscal year, we request your assistance in authorizing payment to The Council of State Governments of Maine's proportionate dues for FY95-96. We have attached an invoice for the amount of \$60,200.

We at CSG are engaged in implementing a mission-focused range of activities resulting from our strategic planning process, which we believe will revitalize products and services to better assist states and territories in the development of sound public policy. Priority areas on which CSG will focus over the next year include state finances, fiscal capacity and economic development; environmental management and safety; health and health-related issues; corrections and criminal justice; ethics, elections and campaign finance; and structural change and institutional performance with an emphasis on state trends and innovations. We look forward to working closely with you on the complex challenges and exciting opportunities facing state legislative and executive leaders and their staff in the coming fiscal year.

In addition, we are making every effort at this time to recoup unpaid dues from the past five years from states which, due to financial hardship or otherwise, are in arrears. As yet, we have not diminished our services to states behind in their payments. Such collections will assist us to recover the costs of these products and strengthen our assistance to state leaders in the year ahead.

Ms. Sarah C. Tubbesing  
June 9, 1995  
Page 2

Also attached is an invoice for payment of any past-due amount and a copy of the policy adopted by CSG leadership at the Annual Meeting in December 1994 that would have ramifications for the level of CSG services enjoyed by states whose dues are in arrears. This policy becomes effective July 1, 1995. We strongly encourage you to take advantage of this opportunity to ensure that your dues are current.

Your state's support of the Council's programs along with the Eastern Regional Conference is very much appreciated. Should you desire additional information or if we may be of service in any way, please call me or our Business and Financial Operations office at 606-244-8123.

On behalf of The Council of State Governments, thank you for your continued support.

Sincerely yours,

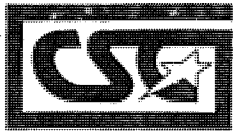


Daniel M. Sprague  
Executive Director

c: The Honorable Jeffrey Butland  
Representative Herbert Clark  
ERC Co-Chair Mike Fisher  
Mr. Alan Sokolow

The Honorable Dan Gwadosky  
ERC C-Chair Vic Lescovitz  
Mr. John Wakefield

P.S. Please note that invoices are enclosed with original letters only, and not with copies of letters.



# **The Council of State Governments**

P.O. Box 2167, Lexington, KY 40595-2167  
(606) 244-8000 Fax (606) 244-8001

**June 9, 1995**

**State of Maine  
Augusta, Maine**

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## **INVOICE**

**FOR: Contribution to the Council of State Governments for  
Fiscal Year July 1, 1995 - June 30, 1996.....\$60,200**

**(Federal Identification Number 36-6000818)**

***Thank You For Your Continued Support***

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# The Council of State Governments

P.O. Box 2167, Lexington, KY 40595-2167  
(606) 244-8000 Fax (606) 244-8001

June 9, 1995

State of Maine  
Augusta, Maine

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## INVOICE FOR PAST DUE AMOUNTS

Fiscal Year (July 1, 1991 - June 30, 1992).....\$51,700

TOTAL.....\$51,700

(Federal Identification Number 36-6000818)

*Thank You For Your Continued Support*

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## **THE COUNCIL OF STATE GOVERNMENTS**

### **POLICY REGARDING NON-PAYMENT OF STATE DUES**

#### **I. MANDATORY SANCTIONS**

- No CSG national meetings would be held in jurisdictions in arrears with CSG dues.
- No representatives from jurisdictions in arrears would be eligible to be a national officer.

#### **II. OTHER SANCTIONS TO BE ENFORCED AT THE DISCRETION OF THE CSG EXECUTIVE COMMITTEE**

- No representatives from jurisdictions in arrears would be eligible to participate in Toll Fellows Program.
- No representatives from jurisdictions in arrears would be eligible for CSG international exchanges.
- No CSG research or inquiry services would be provided to jurisdictions in arrears.
- Jurisdictions in arrears would receive no CSG publications.
- No representatives from jurisdictions in arrears would be eligible to serve on national committees.

This policy, effective as of July 1, 1995, was developed by the State Dues working subcommittee, approved by the Finance and Executive Committees at CSG's 1994 fall meeting, and passed by CSG's Governing Board at the 1994 Annual Meeting in Pinehurst, NC.

30 June 1995

MEMO re tobacco smoke pollution in the State House

FROM Rep Conrad Heeschen

TO Speaker of the House Dan Gwadosky

Clerk of the House Joseph Mayo

Director of the Legislative Council Sarah Tubbesing

When I spoke recently on the floor about smoking, restaurants, and the need to address ventilation, much of what I said could apply to the smoke pollution problem in the State House. I believe we have a serious problem with polluted air, due to smoking, and it is because we are not providing adequate ventilation where it is needed, and because we are not paying attention to basic principles of air flow. Thus, the smoking room and the smoking outside might as well be right in the rest of the building.

In a large, tall and open building like the State House, a natural air flow exists; relatively cooler air enters at lower levels and warmer air exits at higher levels. The dome and the chambers act as chimneys to enhance this flow and draw air up through the building. The resulting pressure differences are strong enough to overcome any half-hearted attempt to ventilate a space such as the smoking lounge, and draws much of the "outside" smoke inside.

The legislative retiring room this session has regularly been too smoky for me, as well as others, to use. The lobby and halls are also regularly too smoky for my comfort. I find I must breathe shallowly as I pass through. The House chamber has increasingly experienced considerable levels of low level air pollution.

The smoking room should have an exhaust fan strong enough to depressurize the space, even when the door and window are open. Otherwise, every time the door is opened, a large charge of smoke goes into the rest of the building. As it is, smoke continually leaks into the rest of the building through the cracks around the door. You can smell smoke at times in the majority office, but it is particularly bad in the retiring room.

The smoking room is not the only serious problem. I can avoid the retiring room, but I, and others I have spoken to, have also found it impossible to spend any time on the balcony of the State house this session. What should be a pleasant place to take a break is for all intents and purposes, a smoking room. I find it nearly impossible to get a breath of fresh air there. Moreover, in recent weeks this polluted air has on an almost continuous basis been drawn into the State House. This has generally been through the lobby doors. It is especially noticable whenever it is somewhat cooler outside. The "chimney effect" literally sucks that smoky air in. The lobby and halls then become, in effect, part of the smoking area.

We are also frequently experiencing smoke polluted air entering the east windows of the House chamber itself, especially with the southerly breezes we have had the last two weeks. It has been unpleasant to stand at these windows - the smoke is usually quite noticeable. Several Representatives have mentioned eye irritation, coughing, headaches, and general discomfort. I should not need to point out that it is generally unhealthy for the members of the House to have this source of pollution. Smoke is also noticeable coming in through the doors. As further evidence of the ease of movement of air in the State House, last week I noticed in the chamber the smell of cooked food; I determined that it had originated in the microwave behind the document room.

As I pointed out a few years ago in a memo about the problems of the smoking area in the Moose room, smoky air is continually being drawn into the building from where everyone smokes, including just outside the doors. It took a long time for the rank smell to dissipate and dissappear from the Moose room and the lower corridor of the State House.

Though the smoke may be somewhat diluted, it does not dilute the fact that we have a nearly constant flow of polluted air to the interior of the State House, and that the pollution has become increasiny apparent and prominent in recent weeks. This is because we have windows open all the time now and the relative temperatures are enhancing the flow. I have been told that there are more smokers this year than in recent years, and that may be contributing to the problem. In summary, we have a real problem and it should be addressed.

SENATE

DAVID L. CARPENTER, DISTRICT 33, CHAIR  
PHILIP E. HARRIMAN, DISTRICT 23  
JOHN J. CLEVELAND, DISTRICT 22

JON CLARK, LEGISLATIVE ANALYST  
PAULA B. THOMAS, COMMITTEE CLERK



STATE OF MAINE

HOUSE

CAROL A. KONTOS, WINDHAM, CHAIR  
HERBERT ADAMS, PORTLAND  
M. IDA LUTHER, MEXICO  
THOMAS E. POULIN, OAKLAND  
CONRAD HEESCHEN, WILTON  
GARY L. O'NEAL, LIMESTONE  
JOSEPH B. TAYLOR, CUMBERLAND  
F. THOMAS GIERINGER, JR., PORTLAND  
THEODORE M. POIRIER, SACO  
RICHARD I. STONE, BANGOR

ONE HUNDRED AND SEVENTEENTH LEGISLATURE

COMMITTEE ON UTILITIES AND ENERGY

June 30, 1995

Senator Jane Amero, Chair  
Legislative Council  
117th Maine Legislature


Dear Senator Amero:

We are writing to request a staff study on issues related to water district charters. This committee deals regularly with water district charters and a great deal of committee time is spent dealing with issues which could be avoided if a more streamlined process were in place. We would like staff to develop for our consideration next session boiler plate water district charter language which could be enacted into general law and which would thereby standardize water district creation.

We would request that staff work with committee member Senator John Cleveland to develop the appropriate language.

Thank you for your consideration of this request, if you have any questions, please let us know.

Sincerely,

  
David L. Carpenter  
Senate Chair

  
Carol A. Kontos  
House Chair

cc: Members, Legislative Council  
Members, Joint Standing Committee on Utilities and Energy

7454NRG

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



MAINE STATE LEGISLATURE  
OFFICE OF THE EXECUTIVE DIRECTOR  
LEGISLATIVE COUNCIL

July 13, 1995

TO: All Legislative Offices

FROM: Sally *Sally*

SUBJECT: Study Commissions that will be Staffed through the  
Legislative Council

The Legislature created a number of new study commissions during the First Regular Session. We have compiled 2 lists: 1) those that are to be staffed through the Legislative Council; and 2) those that have legislative members but have some other staffing arrangement. A copy of the list is enclosed for your information.

As in past years, we will have membership lists for each of these commissions available as soon as the appointments are made. Please call if you have questions.

Enclosure

# **117th LEGISLATURE/1st REGULAR SESSION**

## **INTERIM STUDIES**

**(Pursuant to statute or Legislative Council Action)**

**Note:** Appointments are still in process. Revised lists will be available as this information is updated.

For further information, call either the staff contact for a particular study or the Office of the Executive Director (287-1615).

**Revised: 7/17/95**

**117th MAINE LEGISLATURE/1ST REGULAR SESSION  
LEGISLATIVE COUNCIL**

**Statutory Studies**

<b>Study Commission</b>	<b>Members/Chair</b>	<b>Assigned Staff</b>	<b>Report Date</b>
<b>Commission on Property Rights &amp; the Public Health, Safety &amp; Welfare</b> (Chapter 45, Resolves of 1995)	24 members; 13 legislators	Margaret Reinsch; Patrick Norton OPLA	December 1, 1995 (to Judiciary Committee)
<b>Commission to Study Trespass Laws</b> (Chapter 53, Resolves of 1995)	16 members; 2 legislators	Deborah Friedman; Amy Holland OPLA	December 1, 1995 (to Legislature)
<b>Task Force to Review the Beverage Container Laws</b> (Chapter 52, Resolves of 1995)	6 members; 4 legislators	Deborah Friedman; John Knox OPLA	November 15, 1995 (to Business & Economic Development Committee)
<b>Task Force on Tax Increment Financing</b> (Chapter 51, Resolves of 1995)	13 members; 6 legislators	Kevin Madigan OFPR	December 15, 1995 (to Legislature)
<b>Work Group on Electric Industry Restructuring</b> (Chapter 48, Resolves of 1995)	18 members; 4 legislators	Jon Clark; Patrick Norton OPLA	November 1, 1995 (to Utilities & Energy Committee and the PUC)
<b>Commission to Study the Growth of Tax-Exempt Property in Maine's Towns, Cities, Counties and Regions and its Impact on those Budgets</b> (Chapter 47, Resolves of 1995)	21 members; 6 legislators	Kevin Madigan, OFPR Roy Lenardson, OPLA	February 2, 1996 (to Legislature)
<b>Judicial Compensation Commission</b> (Chapter 451, P.L. 1995)	3 members	Locke Kiermaier, OFPR Lisa Copenhagen, OPLA	by December 1 of each odd - numbered year.
<b>Task Force to Study the Operations of the Department of Inland Fisheries &amp; Wildlife</b> (Chapter 455, P.L. 1995)	8 members; 5 legislators	John Kelley; Darlene Shores-Lynch OPLA	December 1, 1995

Study Commission	Members/Chair	Assigned Staff	Report Date
<b>Commission on Higher Education Governance</b> (Chapter 395, P.L. 1995, Part Q)	11 members; 6 legislators	Michael Higgins OPLA	December 15, 1995 (to Legislature)
<b>Commission to Study Poverty Among Working Parents</b> (Chapter 418, P.L. 1995, Part B)	21 members; 4 legislators	Jane Orbeton; Carrie McFadden OPLA	November 15, 1996 (suspend during 2nd Regular)
<b>Assisted Living Task Force</b> (Chapter 362, P.L. 1995)	16 members; 2 legislators	Jane Orbeton; OPLA	February 15, 1996 (to Legislature)
<b>Commission to Study Options for Preserving the Dairy Industry in the State</b> (Chapter 35, Resolves of 1995)	13 members; 5 legislators	John Knox; Amy Holland OPLA	December 15, 1995 (to Agriculture, Conservation & Forestry Committee)
<b>Commission on Performance Budgeting</b> (Chapter 395, P.L. 1995, Part B)	13 members; 6 legislators	Jim Clair; OFPR	November 5, 1995 (to State & Local Gov't and Appropriations & Financial Affairs Committees)
<b>Education Research Institute</b> (Chapter 395, P.L. 1995, Part J)	8 members; 1 legislator	OPLA Contact: Michael Higgins	December 1, 1995 (Progress Report to Education Committee)
<b>Productivity Realization Task Force</b> (Chapter 99, P.L. 1995, Part D)	13 members; 4 legislators	Contract; Various departments	Report: 1st Report; (to Governor, Appropriations & Financial Affairs and State & Local Government Committees)
<b>Commission to Study Biotechnology &amp; Genetic Engineering</b> (Chapter 72, Resolves of 1993)	15 members; 2 legislators Chair: Hon. Beverly Daggett	John Kelley; Roy Lenardson	November 1, 1995 (to Legislature)
<b>Statutory Review of Sales Tax Exemptions</b>	Taxation Committee	Kevin Madigan	2nd Regular Session

## Staff Studies

### Study Topic

### Committee

### Assigned Staff

### Report

Issues related to Dam Abandonment  
and Dam Relicensing

Natural Resources

Jill Ippoliti;  
John Kelley  
OPLA

December 1, 1995

Formation of Limited Liability  
Partnerships (develop proposed  
redraft of LD 1358 for Judiciary  
Committee's review in January, 1996)

Judiciary

Margaret Reinsch  
OPLA

December 1, 1995

Recodification and Revision of  
Title 19, MRSA

Judiciary

Revisor's Office:  
(to be named)  
OPLA:  
Marion Hylan-Barr;  
Margaret Reinsch

December 1, 1995

**OTHER STUDY COMMISSIONS NOT STAFFED THROUGH THE LEGISLATIVE COUNCIL**

<b>Commission</b>	<b>Members/Chair</b>	<b>Staff</b>	<b>Report</b>
<b>Paper Industry Council</b> (Chapter 16, Resolves of 1995)	13 members; 2 legislators	DECD	February 15, 1996 (to Business & Economic Development Committee)
<b>Task Force on Alcoholic Beverage Sales</b> (Chapter 54, Resolves of 1995)	11 members; 4 legislators	Bureau of Alcoholic Beverage & Dept. Admin & Financial Services	December 1, 1995 (to Legal & Veterans Affairs Committee)
<b>Task Force on Naturopathy</b> (Chapter 49, Resolves of 1995)	9 members; no legislative representation specified	Dept. Professional & Financial Regulation	December 15, 1995 (to Business & Economic Development Committee)
<b>Maine Committee for Global &amp; Geographic Education</b> (Chapter 430, P.L. 1995)	19 members; 4 legislators	Not specified	Annually to Governor & Legislature
<b>Commission on the Economic Impact of Time-limited Aid to Families with Dependent Children Benefits</b> (Chapter 418, P.L. 1995, Part D)	9 members; no legislative representation specified	DHS	February 1, 1996 (to Human Resources Committee)
<b>Fish Hatchery Task Force</b> (Chapter 38; Resolves of 1995)	7 members; 2 legislators	Not specified	January 1, 1996 (to Legislature)
<b>Task Force to Monitor Deregulation of Hospitals</b> (Chapter 368, P.L. 1995, §W-12)	14 members; 6 legislators	MHCFC & DHS	December 15, 1995 (to Legislature)



*Maine State Legislature*  
**OFFICE OF POLICY AND LEGAL ANALYSIS**

State House Station 13, Augusta, Maine 04333

Telephone (207) 287-1670

Telecopier (207) 287-1275

July 26, 1995

TO: Senator Jane Amero, Chair  
Representative Elizabeth Mitchell, Vice Chair  
Legislative Council

FROM: Representative Carol Kontos  
Senator Philip Harriman  
Senator John Cleveland  
Representative Joseph Taylor  
Legislative members, Work Group on Electric Industry  
Restructuring

RE: **REQUEST FOR CLERICAL ASSISTANCE FOR UTILITY  
RESTRUCTURING STUDY**

---

On behalf of the Work Group on Electric Industry Restructuring, and in accordance with the authorization granted in Resolve 48 (copy attached), we would like to request that the Council appoint a clerical assistant for the Work Group.

The Work Group will need clerical assistance for the term of its work, which begins as soon as the first meeting is called by the Chair of the Council (early-mid August) and continues through at least November 1.

We would specifically request that Paula Thomas be appointed as clerk. She was clerk this year for the Utilities and Energy Committee. We have all worked with her, found to be an excellent clerk and believe she would be wonderfully suited to clerk the Work Group.

Thank you for your consideration.

cc: Members, Legislative Council  
Sally Tubbesing, Executive Director  
Teen Griffen

7480NRG

## STATE OF MAINE

IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-FIVE

S.P. 386 - L.D. 1063

Resolve, to Require a Study of Retail Competition in the  
Electric Industry

**Emergency preamble.** Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, it is immediately necessary to begin the study of an orderly transition to a competitive electric energy market to ensure that the transition is orderly and conducted in the best interests of the State; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

**Sec. 1. Study. Resolved:** That the Public Utilities Commission and the Work Group on Electric Industry Restructuring, which is created by this resolve, shall conduct a study of the electric industry in order to develop plans, consistent with the public interest, that establish guidelines and requirements for an orderly transition to a competitive market for retail purchases and sales of electric energy; and be it further

**Sec. 2. Issues. Resolved:** That the Public Utilities Commission and the work group shall study the issues associated with the orderly

transition to a competitive market for retail purchases and sales of electric energy, including at least the following:

1. How utility stranded investment is defined and calculated and how it will be dealt with;

2. How the regional marketplace and federal law affect the transition;

3. How the State's energy policy, including policies concerning conservation, use of renewable and indigenous resources and diversity of supply, will be affected;

4. How the State's environment and environmental policies will be affected;

5. How social policies, including low-income programs and universal service goals, will be affected;

6. How ratepayers, shareholders of investor-owned electric utilities, owners of consumer-owned electric utilities and other owners of energy resources will be affected;

7. How the State's economy will be affected;

8. How reliability of service will be affected;

9. How obligations of contracts will be affected;

10. How a system for the transmission, distribution and generation of electricity should be structured; and

11. To what extent protections against anticompetitive practices can be provided; and be it further

**Sec. 3. Work group created. Resolved:** That the Work Group on Electric Industry Restructuring, referred to in this resolve as the "work group," is established; and be it further

**Sec. 4. Work group membership; meetings; chair. Resolved:** That the work group consists of 18 members as follows:

1. Four Legislators who must be members of the Joint Standing Committee on Utilities and Energy, appointed jointly by the chairs of that committee;

2. One member representing the State Planning Office, appointed by the Governor;

3. The Public Advocate or the Public Advocate's designee;

4. One member representing the Public Utilities Commission, appointed by the chair of the commission;

5. One member representing Central Maine Power Company, designated by the president of the company;

6. One member representing Bangor Hydro-electric Company, designated by the president of the company;

7. One member representing Maine Public Service Company, designated by the president of the company;

8. One member representing the consumer-owned electric utilities, designated by Dirigo Electric Cooperative;

9. One member representing small business customers, appointed by the Governor;

10. One member representing the Industrial Energy Consumer Group, designated by that group;

11. One member representing the Conservation Law Foundation, appointed by the foundation;

12. One member representing the Independent Energy Producers of Maine, designated by that group;

13. One representative of Maine Yankee Atomic Power Company, designated by the president of the company; and

14. Two members appointed by the Governor representing the interests of low-income or elderly customers.

Appointments and designations must be made no later than 30 days following the effective date of this resolve. The appointing and designating entities shall notify the Executive Director of the Legislative Council upon making their appointments or designations.

When the appointment and designation of all members of the work group is completed, the chair of the Legislative Council shall call the work group together for its first meeting no later than July 30, 1995. The work group shall select a legislative member as chair; and be it further

**Sec. 5. Work group study; duties. Resolved:** That the work group shall examine at least the issues listed in section 2 of this resolve. To the extent the work group can reach agreement on how the issues should be dealt with, the work group shall

develop a plan for the orderly transition to a competitive market for retail purchases and sales of electric energy. The plan must identify all necessary regulatory and statutory changes. Any plan developed by the work group must be supported by at least 12 members of the work group. The work group shall identify all issues on which the work group can not come to agreement; and be it further

**Sec. 6. Staff. Resolved:** That the work group may request staffing assistance from the Legislative Council. The work group may also request clerical assistance from the Legislative Council; and be it further

**Sec. 7. Resources; procedures. Resolved:** That the work group may:

1. Seek and receive funding from governmental entities or from nonprofit organizations for all or portions of the costs of conducting the study. The work group may accept and spend funds only if approved by the Legislative Council and a majority of the work group members approve of the funding source. The Executive Director of the Legislative Council shall administer the work group's budget;

2. Collect and analyze relevant information and data;

3. Conduct literature searches;

4. Conduct legal research and prepare legal opinions on questions within the scope of the study;

5. Hold meetings at convenient times and locations; and

6. Seek and receive assistance and information from any agency of State Government; and be it further

**Sec. 8. Compensation. Resolved:** That the members of the work group who are Legislators are entitled to the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at the work group's meetings; and be it further

**Sec. 9. Work group report. Resolved:** That, unless an extension is approved by the Legislative Council, the work group shall present its findings in a report to the Second Regular Session of the 117th Legislature, the Joint Standing Committee on Utilities and Energy and the Public Utilities Commission no later than November 1, 1995; and be it further

**Sec. 10. Public Utilities Commission investigation. Resolved:** That the Public Utilities Commission shall conduct a study to develop at

least 2 plans for the orderly transition to a competitive market for retail purchases and sales of electric energy as follows:

1. A plan to achieve full retail market competition for purchases and sales of electric energy by the year 2000. The plan must identify all necessary regulatory and statutory changes. The plan must be accompanied by a detailed critique of the plan addressing at least the issues identified in section 2 of this resolve; and

2. A plan to achieve retail market competition for purchases and sales of electric energy wherever effective competition is likely and to maintain appropriate regulation in areas where it is determined to be necessary. The plan must identify all necessary regulatory and statutory changes. The plan must be accompanied by a detailed critique addressing at least the issues identified in section 2 of this resolve.

In each plan, the commission shall provide a range of estimates of the costs of each affected utility's stranded investment.

The commission shall incorporate into at least one of the plans it develops all portions of any plan developed by the work group that was supported by at least 12 members of the work group.

The commission shall identify the plan which the commission believes to be in the best interests of the State; and be it further

**Sec. 11. Commission process. Resolved:** That in conducting its study, the Public Utilities Commission:

1. Shall begin no later than January 1, 1996;

2. Has discretion to distinguish issues of policy, to be resolved by discussion and briefing, from issues of fact, to be resolved by normal evidentiary proceedings, including by stipulation. With respect to any issue of fact, or otherwise as the commission determines necessary, consistent with the time deadlines contained in this resolve, the commission may streamline the discovery and the hearing process to efficiently utilize the resources of the commission and the parties while ensuring the determination of facts necessary for its decision-making and for substantiating recommendations to the Legislature;

3. Shall examine information related to the issues listed in section 2 of this resolve that is available from other states and other countries on electric utility restructuring;

4. Shall examine information related to the issues listed in section 2 of this resolve that is available on transitions in other industry sectors from a highly regulated market to a competitive market;

5. To the extent possible, pursuant to its authority under the Maine Revised Statutes, Title 35-A, section 118 and any other provision of law, shall seek input from and share information with regulatory bodies and other entities in the other New England states and other states of the northeastern United States; and

6. Shall conduct a minimum of 4 hearings at different locations throughout the State to receive public comment; and be it further

**Sec. 12. Legal effect. Resolved:** That none of the findings of the Public Utilities Commission has legal effect.. The purpose of the study is to provide information to the commission in order to allow it to make informed decisions in developing its plans and to provide information to the Legislature in order to allow the Legislature to make informed decisions when it evaluates those plans; and be it further

**Sec. 13. Report. Resolved:** That no later than January 1, 1997, the Public Utilities Commission shall complete its study and submit a report of its findings, including the required plans and critiques, to the First Regular Session of the 118th Legislature and to the joint standing committee of the Legislature having jurisdiction over utilities matters; and be it further

**Sec. 14. Committee authority. Resolved:** That the joint standing committee of the Legislature having jurisdiction over utilities matters may, by unanimous or majority vote of the committee, report out legislation to the First Regular Session of the 118th Legislature on electric industry restructuring; and be it further

**Sec. 15. Appropriation. Resolved:** That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1995-96

## LEGISLATURE

### Work Group on Electric Industry Restructuring

Personal Services  
All Other

\$1,100  
1,500

Provides funds for the per diem and expenses of legislative members and miscellaneous costs of the Work Group on Electric Industry Restructuring.

**LEGISLATURE**  
**TOTAL**

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\$2,600

**Emergency clause.** In view of the emergency cited in the preamble, this resolve takes effect when approved.

Carry Over Requests  
Approved by the  
Legislative Council &  
as of  
July 17, 1995

Jt. Order S-P. 604  
Passed 6/30/95

DB: TEST7  
RPT: SPEC06

Committee Name	Title	Sponsors	Date Approved/Action
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Agriculture, Conservation and Forestry			
L.D. 572	An Act to Transfer Regulatory Control of Whitewater Rafting to the Department of Conservation's Bureau of Parks and Recreation	ROTONDI	05/24/95
L.D. 1267	An Act to Establish the Maine Outdoor Recreation Council	O'DEA	05/24/95
L.D. 1404	An Act to Amend the Law Regarding the Lease of Submerged Lands	KILKELLY GOULD	05/24/95
L.D. 1469	An Act to Reinstate the Maine Meat Inspection Act	KILKELLY	06/07/95
Appropriations and Financial Affairs			
L.D. 68	An Act to Increase Access to and Affordability of Mental Health and Substance Abuse Treatment Services by Providing Mandatory Reimbursement to Counseling Professionals who are Licensed to Assess and Treat Intrapersonal and Interpersonal	BUSTIN	06/30/95
L.D. 167	An Act to Decrease the Paperwork Burden on Maine Businesses by Decreasing the Number of Tax Filings for Retailers	FAIRCLOTH CARPENTER MITCHELL EH	06/30/95
L.D. 550	An Act to Clarify the Sales Tax Law Applicable to Packaging	CARPENTER	06/30/95
L.D. 642	An Act to Reestablish the Tax Credit for Intrastate Airlines	PARADIS	06/30/95
L.D. 671	An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 to Help Increase Fish Production at the State Hatcheries	KERR	06/07/95
L.D. 688	An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 to Provide Funding for the Public Access to Maine Waters Fund	MARTIN	06/07/95
L.D. 736	An Act to Exempt from the Sales Tax Automobile Equipment Necessary for Paraplegics or People Who are Confined to Wheelchairs	BOUFFARD	06/30/95
L.D. 811	Resolve, to Initiate an Outside Audit to Identify Savings and Duplicate or Unnecessary Programs within State Government	REED G	05/24/95

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 855	RESOLUTION, Proposing an Amendment to the Constitution of Maine to Limit State Spending and Establish a Reserve Fund	REED G	06/30/95
L.D. 1034	RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish a Future Budget Fund	PERKINS	06/29/95
L.D. 1042	An Act to Amend the Surface Water Ambient Toxics Monitoring Program	ETNIER	06/30/95
L.D. 1073	An Act to Exempt Goods Sold by Scouting Organizations from the Sales Tax BY REQUEST	SAVAGE	06/30/95
L.D. 1341	An Act to Limit the Use of Certificates of Participation	LEMKE	06/30/95
L.D. 1575	An Act to Authorize a General Fund Bond Issue in the Amount of \$3,000,000 to Encourage Agricultural Enterprises in Maine	CASSIDY KILKELLY	06/30/95
Banking and Insurance			
L.D. 183	An Act to Clarify Fresh Start Charges under the Workers' Compensation Laws	PLOWMAN	05/24/95
L.D. 690	An Act to Provide Family Security through Quality, Affordable Health Care	MARTIN	05/24/95
L.D. 752	An Act to Include Obstetricians and Gynecologists as Primary Care Providers	MILLS	05/24/95
L.D. 841	An Act to Amend the Approval Requirements for Medicare Supplement Insurance Policies	CARPENTER LORD	05/24/95
L.D. 887	An Act to Encourage Job Creation by Exempting Small Businesses from the Current Workers' Compensation System	WATERHOUSE	06/07/95
L.D. 1079	An Act to Improve Coverage for Women's Health Services	MITCHELL JE MCCORMICK	05/24/95
L.D. 1385	An Act to Ensure That Basic Health Care Needs of Women Are Covered in Insurance Policies	DONNELLY	05/24/95
L.D. 1512	An Act to Ensure Fairness and Choice to Patients and Providers under Managed Health Care	MCCORMICK AMERO LIBBY JD	05/24/95
L.D. 1513	An Act to Promote Additional Health Insurance Reform	GWADOSKY	05/24/95
Business and Economic Development			
L.D. 47	An Act to Make Pet Dealers Liable for the Sale of Dogs and Cats That Have Health Problems	VIGUE	05/24/95

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 947	An Act to Amend the Laws Pertaining to the Regulation of Denturists	MICHAUD	05/24/95
L.D. 1148	An Act to Amend the Social Work Practice Licensing Laws	AMERO	05/14/95
L.D. 1270	An Act to Redefine the Oil and Solid Fuel Board	HARRIMAN	05/24/95
Criminal Justice			
L.D. 659	An Act to Allow Charitable Solicitation by Law Enforcement Officers, Agencies and Associations	BAILEY	05/24/95
L.D. 1030	An Act to Provide Services to Adjudicated Young Women	JOHNSON	05/24/95
L.D. 1235	An Act to Transfer Juvenile Correctional Functions to the Department of Human Services	BRENNAN	05/24/95
L.D. 1294	An Act to Prohibit Home Repair Fraud and Establish Aggravated Penalties When the Victim Is an Older Person	GWADOSKY	05/24/95
L.D. 1457	An Act to Discourage the Spread of "Crack" Cocaine	BUNKER	05/24/95
L.D. 1510	An Act to Make Comprehensive Changes to the Sex Offender Laws	PINGREE	05/24/95
Education and Cultural Affairs			
L.D. 66	An Act to Establish Choices for Parents and Guardians in their Children's Education	AMERO	05/24/95
L.D. 505	An Act to Implement the Recommendations of the Committee to Study the Operations of the Governor Baxter School for the Deaf		06/07/95
L.D. 827	An Act to Provide for Record Checks of Elementary and Secondary Education Employees and Applicants	O'NEAL	06/07/95
L.D. 830	An Act to Establish Charter Schools	BARTH	06/07/95
L.D. 880	An Act Concerning Referendum Reform for School Budgets	REED W HALL	05/24/95
L.D. 1124	An Act to Establish the Education Reform Act of 1995	MITCHELL EH	05/24/95
L.D. 1560	Resolve, to Reduce Reliance on the Property Tax for School Funding	MITCHELL EH	06/07/95
Human Resources			
L.D. 134	An Act to Exempt Certain Small Businesses from Paying the Annual Fee to the Public Drinking Water Fund	WHITCOMB	06/07/95

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 271	An Act to Establish an Electronic Benefit Delivery Program for Aid to Families with Dependent Children, Food Stamp, Women, Infants and Children Special Supplemental Food and Medicaid Programs	MORRISON	05/24/95
L.D. 974	An Act to Create an Advisory Board and State and Local Interagency Teams to Assist in the Provision of Care for Children and Adolescents with Severe Emotional Disturbance	FITZPATRICK	05/24/95
Inland Fisheries and Wildlife			
L.D. 384	Resolve, to Install Fish Screens in the West Grand Lake Dam	BAILEY	05/24/95
L.D. 904	An Act to Increase the Penalties for Certain Crimes Involving Alcohol and Illegal Drugs	O'DEA	05/24/95
L.D. 1393	Resolve, to Standardize Certain Ice Fishing and Open Water Fishing Rules	UNDERWOOD	05/24/95
Judiciary			
L.D. 346	An Act to Change the Maine Rule of Evidence That Currently Allows the Admission of Subsequent Remedial Measures as Evidence of Negligence	RICHARDSON	05/24/95
L.D. 423	An Act to Establish a Limit on Noneconomic Damages in Medical Malpractice Actions	KIEFFER	05/24/95
L.D. 526	An Act to Amend the Statute of Limitations for Health Care Providers and Health Care Practitioners to Include a Discovery Rule	TREAT RAND	05/24/95
L.D. 636	An Act to Modify Joint and Several Liability in Medical Malpractice Actions	RUHLIN	05/24/95
L.D. 658	An Act Concerning Real Estate Trusts	OTT	05/24/95
L.D. 742	An Act Regarding Wrongful Death Actions	LAFOUNTAIN	05/24/95
L.D. 916	An Act to Improve the Function of the Maine Health Security Act	MILLS	05/24/95
L.D. 1331	An Act Relating to Confidentiality of Records and the Prevention of Child Sexual Abuse	RICHARDSON	05/24/95
L.D. 1358	An Act to Authorize the Formation of Limited Liability Partnerships	HARRIMAN DORE	06/07/95
L.D. 1371	An Act Relating to Civil Actions, Providing for the Defense of Assumption of Risk, Providing for Standards of Liability in Product Liability Actions and Providing for Standards and Procedures in Awarding Punitive Damages	CIANCHETTE	05/24/95

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 1445	An Act to Limit the Liability of Property Owners in Cases of Nonnegligent Lead Poisoning	BERUBE	06/13/95
L.D. 1448	An Act to Reconcile Rights and Responsibilities with Respect to Sexual Orientation and Related Matters	BERUBE	05/24/95
L.D. 1517	An Act to Create the Sunshine in Litigation Act	MILLS	05/24/95
Labor			
L.D. 483	An Act to Abolish the Legislative Retirement System	UNDERWOOD	05/24/95
L.D. 926	An Act to Prevent Impasse in Collective Bargaining by Allowing Parties of Either Side to Request Mediation	SAMSON	06/07/95
L.D. 946	An Act Concerning Preference to Maine Workers and Contractors	LONGLEY JACQUES	06/07/95
L.D. 1056	Resolve, to Create an Advisory Committee to Assist in the Funding of State Employee Workers' Compensation Claims	HARRIMAN	05/24/95
L.D. 1476	An Act to Establish the Employee Partnership Reward Act	PINGREE	06/07/95
Legal and Veterans Affairs			
L.D. 400	An Act to Authorize Video Gaming	DIPIETRO	05/24/95
L.D. 848	An Act to Further the Privatization of Liquor Stores within the State	STEVENS A	05/24/95
L.D. 1076	An Act to Clarify the Laws Regarding the Ejection of a Person from a Boardinghouse	JONES K	05/24/95
L.D. 1218	An Act to Amend the Laws Relating to Harness Racing	KERR	05/24/95
L.D. 1303	An Act to Clarify Definitions Under the Laws Concerning Games of Chance	MICHAUD	06/07/95
Marine Resources			
L.D. 185	An Act to Restrict the Taking of Eels Less than 6 Inches in Length from Maine Coastal Waters	HEINO	05/24/95
L.D. 1210	An Act to Protect Near-shore Groundfish Spawning Areas	HARRIMAN	05/24/95
Natural Resources			
L.D. 646	An Act to Reinstate the Laws Governing Dam Abandonment	HANLEY	05/24/95
L.D. 819	An Act to Require Notification to the Landowner When Land Is Being Considered for Placement in a Resource Protection Zone BY REQUEST	BUNKER	06/29/95

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 1014	Resolve, Directing the Commissioner of Environmental Protection to Propose a Plan to Reorganize the Department of Environmental Protection	GOULD	05/24/95
State and Local Government			
L.D. 975	An Act to Establish the Department of Health and Family Services	MORRISON	05/24/95
L.D. 1185	An Act to Give the Washington County Legislative Delegation a Role in the County Budget Process	BUNKER	05/24/95
L.D. 1213	An Act to Implement the Recommendations of the Special Commission on Governmental Restructuring	AMERO	05/24/95
L.D. 1443	An Act to Dismiss Certain Federal Mandates	GERRY	06/07/95
L.D. 1566	An Act to Reform the Kennebec County Budget Process	MITCHELL EH	06/20/95
L.D. 1570	An Act to Establish a User Fee System for Towns Requiring Sheriff's Services	OTT	06/22/95
Taxation			
L.D. 490	An Act to Establish a State Income Tax Credit for Health Insurance Premiums	HATHAWAY	05/24/95
L.D. 586	An Act to Establish a Flat Income Tax Rate for Certain Persons	HATHAWAY	05/24/95
L.D. 835	An Act to Encourage the Use of Maine Ports by Allowing a State Income Tax Credit on Taxes Assessed by the Federal Government on Shippers	RAND	05/24/95
L.D. 972	An Act to Provide a Tax Credit for the Rehabilitation of Historic Properties	DORE ADAMS	06/12/95
L.D. 1070	An Act Regarding Application of the Sales and Use Tax to the Graphics Industry	GWADOSKY	06/12/95 By ballot
L.D. 1440	An Act to Establish a Catastrophic Health Care Expense Program	TUTTLE	06/07/95
L.D. 1458	An Act to Provide a New Jobs Tax Credit	SIMONEAU	05/24/95
L.D. 1521	An Act to Make the Maine Income Tax a Percentage of the Federal Income Tax	SIMONEAU	06/07/95
Transportation			
L.D. 59	An Act to Repeal the Sensible Transportation Policy Act	BEGLEY CAMPBELL	06/07/95
L.D. 465	An Act to Improve the Local Road Assistance Program	ROWE	05/24/95

Committee Name	Title	Sponsors	Date Approved/Action
L.D. 739	An Act to Decrease the Burden on the Trucking Industry by Permitting Photocopies of Registrations to Be Kept in Trailers and Semitrailers	STONE	05/24/95

Utilities and Energy

L.D. 734	An Act to Revise the Ogunquit Sewer District Charter	CARLETON	05/24/95
L.D. 828	An Act to Provide Public Access to the Information Superhighway through Enhanced Library Telecommunications	TREAT	05/24/95
L.D. 871	An Act Concerning the Calculation of Private Fire Protection Charges	ADAMS	05/24/95
L.D. 1533	An Act to Require the Public Utilities Commission to Ensure Telecommunications Service in Economic Development Areas	DONNELLY	06/07/95
L.D. 1565	An Act to Create the Prospect Water Authority	WHITCOMB	06/20/95
L.D. 1567	An Act to Facilitate Sewer and Water Main Extensions	OTT	06/21/95

--- End of Report ---

117th Legislature/1st Regular Session

Summary of Legislative Action

**Total # of Bills Introduced** 1586

Referred to Committee 1550

Engrossed Without Reference  
to Committee 25

Reported Out Pursuant to  
Jt. Order/Statute 11

\* \* \*

**Committee Action on Bills** 1557

Total Reported Out 1456

Unanimous Reports 1174

ONTP 663

OTP 88

OTP/AM 422

Rereferred 1

Divided Reports 282

2-way 273

3-way 9

Carried Over to 117th/2nd 101

\* \* \*

**Legislative Disposition of Bills**

Total Enacted/Finally Passed 610

Public Laws 500

Private & Special 50

Resolves 57

Constitutional

Resolutions 2

Held by Governor 1 (L.D. 1301)

Vetoed Sustained 1

Vetoed Overridden 0