MAINE STATE LEGISLATURE

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Lynn Randall
Legislative Council Info.

LEGISLATIVE COUNCIL
March 18, 1997
REVISED AGENDA

CALL TO ORDER

ROLL CALL

SUMMARY OF FEBRUARY 27, 1997, COUNCIL MEETING

EXECUTIVE DIRECTOR'S REPORT

REPORTS FROM COUNCIL COMMITTEES

Search Committee/Legislative Information Services Director

CSG/ERC '97 Steering Committee

OLD BUSINESS

NEW BUSINESS

Item #1: Request for Legislative Council Endorsement of Statewide Goals (Memo from Evan Richert, Chair, Commission on Performance Budgeting)

Item #2: Request for Authorization for Participants in the Boy Scout Spring Camporee to Have Access to the Hall of Flags on Saturday, May 17.

Item #3: After Deadline Requests

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT

REP. ELIZABETH H. MITCHELL
CHAIR

SEN. MARK W. LAWRENCE
VICE-CHAIR

118th MAINE STATE LEGISLATURE

LEGISLATIVE COUNCIL

SEN. CHELLIE PINGREE
SEN. JANE A. AMERO
SEN. ANNE M. RAND
SEN. R. LEO KIEFFER
REP. CAROL A. KONTOS
REP. JAMES O. DONNELLY
REP. MICHAEL V. SAXL
REP. RICHARD H. CAMPBELL

SARAH C. TUBBESING
EXECUTIVE DIRECTOR

MEETING SUMMARY

February 27, 1997

CALL TO ORDER

The Chair, Speaker Mitchell, called the Council to order at 9:35 a.m. in the Legislative Council Chamber.

ROLL CALL

Senators:	Sen. Pingree, Sen. Rand, Sen. Kieffer Absent: President Lawrence, Sen. Amero
Representatives:	Speaker Mitchell, Rep. Kontos, Rep. Donnelly, Rep. Saxl, Rep. Campbell
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 Joy O'Brien, 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 January 16, January 22, January 23, and January 30 Council meetings be accepted as amended and placed on file. (Motion by Sen. Rand; second by Rep. Kontos; unanimous)..

EXECUTIVE DIRECTOR'S REPORT

Sally Tubbesing presented the following items to the Council for its consideration:

Item #1: Interpreters for the Deaf

Ms. Tubbesing reported that she has completed contractual arrangements to provide interpreters for the deaf on a regular basis with the Pine Tree Society for Handicapped Children and Adults in accordance with the recommendations adopted by the 117th Legislative Council. Interpreters will be available for committee hearings and work sessions, and committee chairs have been asked by the presiding officers to schedule bills of particular interest to the deaf community on those days. Ms. Tubbesing noted that the interpreters would also be available to work with individual legislators who may wish to arrange meetings involving deaf constituents. The interpreters will be scheduled through the Legislative Information Office.

This item required no formal Council action; however, Rep. Kontos asked that copies of the language that gives the Council responsibility for compliance with ADA requirements at the next Council meeting.

Item #2: Legislative Budget: Adjustments in Governor's Original Recommendations

Ms. Tubbesing drew members' attention to the memo she had written the previous week that reported the adjustments that had been made in the Governor's Recommendations for the accounts included in the Legislative Department. The Governor's recommended reduction has been cut from $1,207,084 to $688,534. She noted that these revised figures are included in the Governor's budget bill, which has recently been printed.

This item did not require Council action.

REPORTS FROM COUNCIL COMMITTEES

Search Committee, Director of Legislative Information Services

In the absence of the Chair, Senate President Lawrence, Sally Tubbesing reported that the Subcommittee had initially selected 10 candidates to spend a day at the State House to visit many of the legislative offices and meet with various members of the Search Committee. The Search Committee then selected 4 candidates to invite back for a formal interview with a subcommittee of the full Search Committee, and those interviews had taken place the previous day (Wednesday, February 27).

Ms. Tubbesing concluded by saying that the Subcommittee would be scheduling a meeting to review the results of calls to references provided by each candidate and hoped to have a recommendation to present to the full Council at its March meeting.

This report required no formal action by the Council.

Committee on Legislative Information Technology

Senator Pingree, Committee Chair, reported that she and Rep. Carleton have started a Legislators' Internet User's Group and that the group had met in the new area which has recently been equipped with computers for legislators' exclusive use on the 1st floor. The Chair, Speaker Mitchell suggested that members might need another memo indicating that the area is open and available for use.

The Council took no formal action on this item.

CSG/ERC '97 Legislative Steering Committee

Rep. Kontos, who co-chairs the Committee with Sen. Amero, reported that the Committee was completing plans for the ERC Executive Committee meeting which would be convened in Portland the weekend of March 7-9. Maine is responsible for hosting dinners on both Friday and Saturday nights during the meeting, and Rep. Kontos encouraged Council members to attend. She stated that the Steering Committee would be meeting later that day to begin fleshing out the details for the summer program.

Finally, she reported that Hugh Farrington, President and CEO for Hannaford Bros., and Mike McNamara, who is CEO and President of Key Bank of Maine, have agreed to co-chair the Private Sector Host Committee, which will assume primary responsibility for overseeing the fund-raising that will be required to fund the Social activities for the summer meeting. She concluded that both she and Sen. Amero continue to be confident that the fund raising goal - $125,000 - is "very doable."

This item require no formal Council action.

OLD BUSINESS

None.

NEW BUSINESS

Item #1: State House: Maintenance and Repair Issues

Sally Tubbesing drew members' attention to an item in their packets which listed the major repair and renovation projects that constitute the "State House Master Plan" at this point. She described the Master Plan as a dynamic document, which changes as some projects are completed and as additional information regarding the scope of work required to accomplish other projects becomes available.

The Chair, Speaker Mitchell, stated that she had recently taken a guest on a tour of the State House, and that the tour had further heightened her concern about the need for a sustained program of repairs. She encouraged all members of the Council to take their own tour and cited several areas of "distress," including the chairs in the House Chamber, some of which have been patched with duct tape and/or safety pins. She emphasized the Council's role as the custodian of the State House, and noted that she was actively seeking partnerships and ideas to supporting a sustained capital improvements program in the building. Sen. Kieffer stated that it is important to break the work that needs to be done into two segments - ongoing maintenance and capital improvements. Speaker Mitchell closed the discussion by asking all Council members to assist in efforts to restore the public's pride in the State House.

This item did not require formal Council action.

Item #2: Submission of Reports:

- **Maine State Revenue Forecasting Committee**

Motion: That the Council accept the report and place it on file. (Motion by Rep. Kontos; second by Sen. Rand; unanimous).

- **License Plate Task Force: Report to Joint Standing Committee on Transportation**

Motion: That the Council accept the report and place it on file. (Motion by Rep. Campbell; second by Sen. Rand; unanimous).

- **Northern New England Passenger Rail Authority: 1996 Annual Report**

Motion: That the Council accept the report and place it on file. (Motion by Rep. Saxl; second by Sen. Rand; unanimous).

Item #3: After Deadline Requests

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

ANNOUNCEMENTS AND REMARKS

The Chair, Speaker Mitchell, congratulated all the staff "for the extraordinary work they've done to get us to this point," noting that the public recognition of their efforts was well-deserved.

ADJOURNMENT

The Council meeting was adjourned at 10:30 a.m. on the motion of the Chair.

Sally Tubbesing

State Planning Office

State Planning Office
184 State Street
38 State House Station
Tel: (207) 287-3261
Fax: (207) 287-6489

Angus S. King, Jr.
Governor

Evan D. Richert, AICP
Director

Memorandum

To: *Representative Elizabeth Mitchell, Chair*
Senator Mark Lawrence, Vice Chair
Legislative Council
From: *Evan Richert, Chair*
Commission on Performance Budgeting
cc: *Members, Commission on Performance Budgeting*
Date: *February 28, 1997*
Subject: *statewide goals*

The Commission on Performance Budgeting respectfully requests that the Legislative Council consider endorsing a series of statewide goals that would lay the foundation for Maine's strategic planning and performance budgeting initiative.

Statewide goals are broad policy statements that reflect the general ends toward which the state directs its efforts. Statewide goals involve coordination among agencies with similar functions to achieve. As such they lay the foundation for strategic planning by policy area. The policy area will become the budget presentation unit under the process envisioned by PL 1996, chapter 705, the law that lays out Maine's performance budgeting framework.

The Commission believes that the goals should truly reflect the three branches of state government. As such, we have laid out a process to seek and incorporate input from the state's legislative, executive, and judicial branches. The initial goals were developed by the Statewide Quality Management Council whose membership is representative of all three branches. Now, we are seeking endorsement from the Legislative Council, the Governor and his Cabinet, and the Judiciary. Finally, once a judicial representative has been added to the Commission on Performance Budgeting (LD 430 currently before the legislature proposes to add a judicial member to the Commission), the goals will be adopted by Commission.

Enclosed you will find a copy of the draft goals forwarded to us from the Statewide Quality Management Council. Please review them and let me know if you have any wording changes. If you are comfortable with them, I would ask that the Council endorse them for adoption by Maine's Commission on Performance Budgeting.

Thank you for your consideration. If you have any questions, please do not hesitate to contact me or any member of the Commission on Performance Budgeting.

STATEWIDE GOALS[1]

General Government

Maine's government will be effective and fiscally responsible. All Maine citizens will have access to judicial, legislative, and administrative processes. Recognizing that government's success depends on its employees, it will treat them responsibly and create an environment in which they can excel.

Economic Development and Workforce Development

Maine's economy will offer opportunities for every citizen to have rewarding employment and for businesses to prosper in a responsible manner, now and in the future.

Education

Maine's people will be life-long learners and have the knowledge and skills to live productive and satisfying lives. Our children will be prepared for life and work.

Cultural Arts

Maine's citizens will be enriched by the culture and heritage of its peoples.

Natural Resources Development and Protection

Maine's citizens, businesses and organizations will be stewards of the state's natural resources, so that their responsible use and development will sustain human and ecological life in perpetuity.

Health and Human Services

Maine's citizens will be healthy, physically- and emotionally-safe, and as self-sufficient as each is able to be. Our children will have the chance to be children and the support to become healthy, productive adults.

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[1] Following are draft statewide goals for review by all interested parties. The purpose of statewide goals is to provide a broad strategic vision for the State of Maine that not only crosses department and agency lines by policy area, but spans the three branches of government. The policy areas are in bold, followed by the proposed goal.

Justice and Protection

Maine's citizens will be secure in their homes and communities. Those who commit crimes will be held fully accountable, while given opportunities to change; and the victim and communities, as much as possible, will be restored to wholeness.

Business Licensing and Regulation

Maine will foster a regulatory environment that protects the public through appropriate, impartial, and efficient regulation of products and services, while encouraging a positive business climate.

Transportation and Distribution

Maine's infrastructure will move people, goods, information, and energy safely and efficiently, shaping healthy communities, a strong economy and a clean, natural environment.

MEMBERS - COMMISSION ON PERFORMANCE BUDGETING

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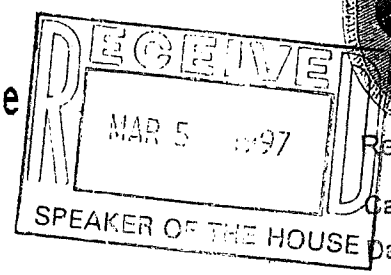
2/20/97

Boy Scouts of America

Troop 672

Gardiner, Maine

March 3, 1997



Received by:
Carrie ✓
David
Jane
Nancy
Pat
Patrick
Peggy

Legislative Council
Speaker Elizabeth Mitchell
State House
Augusta, ME 04333-0002

Dear Speaker Mitchell,

I am writing to you as a member of the program committee for the Boy Scout spring camporee which will be held in Capitol Park in Augusta, May 16th through the 18th. Boy Scouts from across the state will be attending. It is not unusual for this type of event to also draw units from neighboring states and Canada. Attendance at camporees is typically significant, around 1,200 to 1,500 Scouts. Accompanying the Scouts will be their leaders and family members.

As a program coordinator for this event, I am exploring various opportunities associated with holding the camporee in the capitol city. I would like to inquire about the possibility of having access to the Hall of Flags within the capitol building. This would be a wonderful opportunity for many people to view the flags on display and enhance the patriotic aspects of the scouting program. I had the chance to bring several scouts to the State House several weeks ago and was surprised at their level of interest with the flags.

We would like to allow scouts, with chaperones, to access the flag area at their convenience throughout the program portion of the camporee. This would be on Saturday, May 17th from approximately 10:00 A.M. until noon, then again from 1:00 P.M. until the program segment ends at 4:00 P.M. We would not be looking for guided tours, just the opportunity to walk through this particular area. We could station volunteers at strategic areas to insure that nobody wanders off through the building. Most scouts will be escorted by their leaders depending on their age. If this timeframe is too long, we could limit the time to the morning or afternoon in order to allow for this opportunity.

Units will begin to arrive at the camporee on Friday afternoon. You will notice a definite increase in traffic. They will set up their campsites in the park vicinity and settle in. On Saturday, scouting activities will be offered along with activities from various organizations from the greater Augusta area. We have just begun to compile these activities, and already it is looking like it will be a full day of fun and excitement for everyone.

We are working with a Civil War reenactment group for the formal opening ceremony which will be held on Saturday morning beginning at 8:30 A.M. This ceremony will be the beginning of the program segment of the camporee which includes activities being held throughout the day. Programs will conclude at 4:00 P.M. but that doesn't end the excitement for the scouts. A campfire event will be held following the supper hour and vespers services. Awards and a formal closing ceremony occur on Sunday morning.

I realize that this event involves a significant number of people, however, we are looking to incorporate historical, educational, competitiveness, and just plain fun into all aspects of the program.

I would be available to answer any questions you may have, or to work through some of the logistics for allowing access to the Hall of Flags. I would also be willing to work with any individual or group to try to bring this event to realization.

We are trying to put together a listing of events to incorporate into a brochure which will be mailed throughout the state and would like to know if this endeavor might be possible possible. Feel free to call me at the numbers listed below. My work hours are from 8 A.M. to 3:30 P.M. I can also be reached at my home number most evenings, the best time to reach me is around 9:00 P.M.

This is a very exciting time for the units in the immediate Augusta area since the last camporee to take place in Augusta was in 1966, just a few years ago!

Thank you in advance for your time and consideration on this matter.

Yours in scouting,

Monique

Monique Morin
Chairperson, Troop 672
14 McKenna Drive
Randolph, ME 04346
Phone: H 582-4475 / W 626-3410

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
FIRST REGULAR SESSION
March 13, 1997

Action

SPONSOR: Rep. Bodwell, II, William E.

LR 2456 An Act to Allow Local School Districts to Use Funds Currently Allocated for Mobile Temporary Classrooms for the Construction of Permanent Classrooms

SPONSOR: Rep. Davidson, Thomas M.

LR 2455 An Act to Create the Maine Scholarship Lottery Game

SPONSOR: Rep. Kontos, Carol A.

LR 2438 An Act to Prohibit Snowmobiles From Operating on Public School Grounds

SPONSOR: Rep. Kontos, Carol A.

LR 2444 An Act to Extend the Electric Rate Stabilization Program

SPONSOR: Rep. Wheeler, Gary J.

LR 2440 An Act to Amend the Laws Governing the Shrimp Harvesting Season

JOINT RESOLUTIONS

SPONSOR: Sen. Kilkelly, Marjorie L.

LR 2454 JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS TO TRANSFER FUNDS FROM THE MILITARY BUDGET TO CITIES AND STATES

SPONSOR: Rep. McKee, Linda Rogers

LR 2451 JOINT RESOLUTION MEMORIALIZING PRESIDENT CLINTON TO NEGOTIATE A BAN ON ANTIPERSONNEL LANDMINES

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR:	**Rep. Bunker, Jr., George H.**	**TABLED 02/27/97**
LR 2395	An Act to Require Notice to Telephone Subscribers of the Sale or Transfer of an Interchange Carrier or a Change in Rates	
SPONSOR:	**Rep. Bunker, Jr., George H.**	**TABLED 02/27/97**
LR 2396	An Act to Create the Pleasant River Standard Water District	
SPONSOR:	**Rep. Kontos, Carol A.**	**TABLED 02/27/97**
LR 2391	An Act Concerning Correctional Impact Statements	
SPONSOR:	**Rep. McAlevey, Michael J.**	**TABLED 02/27/97**
LR 2405	An Act to Modify the Retirement Laws for the 38th Training Troop of the Maine State Police	
SPONSOR:	**Rep. Murphy, Jr., Thomas W.**	**TABLED 02/27/97**
LR 2407	An Act to Promote Higher Education	
SPONSOR:	**Rep. Saxl, Jane W.**	**TABLED 02/27/97**
LR 2425	An Act Authorizing the Department of Transportation to Provide Signage for the World War II Memorial in Bangor	
SPONSOR:	**Rep. Tuttle, Jr., John L.**	**TABLED 02/27/97**
LR 2375	An Act to Allow Micropigmentation	
SPONSOR:	**Rep. Usher, Ronald E.**	**TABLED 02/27/97**
LR 2406	An Act Regarding the Rights of Mobile Home Park Residents	
SPONSOR:	**Rep. Usher, Ronald E.**	**TABLED 02/27/97**
LR 2417	An Act to Suspend the License to Operate a Motor Vehicle of a Person Convicted of Operating a Snowmobile While Under the Influence of Intoxicating Liquor or Drugs or Speeding on a Snowmobile	

JOINT RESOLUTIONS

SPONSOR: **Rep. Donnelly, James O.** **TABLED 01/16/97**

LR 2319 JOINT RESOLUTION MEMORIALIZING CONGRESS TO CONSIDER PREVAILING WINDS CAUSING POLLUTION FROM OTHER AREAS IN PRIORITIZING ENVIRONMENTAL STANDARD REQUIREMENTS

SPONSOR: **Rep. Donnelly, James O.** **TABLED 02/27/97**

LR 2320 JOINT RESOLUTION MEMORIALIZING CONGRESS CONCERNING FLAG DESECRATION

SPONSOR: **Rep. Kontos, Carol A.** **TABLED 02/27/97**

LR 2430 JOINT RESOLUTION MEMORIALIZING STATE AGENCIES, CITIZENS, BUSINESS AND THE GOVERNOR TO CONSOLIDATE EXPERTISE FOR THE MONITORING OF COMPETITIVE MARKETS FOR ELECTRICITY, NATURAL GAS AND OTHER SOURCES OF ENERGY IN A SINGLE STATE AGENCY IN ORDER TO FACILITATE A CONSISTENT ENERGY POLICY

SPONSOR: **Rep. Kontos, Carol A.** **TABLED 02/27/97**

LR 2431 JOINT RESOLUTION CALLING ON THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO REDUCE EMISSIONS FROM POWER PLANTS TO ENVIRONMENTALLY COMPARABLE LEVELS REGARDLESS OF AGE; THE GOVERNOR TO CONTINUE MAINE'S INVOLVEMENT IN FEDERAL AND REGIONAL EFFORTS TO ADDRESS THE ENVIRONMENTAL IMPACTS OF ELECTRIC UTILITY RESTRUCTURING; AND THE OWNERS OF EXEMPT UTILITY FOSSIL FUEL PLANTS TO VOLUNTARILY REDUCE EMISSIONS

SPONSOR: **Sen. Lawrence, Mark W.** **TABLED 02/27/97**

LR 2399 JOINT RESOLUTION RELATING TO EDUCATING FAMILY MEMBERS ABOUT BREAST CANCER

SPONSOR: **Sen. Ruhlin, Richard P.** **TABLED 02/27/97**

LR 2318 JOINT RESOLUTION MEMORIALIZING THE UNITED STATES POSTAL SERVICE AND MAINE'S CONGRESSIONAL DELEGATION TO RETAIN AND PRESERVE THE HISTORIC POST OFFICE IN CASTINE, MAINE

ADDENDUM

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
FIRST REGULAR SESSION
March 18, 1997

Action

SPONSOR: Sen. Amero, Jane A.

LR 2464 An Act to Continue the Operation of State Government for the First Quarter of the Fiscal Year Ending June 30, 1998

SPONSOR: Rep. Kerr, George J.

LR 2458 An Act to Establish Local Option Tax

SPONSOR: Sen. Lawrence, Mark W.

LR 2462 An Act Concerning the Authority of the Secretary of State to Suspend and Revoke Licenses and Privileges to Operate in Maine

SPONSOR: Rep. Quint, Michael W.

LR 2463 An Act to Redefine and Broaden the Penalties for Individuals Using Unregistered Guns in the Commission of Crimes

SPONSOR: Sen. Pingree, Rochelle

LR 2465 An Act to Change the State's Fiscal Year from July 1st to October 1st

SPONSOR: Rep. Winglass, Robert J.

LR 2461 An Act to Authorize Motor Vehicle Owners to Disable Passenger Side Airbags