

MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL
SUNDAY, OCTOBER 22, 1995**

PRELIMINARY AGENDA

CALL TO ORDER

ROLL CALL

SUMMARY OF SEPTEMBER 25, 1995, COUNCIL MEETING

EXECUTIVE DIRECTOR'S REPORT

Item #1: Personnel Activity

**Resignation of Margaret Jones, Legal Proofreader
(session), effective September 6.**

**Resignation of Ann White, Legal Proofreader
(full-year), effective October 19.**

**Appointment of Linda Weston to position of
Administrative Secretary, OPLA, effective October 16,
as previously authorized by the Council.**

**Item #2: Request From the Productivity Realization Task Force
for Staffing Assistance From the Office of Fiscal &
Program Review**

REPORTS FROM COUNCIL COMMITTEES

OLD BUSINESS

NEW BUSINESS

**Item #1: Contingency Planning in Anticipation of Reduced Federal
Funding of Federal Block Grants (correspondence from
Janet E. Waldron, Commission of Administrative &
Financial Services)**

**Item #2: Request from Work Group on Electric Industry
Restructuring for Extension of Reporting Deadline (Memo
from Rep. Kontos, Chair, Work Group)**

Item #3: Recommendation from Earle Shettleworth, Chair, State House & Capitol Park Commission regarding a Commemorative Plaque

Item #4: Proposed Rates for Legislative Document Service for Second Regular Session

Item #5: Requests to Introduce Legislation to the Second Regular Session

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

Monday, September 25, 1995

Approved, As Amended, October 22, 1995

CALL TO ORDER

The Chair, Senator Amero, called the Council to order at 10:13 a.m. in the Legislative Council Chamber.

ROLL CALL

Senators:	President Butland, Sen. Lawrence, Sen. Kieffer, Sen. Bustin, Sen. Amero
Representatives:	Speaker Gwadosky, Rep. Jacques, Rep. Mitchell, Rep. Carleton Absent: Rep. Whitcomb
Legislative Officers:	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

SUMMARY OF AUGUST 22 COUNCIL MEETING

Motion: That the Meeting Summary be accepted and placed on file.
(Motion by Speaker Gwadosky; second by Rep. Mitchell; unanimous).

EXECUTIVE DIRECTOR'S REPORT

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

Item #1: Bill Filing for the Second Regular Session: Status Report

Margaret Matheson, Revisor of Statutes, reported that, as of the previous Friday, September 22, legislators had filed 74 bill requests. She cautioned Council members that this could not be used as an accurate gauge for predicting the total number of bills that would be filed: by the comparable date in 1993, only 66 bills, or less than 15% of the 463 that were ultimately filed by cloture, had been received. In response to an inquiry from Sen. Amero regarding the experience with the use of the revised Bill Request form, Ms. Matheson reported that some legislators were using it, but that the quality of information was variable.

No Council action was required on this item.

Item #2: Statutory Study Commissions: Status Report

Sally Tubbesing drew members' attention to a list in their packets which summarized the current status of the newly-created interim study commissions. She noted that although the appointments to most commissions were complete, a significant number had not yet had their first meeting, and that the "late starts" had implications for both staff -- who are slated to be focussed on bill drafting after December 1 -- and the Legislature itself, if the study commissions are late in presenting legislation.

Item #3: Legislative Budget: Summary of FY 95 Expenditures and FY 96 Budget

Ms. Tubbesing drew members' attention to materials which had been distributed prior to the meeting that summarized the adjustments that have been made to the budget as a result of actions during the 1st Regular Session. She reported that the Budget Office had not yet released final information regarding balances forward but that, pending receipt of this information, the Council will need to review the reductions it had identified last spring and identify additional savings. In the brief discussion that followed, it was clarified that since there was no statutory language, legislators' salaries had not been reduced. Council members also asked for clarification about the Longevity Bonus, which had initially been eliminated from the legislative budget last spring. Ms. Tubbesing responded that the Longevity Bonus is paid to all state employees who have completed 15 years of service. The bonus is paid in one of two forms: eligible confidential employees, as well as legislative employees, receive it as a

lump sum check in December of each year. In December, 1994, the bonus for confidential employees who had completed 15 years of service was \$624.00; employees who had completed 20 or more years of service received \$832.00.

Council members agreed that they needed to devote additional time to the budget later in the fall and took no formal action on this item.

REPORTS FROM COUNCIL COMMITTEES

Personnel Committee

Senator Amero reported that the Committee had cancelled its meeting in order to accommodate the revised schedule for the Council meeting and noted that the meeting would be rescheduled.

OLD BUSINESS

Item #1: Letter from CSG Executive Committee Regarding Unpaid Dues for FY 92

Senator Amero had received a letter from the Officers of the Council of State Governments requesting payment of the "delinquent" dues for Fiscal Year 1992. In its discussion of the letter, Council members raised the following points:

- CSG is an organization that requires dues in order to function. (Sen. Bustin)
- The Legislature is not in "arrears", but made a conscious decision not to belong to CSG for 1 year. (Rep. Mitchell)
- The sanctions that the CSG Board has adopted to apply to non-paying members should be prospective and not retrospective. (Sen. Amero)

Sen. Amero also reported that she had had conversations with members of CSG's Executive Committee at the Eastern Regional Meeting in Quebec in August and had been told "not to worry."

Motion: That the Council Chair write a letter to CSG reiterating its position that Maine is not in arrears and that the Council looks forward to being an active member in the future and to hosting ERC's Annual Meeting in 1997. (Motion by Sen. Bustin; second by Rep. Jacques; unanimous).

NEW BUSINESS

Item #1: Communication from the Governor

The Governor had sent to Council members a summary of the recommendations that he had accepted to date related to the work of the Productivity Realization Task Force.

Motion: That the correspondence be accepted and placed on file. (Motion by Rep. Mitchell; second by Rep. Carleton; unanimous).

Discussion: Sen. Bustin expressed her concern that the proposal included some legal and contractual violations, as well as several things that go beyond the intent of the legislation establishing the Task Force. Rep. Mitchell stated that the motion is in no way intended to signify the Council's acceptance of the contents of the proposal, but is simply an acknowledgement of the communication.

Item #2: Letter from Senate President Butland to Members of the Council regarding Passworded Documents

Senate President Butland recalled that the Council had discussed this issue last December, but that the Council had, at the time, concluded that this was a Senate issue. He reported that the Senate and the Attorney General had agreed on a format to review the questioned computer files at that time, including the passworded files.

The passworded files were not reviewed by the Attorney General, however, and President Butland stated that he had written a letter to the Attorney General in which he contended that the Attorney General's investigation was not complete until all files had been reviewed. The Attorney General disagreed with this contention and has now closed its investigation. President Butland then requested Sally Tubbesing to request permission from the 3 employees whose documents remain passworded to have their passwords overridden. He stated that he was looking for the Council at this point to direct Ms. Tubbesing to override the passwords so that the material could be viewed.

Ms. Tubbesing reported that she had consulted with the Attorney General's Office after receiving President Butland's request, and that several themes had emerged from this consultation:

- While the Information Systems Office has custody of all computer files stored on the system, this custody is for administrative purposes; and there is an important distinction between having custody of a document and "owning" it.

- The Information Systems Office as the Security Administrator for the legislative computer system has the tools to override passwords on documents; however, no password has ever been overridden without a request from the author of the document.
- The Council has no policy on this issue.
- This situation involves a legal question of an individual's right to privacy in the work place, an issue that has no definitive legal precedents.

Ms. Tubbesing stated that she had contacted each of the 3 individuals and offered them the opportunity to review their documents, noting that one of the 3 had made arrangements to do this. She then recommended that if the Council chose to pursue this matter, it seek formal legal counsel before proceeding; and she further stated that if the Council were to direct her to override the passwords, she would personally seek legal counsel before proceeding, given the legal issues involved.

Motion: That the Council direct the Executive Director to override the passwords so that the material can be viewed. (Motion by Sen. Butland; second by Sen. Kieffer). There was no vote at this point.

Discussion:

Rep. Carleton asked for clarification about the intent of the motion -- of what the Council was being asked to do. Senator Butland replied that it was his desire to allow the documents to be viewed for the purpose of determining whether they are necessary to the operation of the Office of the Secretary of the Senate; and Sen. Kieffer agreed that he had thought the Attorney General was going to review all documents. Rep. Carleton then suggested that the motion be amended to ask the Attorney General's Office to view the documents, rather than the Executive Director. Sen. Bustin stated that she was not willing to proceed any further with this issue.

Sen. Kieffer then asked what purpose would be served by developing a policy regarding security of the legislative computer system if an employee has a right to set up "secret documents" under their own passwords. Sen. Bustin responded that she had no problem developing a policy for the future and enforcing the rules that are established. Rep. Carleton expressed his concern that the Council recognize the need to protect the privacy of personal, private information, and again, offered an amendment to the original motion:

Proposed Amendment to the Motion: That the documents in question be reviewed by the Attorney General to determine whether they relate to State business. (Motion by Rep. Carleton; second by Sen. Kieffer).

Discussion:

Rep. Jacques stated that the concerns he had expressed last December remained -- that the Council was putting the Executive Director and her staff in a difficult position. He noted that all users of the system had been told to use passwords to protect confidential, or private, documents, and that users had worked within this framework. He then recommended that the Council review the legislation that had been enacted during the 1st Regular Session to ensure that "it says what we think it needs to say." Rep. Carleton agreed with this, stating that he was not in favor of simply releasing a document.

Speaker Gwadosky said that he thought everyone believed that the statutes did specifically address the issue of using computers for political purposes, but that it appeared that there is a need to separate the use of equipment for political purposes from use for personal purposes. He then supported earlier suggestions that the Council develop policy to be applied prospectively so that people know what the rules are, noting that this would be an important role for the Subcommittee which Senator Kieffer chairs, to assume.

The vote on the amendment proposed by Rep. Carleton failed (3-5); the vote on the original motion was then taken and failed (3-5).

ANNOUNCEMENTS AND REMARKS

None.

ADJOURNMENT

The Council meeting wad adjourned at 11:15 a.m. (Motion by Rep. Jacques; second by Sen. Kieffer).

Angus S. King, Jr.
Governor



Janet E. Waldron
Commissioner

Charles A. Jacobs
Deputy Commissioner

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES

Telephone (207) 624-7800

October 11, 1995

The Honorable Jane A. Amero, Chair
Legislative Council
State House
Augusta, Maine 04333

Dear Senator Amero and Members of the Council:

Part O of the 1995 Part II Budget required departments and agencies of State Government that receive federal funding or federal block grants to prepare contingency plans that anticipate lower amounts of federal funding of federal block grants for the 1996-97 biennium by September 30, 1995.

Information was provided to the Council by individual agencies and departments by the deadline. Unfortunately, federal budget actions are still unresolved. We are monitoring and trying to influence congressional actions, particularly as they relate to Medicaid. The purpose of this letter is to assure the Council that we do not view our task complete with the filings that occurred on September 30th. We are continuing to analyze the impact of federal actions as they develop and will file a complete analysis with the Council as soon as federal actions are final.

Both federal cuts and federal block grants pose opportunities and challenges that the Governor is anxious to address collectively with the Legislature. As you know, proposals are changing daily, and it is likely to be several months more before congressional action is final on issues of critical importance to the State of Maine.

The Governor has instructed departments to start developing options for his consideration to ameliorate possible cuts. Once the impact of Maine and our budget is clear, we will be in communication with the Council.

Sincerely,

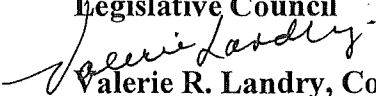
A large, stylized handwritten signature in black ink, appearing to read "Janet E. Waldron".

Janet E. Waldron
Commissioner

JW:sjd

cc: Governor Angus S. King, Jr.
Kay Rand, Director, Policy & Legislation, Governor's Office
John Nicholas, State Budget Officer
John Wakefield, Director, Office of Fiscal & Program Review

STATE OF MAINE
Department of Labor
Memorandum

To: Legislative Council
From:  Valerie R. Landry, Commissioner
Date: September 29, 1995
Subject: Contingency Plan Re. Reduced Federal Funding

This correspondence is in response to 1995 Public Law Chapter 395 - Part "O" which requires that all agencies that receive federal funds prepare a contingency plan that anticipates reduced federal funding.

As you will note, some of our federal funding is on a Fiscal Year basis (October to September) and some is on a Program Year basis (July to June). The Program Year grants do not take effect until July of 1996.

If you have questions regarding this report, please contact me or my Assistant, Lisa Nolan at 287-3788.

VRL/oas

pc: Bureau of the Budget
Office of Fiscal and Program Review
MDOL Managers

Report Regarding Anticipated Federal Funding

Federal Grant Name	Current Funding	Proposed/Anticipated Funding for Next Period	Plan of Action for Dealing with Funding Change
Unemployment Insurance	\$14,762,502 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$13,145,196	Percentage change = -10.96% Plans are currently being developed that will result in the consolidation and downsizing of UI operations.
Wagner-Peyser (Job Service)	\$4,380,011 <input checked="" type="checkbox"/> PY* <input type="checkbox"/> FY**	\$3,942,010	Percentage change = -10% Groups are now meeting to plan for this reduction in spending
Labor Certification	\$410,432 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$410,432	Percentage change = 0.0% No changes anticipated.
Agriculture Wage Survey	\$319,552 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$306,552	Percentage change = -4.07% Will conduct the Blueberry Wage Survey for Mechanical Harvester Operators only and not for Hand Rakers.
Local Vet. Employ. Rep. (LVER) & Disabled Vet. Outreach Prog. (DVOP)	\$976,000 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$927,200	Percentage change = -5% Our current expenditure level is below the current or proposed funding and therefore the reduction should not have an adverse impact.
Trade Act Assistance (3 Year Grant)	\$2,337,383 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$0	Percentage change = -100% There are currently unspent funds that may be carried forward to continue training participants but the future of the program is uncertain due to currently proposed legislation.

*PY = Program Year funding period - July 1, 1995 thru June 30, 1996

**FY = Fiscal Year funding period - October 1, 1994 thru September 30, 1995

Report Regarding Anticipated Federal Funding

Federal Grant Name	Current Funding	Proposed/Anticipated Funding for Next Period	Plan of Action for Dealing with Funding Change
Job Training Title II-A (adults)	\$5,052,030 <input checked="" type="checkbox"/> PY* <input type="checkbox"/> FY**	\$4,208,341 (House) \$3,779,090 (Senate)	Percentage change = -16.7% or -25.2% Plans are currently being reviewed that will result in the consolidation and/or downsizing of Job Training operations.
Job Training Title II-C (youth)	\$630,853 <input checked="" type="checkbox"/> PY* <input type="checkbox"/> FY**	\$630,853 (House) \$1,551,268 (Senate)	Percentage change = 0.0% or +145.9% The program would either remain level funded or an increase provided that would take up a small portion of the loss of the Summer Youth training program..
Job Training Title II-B (Summer Youth)	\$4,244,110 <input checked="" type="checkbox"/> PY* <input type="checkbox"/> FY**	\$0	Percentage change = -100% Funding for this program provided employment and training opportunities for approximately 2,000 participants aged 17 to 21..
Job Training Title III(Dislocated Workers)	\$6,186,678 <input checked="" type="checkbox"/> PY* <input type="checkbox"/> FY**	\$4,281,181 (House) \$4,452,248 (Senate)	Percentage change = -30.8% or -28.03% Plans are currently being reviewed that will result in the consolidation and/or downsizing of Job Training operations.
NOICC Basic Assistance Grant	\$120,281 <input checked="" type="checkbox"/> PY* <input type="checkbox"/> FY**	\$85,000	Percentage change = -29.33% Currently we are developing alternatives to operating MOICC as a separate entity. This reduced funding accelerates the implementation of such a plan.

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**FY = Fiscal Year funding period - October 1, 1994 thru September 30, 1995

Report Regarding Anticipated Federal Funding

Federal Grant Name	Current Funding	Proposed/Anticipated Funding for Next Period	Plan of Action for Dealing with Funding Change
Ameri Corps	\$319,977 <input checked="" type="checkbox"/> PY* <input type="checkbox"/> FY**	\$0	Percentage change = -100% Without this funding the summer Conservation Corps program would be eliminated.
Defense Conversion Assistance Program (2Year Grant)	\$2,000,000 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$0	Percentage change = -100% There are currently unspent funds that may be carried forward to continue training participants in Aroostook County but future funding for the program is uncertain.
BLS Survey of Occupational Illnesses and Injuries	\$100,000 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$102,300	Percentage change = +2.3% No significant changes anticipated.
OSHA Consultation	\$286,393 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$257,000	Percentage change = -10.26% We will decrease field services, primarily consultation visits..
OSHA Establishment Survey	\$0 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$100,000	Percentage change = +100% This is a one-time grant to test methodology of direct data collection.
OSHA Local Emphasis Program (Maine 200)	\$139,000 <input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**	\$0	Percentage change = -100% The program will be eliminated and therefore we expect to delete the three (3) positions and deallocate the funds from the budget.

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**FY = Fiscal Year funding period - October 1, 1994 thru September 30, 1995

Report Regarding Anticipated Federal Funding

Federal Grant Name	Current Funding	Proposed/Anticipated Funding for Next Period	Plan of Action for Dealing with Funding Change
MSHA Training	<p>\$29,996</p> <p><input type="checkbox"/>PY* <input checked="" type="checkbox"/>FY**</p>	\$26,578	<p>Percentage change = -11.39%</p> <p>Additional FY'95 funding of \$3,418 was provided for the purchase of computer equipment, therefore, in effect the program will be level funded..</p>
BLS Current Employment Statistics (CES)	<p>\$186,840</p> <p><input type="checkbox"/>PY* <input checked="" type="checkbox"/>FY**</p>	\$176,877	<p>Percentage change = -5.33%</p> <p>The small reduction of funds should be more than off-set by the receipt of the One-Stop grant.</p>
BLS Local Area Unemployment Statistics (LAUS)	<p>\$158,503</p> <p><input type="checkbox"/>PY* <input checked="" type="checkbox"/>FY**</p>	\$149,760	<p>Percentage change = -5.52%</p> <p>The small reduction of funds should be more than off-set by the receipt of the One-Stop grant.</p>
BLS Occupational Employment Statistics (OES)	<p>\$77,710</p> <p><input type="checkbox"/>PY* <input checked="" type="checkbox"/>FY**</p>	\$0	<p>Percentage change = -5.52%</p> <p>The reduction of funds should be more than off-set by the receipt of the One-Stop grant. In addition, we plan to increase the use of information technology for operations and dissemination of LMI.</p>
BLS ES-202	<p>\$238,224</p> <p><input type="checkbox"/>PY* <input checked="" type="checkbox"/>FY**</p>	\$231,659	<p>Percentage change = -2.76%</p> <p>Revenue from technology related services to other states will make up this shortfall.</p>

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**FY = Fiscal Year funding period - October 1, 1994 thru September 30, 1995

Report Regarding Anticipated Federal Funding

Federal Grant Name	Current Funding	Proposed/Anticipated Funding for Next Period	Plan of Action for Dealing with Funding Change
BLS Mass Layoff Statistics (MLS)	<p>\$45,386</p> <p><input type="checkbox"/> PY* <input checked="" type="checkbox"/> FY**</p>	\$25,000	<p>Percentage change = -44.92%</p> <p>We will reduce the scope of the program and discontinue all but required federal reporting.</p>
Employment & Training Labor Market Information (E&T LMI))	<p>\$40,000</p> <p><input checked="" type="checkbox"/> PY* <input type="checkbox"/> FY**</p>	\$40,000	<p>Percentage change = 0.0%</p> <p>No changes anticipated.</p>
One-Stop)	<p>\$40,000 (for period ending June, 1995)</p> <p><input checked="" type="checkbox"/> PY* <input type="checkbox"/> FY**</p>	<p>\$187,975 (for period beginning July, 1995)</p>	<p>Percentage change = -369.94%</p> <p>We are currently applying for this grant and are extremely encouraged that we will be successful. We will be able to use the funds to develop Labor Market Information that will benefit the various service providers at one-stop type service centers, such as:</p> <ul style="list-style-type: none"> Occupational Projections Develop Wage Information Capacity Building (i.e. employee training) Develop a common LMI data base Dissemination of LMI

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**FY = Fiscal Year funding period - October 1, 1994 thru September 30, 1995

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

October 19, 1995

MEMO TO: Representative Jane Amero, Chair
Legislative Council

FROM: Representative Carol Kontos, House Chair *Carol Kontos*
Joint Standing Committee on Utilities and Energy

RE: Work Group on Electric Industry Restructuring

As Chair of the Work Group on Electric Industry Restructuring, I am requesting that the Legislative Council approve an extension of the Work Group's reporting deadline from November 1, 1995 to December 15, 1995. Resolves of 1995, chapter 48, section 9, authorizes the Council to grant the Work Group such an extension. The issues under consideration by this Work Group are extremely complicated, and we feel strongly that this additional time is needed to complete our work.

Unfortunately, it does not appear that the Work Group's appropriation will be sufficient to cover all per diem and expenses of the Legislative members of the Work Group if this extension is authorized. We estimate that an additional \$800 to \$1,000 will be needed to cover those expenses. For that reason, I am also requesting that the Council either fund those additional costs through the Legislature's budget or authorize the Work Group to seek those funds from the Executive Branch.

We greatly appreciate your assistance in these matters and look forward to your decision.

cc: Members, Legislative Council
Members, Work Group on Electric Industry Restructuring
Sally Tubbesing, Executive Director
David Boulter, Office of Policy and Legal Analysis

**WORK GROUP ON ELECTRIC
INDUSTRY RESTRUCTURING**

**SUMMARY OF EXPENDITURES
AS OF OCTOBER 18, 1995**

BUDGET

Personal Services		\$1,100.00
All Other	\$1,500.00	

EXPENDITURES

Payments to Members

Meeting Dates

09/08/95	\$ 108.44	\$ 220.00
09/15/95	109.30	220.00
09/29/95	60.78	110.00
10/13/95	<u>58.19</u>	<u>110.00</u>

Other Expenses

Mailing	\$ 17.20	
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Total	<u>\$ 353.91</u>	<u>\$ 660.00</u>
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BALANCE	\$1,146.09	\$ 440.00
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10/18/95



MAINE STATE LEGISLATURE

Augusta, Maine 04333

STATE HOUSE AND CAPITOL PARK COMMISSION

October 20, 1995

Honorable Jane A. Amero, Chair
and Members of the Legislative Council
117th Maine Legislature
Augusta, Maine 04333

Dear Senator Amero and Members of the Legislative Council:

In my capacity as Chair of the State House and Capitol Park Commission, I have been approached by Rep. Herb Adams on behalf of the Maine Chapter of the National Association of Civilian Conservation Corps Alumni with a request.

The CCC was very active in Maine during the Depression, affording thousands of Maine youth the opportunity to work on forestry, conservation and building programs across the State. One of these projects involved clearing and shaping a large portion of Capitol Park. The Maine Chapter has asked that we consider allowing the CCC Alumni to place a small plaque in the Park to commemorate their work, as they have done in several other Maine locations, including Evans Notch in the White Mountains, Bar Harbor, and the campus of Southern Maine Technical College.

Although the Commission has discouraged erecting monuments in Capitol Park in order to preserve the Park as a recreational resource for the public, I would recommend the Council's approval of this plaque. It commemorates an important chapter in the Park's own history. I would propose that it be erected on one of the pillars at the steps leading into the Park.

I have enclosed the letter from Mr. Arnold Davis, of Centerville, Maine, who was a member of the CCC crew that did the work in the Park that precipitated this request. It is addressed to Mr. Bob Chenevert, President of the Maine Chapter of the National Association of CCC Alumni.

Honorable Jane A. Amero, Chair
and Members of the Legislative Council
October 20, 1995
Page Two

In closing, I would note that with the recent appointments to the Commission, I hope to reconvene this group later in the fall so that we can resume our work on various projects.

Again, I am fully supportive of this request and would be happy to answer any questions you may have.

Sincerely,

Earle J. Shettleworth, Jr.st

Earle J. Shettleworth, Jr.
Chair
State House & Capitol
Park Commission

Enclosure
cc: Honorable Herbert Adams

OCTOBER 21, 1994

MR ARNOLD DAVIS
CENTERVILLE, MAINE 04623

DEAR BOB CHENEVERT;

THANKS FOR BEING PATIENT WITH ME AS I AM SURE I HAVE EXPLAINED TO YOU ABOUT DIZZINESS I HAVE BEEN EXPERIENCING WHICH NOBODY SEEMS TO RESOLVE, SO I THINK I HAD BETTER START NOW BEFORE I MIGHT GET WORSE. I WILL DO MY BEST TO RECOLLECT THE SITUATION AS IT OCCURED SO LONG AGO AND BE AS ACCURATE AND AS THOROUGH AS I POSSIBLY CAN--MY CREW OF 20 OR 30 BOYS DID ALL THE WORK ACROSS FROM THE STATE HOUSE SO I AM QUITE THOROUGHLY ACQUAINTED WITH WHAT HAPPENED. I TRUST THAT YOU WILL APPRECIATE THE GREAT PRESSURE WE MEN WORKED UNDER. ONE THING MORE, ONE THING MORE, THAT WE WERE WORKING AGAINST ODDS. HALF THE PEOPLE WERE REPUBLICANS--JUST LOOKING FOR MISTAKES WE MIGHT MAKE; BESIDES, WE WERE PRESSURED BY A SAFETY RECORD SECOND TO NONE--ONE ACCIDENT OF MINOR NATURE, AMONG 300 BOYS DURING A SEVEN YEAR PERIOD THAT I WAS THERE--BESIDES, WE WERE WORKING ON ROOFS OVER HIGH TENSION WIRES A LOT OF THE TIME, ALSO THESE BOYS WERE DROP OUTS FROM GRAMMAR AND HIGH SCHOOLS DUE TO DEPRESSION CONDITIONS. THEY WERE YOUNG BUT REAL NICE BOYS WHOSE \$30 A MONTH WAS MOSTLY ALL SENT HOME TO THEIR FAMILIES. THE WORK DAY WAS COMPARATIVELY SHORT AS WE LEFT THE CAMP AT JEFFERSON AT 8:00 A.M., RETURNING AT 4:00 P.M. AND ALWAYS ACTED AS GENTLEMEN BOTH WAYS ON UNHEATED TRUCKS. THEY WERE SUBJECTED TO A FAIR AMOUNT OF SCHOOLING EACH NIGHT AND WERE EXPECTED TO KEEP THEIR CLOTHES AND BARRACKS CLEAN.

LETS TAKE THE RELATIVELY LARGE AREA EXTENDING FROM THE STATE HOUSE TO THE KENNEBEC RIVER, WHERE WE WORKED FOR ABOUT 3 SUMMER MONTHS. THE FIRST ORDER OF EVENTS WAS TO TRY TO ELIMINATE THE TREMONDOUS GYPSEY MOTH DESTRUCTION THAT HAD TAKEN PLACE. THEY HAD 20 BOYS ON TREES ON 3/4" ROPES WITH TEN ON THE GROUND SUPPORTING THEM--THE WHOLE PLACE WAS IN SHAMBLES, SHOWING NO SIGNS OF MAINTENANCE OF ANY KIND BEFORE. LETS PRETEND TO BE STANDING ON THE STATE HOUSE STEPS--OR ON THE HIGHWAY THAT PASSES IT, ON THE WAY TO GARDINER. LETS MOVE FROM LEFT OR NORTH END TOWARD THE RIGHT OR SOUTH END.

Copy
FIRST OF COURSE IS THE GIANT EXPANSIVE LAWN AREA EXTENDING FROM THE ROAD TO THE KENNEBEC RIVER. THERE WERE JUST A FEW SHRUBS PLANTED THERE, BUT IN NO FORMAL PATTERN THAT I COULD DETECT. THEN, MORE, ONCE IN A WHILE A LILAC BUSH, A FEW SNOWBALL BUSHES, A FEW MEDIUM SIZED EVERGREENS PLUS A FEW SMALL ELMS, A FEW ARROW WOODS AND WILD RAISINS. ALSO THERE WERE ON OCCASIONS, A FEW LARGER TREES SUCH AS OAK AND ELM, BUT THAT WHOLE AREA WAS MORE OR LESS TAKEN OVER BY LAWN, WHICH WAS MOWED. STANDING ON THE STATE HOUSE LAWN, THERE WERE TWO PARALLEL ROADS RUNNING FROM THE MAIN HIGHWAY TOWARD THE RIVER. AS THE LAWN LEVELED OFF, A CROSS-ROAD PASSED, AND BEYOND THAT THERE WAS QUITE AN EXPANSE OF GULLIES, TWO IN FACT RUNNING TOWARD THE RIVER. THIS WAS WHEN THE WORK BEGAN, ON THE UPTOWN OR NORTH SIDE. THERE WERE MANY WHITE PINES AND SPRUCE ABOUT 6FT HIGH COVERED WITH TRASH, AND COVERED WITH EMPTY BOTTLES COVERING A RANGE OF TIME, PLUS NEWS PAPERS AND MAGAZINES OF ALL TYPES WHERE THE DRUNKS HELD OUT.

WE COMPLETELY CLEANED OUT THE AREA THEN DUG AND TRANSPLANTED BY WHEELBARROW, MANY OF THE EVERGREENS OF ALL TYPES TO FORM A PLANTATION PATTERN--THAT TOOK TIME, AND IT REQUIRED TWO BOYS TO A VEHICLE, THEN THE GULLEY, OR REVINE HAD TO BE CLEANED, WHICH RAN ALL THE WAY TO THE RAILROAD TRACK THAT PARALLELED THE RIVER. WE MOVED EVERY MOVABLE OBSTACLE AND CARTED IT AWAY, THEN WE PAVED THE WHOLE FLOOR OF THE RAVINE. (FLAT ROCKS) WE DID SOME WORK ON THE RAILROAD BANK UNDER THE SUPERVISION OF THE RAILROAD CREW. BEFORE LEAVING THE RAVINE, WE RELOCATED THE TRAILS AND ~~RELOCATED~~

IN CONVENIENT PLACES BUILT LARGE LOG SEATS FOR RESTING. ALL OF THAT TOOK A TREMENDOUS AMOUNT OF TIME WITH THE EQUIPMENT WE HAD AVAILABLE.

NOW LETS EMERGE FROM THE FIRAT RAVINE. THERE WAS A MOUND, OR VAULT OF SOME KIND, ALSO IN A SHAMBLES, SO WE RESTRUCTED THAT WITH GRANITE BLOCKS AND LONGER EXTENSIONS BROUGHT FROM THE COUNTRYSIDE. THERE WERE A REASONABLE AMOUNT OF BIG TREES THAT HAD SURVIVED, SUCH AS OAK, MAPLE, BIRCH BEACH ETC.

NOW LET'S GO DOWN TO THE SECOND RAVINE FROM THE NORTH TO THE SOUTH. THIS ONE WASN'T SO BAD BUT WAS COVERED WITH SMALL BRUSH, WHICH HAD TO BE REMOVED. WE PLANTED A LOT OF EVERGREENS, PLUS ELMS ETC.. WE RELOCATED TRAILS AND BUILT MORE BIG LOG SEATS FOR RESTING AND SIGHT SEEING. OF COURSE THIS AREA WAS FILLED WITH DEBRIS ALSO.

NOW WE ARE UP ON THE LEVEL GROUND AGAIN AND I CAN ONLY TELL YOU HOW MUCH PLANTING WE DID THEN. WE TOOK TRUCKS INTO THE DEAD RIVER AND RANGELEY AREA ON SEVERAL OCCASIONS TO ACTUALLY DIG AND BRING BACK SHRUBS TO TRANSPLANT, SUCH AS CRANBERRY, BUT EQUALLY NATIVE AMERICAN HAWTHORN AND MOUNTAIN ASH, NEITHER OF WHICH WE COULD FIND WITHOUT HAULING REACH NEAR AUGUSTA. WE BROUGHT BACK YELLOW BIRCH AND BASS WOOD. ON ONE OCCASION WE DUG 13 ELMS ABOUT 20 FT HIGH WHICH HAD TO BE TRANSPLANTED FROM THE SWAMP AREA BY 8 BOYS EACH HANDLING AN 8FT POLE, THEN TRANSPLANTED NEAR THEM ON A MOUNTAIN BETWEEN THE TWO RAVINES. WE DID NOT SUFFER THE LOSS OF A SINGLE TREE. THE LAST TIME I SAW THEM THEY WERE NEARLY 12" IN DIAMETER. I REMEMBER A BIG WILLOW (NOT A WEEPING WILLOW) THAT WE PLANTED ABOUT HALF WAY DOWN ACROSS THE STATE HOUSE LAWN AND BETWEEN THE TWO ROADS. IT MUST BE A BIG TREE NOW.

ON THE SOUTH SIDE OF THE PARK AREA WE HAD A HARD TIME BECAUSE SOME CRAMMED WAGON WAS ALWAYS RUNNING OUT OF WHAT WE HAD PLANTED THE DAY BEFORE BUT WE KEPT ON.

BOB, I HAVE HAD A STRUGGLE WITH THE WRITING OF THIS AS I AM STILL VERY DIZZY, BUT PERHAPS YOU CAN MAKE SOME SENSE OF IT, IF NOT PLEASE DONT HESITATE TO WRITE MANY TIMES MORE AND WE WILL PUT IT TOGETHER.

MY CREW WAS THE ONLY ONE INVOLVED SO I AM ESPECIALLY PROUD TO HAVE A PLAQUE PLACED TO COMMERATE THEM, AND NO WHERE ELSE CAN I THINK OF A BETTER PLACE. I AM REALLY PLEASED.

LET ME HEAR FROM YOU. REMEMBER ALL THESE TREES AND SHRUBS HAD TO BE LUGGED RATHER THAN FARMALL IN AT TOGUS.

THANKS FOR ASKING ME TO ACCOMPANY YOU AT TOGUS. I WAS MOST FORTUNATE TO GET THERE AND MOST APPRECIATIVE.

SINCERELY,

ARNOLD



State of Maine
House of Representatives
Augusta 04333-0002

Joseph W. Mayo
Clerk of the House

287-1400

October 20, 1995

The Honorable Jame Amero
Chair, Legislative Council
3 State House Station
Augusta, ME 04333-0003

Dear Madam Chair:

The following proposed schedule of fees for Document Service for the Second Regular Session of the 117th Legislature is hereby submitted for the consideration of the Legislative Council.


	<u>116th Rate</u>	<u>Proposed 117th Rate</u>
1. Bills and Resolves FIRST CLASS MAIL-Mailed Daily	\$250.00	\$275.00
2. Bills and Resolves FIRST CLASS MAIL-Mailed Twice Weekly	200.00	225.00
3. Bills and Resolves THIRD CLASS MAIL-Mailed Twice Weekly	150.00	175.00
4. Bills and Resolves PICKED UP AT DOCUMENT ROOM	90.00	100.00
5. Amendments (As a combination with any Legislative Document Service) Mailed Weekly	50.00	60.00
6. Amendments PICKED UP AT DOCUMENT ROOM	30.00	40.00
7. Legislative Record FIRST CLASS MAIL-Mailed Weekly	60.00	65.00
8. Legislative Record PICKED UP AT DOCUMENT ROOM	45.00	50.00
9. Public and Private and Special Laws, Resolves, and Constitutional Amendments FIRST CLASS MAIL-Mailed Weekly	125.00	130.00

	<u>116th Rate</u>	<u>Proposed 117th Rate</u>
10. Public and Private and Special Laws, Resolves and Constitutional Amendments PICKED UP AT DOCUMENT ROOM	75.00	80.00
11. Weekly Computer Printout-Status of Bills FIRST CLASS MAIL	100.00	125.00
12. Weekly Computer Printout-Status of Bills THIRD CLASS MAIL	50.00	55.00
13. Weekly Computer Printout-Status of Bills PICKED UP AT DOCUMENT ROOM	25.00	30.00
14. Advance Notice of Public Hearings on Bills FIRST CLASS MAIL-Mailed Weekly	10.00	15.00
15. Weekly Listing of Bills Printed and Enacted FIRST CLASS MAIL	10.00	15.00
16. Joint Resolutions FIRST CLASS MAIL	50.00	50.00
17. House and Senate Daily Calendars FIRST CLASS MAIL-Mailed Weekly	25.00	30.00
18. House and Senate Daily Calendars with Supplemental Calendars FIRST CLASS MAIL-Mailed Weekly	50.00	60.00
19. Legislative Council-Notice of Preliminary Agenda and Minutes, After Deadline List Pre and Post Versions	75.00	85.00
20. Weekly Legislative Calendar FIRST CLASS MAIL	25.00	25.00

Due to an increase in printing costs and an increase in postage rates we have increased our costs approximately 10% to reflect these changes.

I will be happy to respond to any questions the Council may have on this proposed schedule which has been discussed with appropriate legislative support agencies.

Sincerely,


Joseph W. Mayo
Clerk of the House

ADDENDUM

**LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
October 20, 1995**

Action

SPONSOR: Rep. Clark, Herbert E.

LR 2919 An Act to Limit State Stocking of Fish in Inland
 Waters to Those Waters That Have Free Public Access

SPONSOR: Rep. Clark, Herbert E.

LR 2920 An Act to Prohibit the Transfer or Purchase of Public
 Lands Unless Free, Public Noncommercial Access is
 Guaranteed

SPONSOR: Rep. Clark, Herbert E.

LR 2921 An Act to Amend the Laws Regarding Moose Hunting
 Season

SPONSOR: Rep. Clark, Herbert E.

LR 2922 An to Require that Every Legislative Idea Regarding
 Fish and Game Laws Be Placed in a Separate Legislative
 Document

SPONSOR: Rep. Clark, Herbert E.

LR 2923 An Act to Require Legisaltive Approval for the
 Destruction of a Bridge, Road or Structure in Baxter
 State Park

SPONSOR: Rep. Clark, Herbert E.

LR 2924 An Act to Amend the Laws Regarding Hunting from a
 Paved Way

SPONSOR: Rep. Clark, Herbert E.

LR 2925 An Act to Require the Land Use Regulation Commission
to Install and Mountain Certain Pond Gates

SPONSOR: Rep. Fitzpatrick, Michael J.

LR 2917 An Act to Promote Hunting in the State by Persons
With Mobility Impairment or Dexterity Impairment

SPONSOR: Rep. Mitchell, J. Elizabeth

LR 2918 An Act to Require Medicaid Managed Care Providers to
Give Preference in Hiring to Former or Current Medicaid
Recipients

SPONSOR: Sen. Ruhlin, Richard P.

LR 2916 An Act to Amend Certain Provisions of the Act
Creating the Atlantic Salmon Authority

SPONSOR: Rep. Townsend, Elizabeth

LR 2926 An Act to Protect the Wellbeing of Maine's Elderly