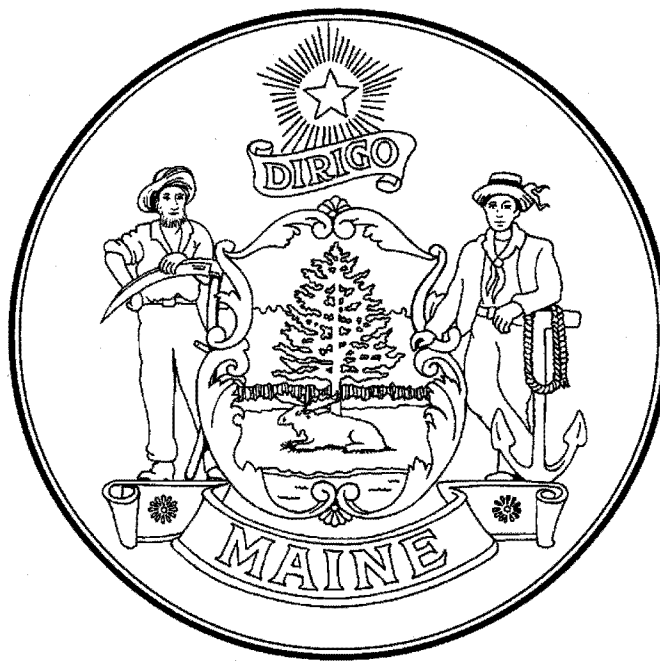


# MAINE STATE LEGISLATURE

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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

**June 16, 1997**

### CALL TO ORDER

The Chair, Speaker Mitchell, called the Council to order at 1:20 p.m. in the Legislative Council Chambers.

### ROLL CALL

**Senators:** President Lawrence, Sen. Pingree,  
Sen. Amero, Sen. Rand  
Absent: Sen. Kieffer

**Representatives:** Speaker Mitchell, Rep. Kontos,  
Rep. Saxl, Rep. Campbell  
Absent: Rep. Donnelly

**Legislative Officers:** Sally Tubbesing, Executive Director,  
Legislative Council  
John Wakefield, Director, Office of  
Fiscal and Program Review  
David Boulter, Director, Office of  
Policy and Legal Analysis  
Paul Mayotte, Director, Legislative  
Information Services  
Suzanne Gresser, Principal Attorney,  
Office of the Revisor  
Joy O'Brien, Secretary of the Senate  
Joseph Mayo, Clerk of the House

### SECRETARY'S REPORT

**Motion:** That the Summaries of the May 8 and May 29, 1997, Council meetings be accepted and placed on file. (Motion by Sen. Rand; second by Rep. Saxl; unanimous).

## EXECUTIVE DIRECTOR'S REPORT

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

**Item #1: Resignation of Lisa Copenhaver, Office of Policy & Legal Analysis**

Ms. Tubbesing drew Council members' attention to Ms. Copenhaver's letter of resignation, and noted that she had brought her specialized knowledge in labor law to bear on her work in the Legislature - including the Joint Standing Committee on Labor and with the Blue Ribbon Commission on Workers' Compensation. Ms. Copenhaver is leaving to assume a position with the Maine Labor Relations Board, and Ms. Tubbesing remarked that her expertise will be difficult to replace.

**Motion:** That Ms. Copenhaver's resignation be accepted with regret and that a letter of appreciation be sent to her. (Motion by Rep. Kontos; second by Sen. Rand; unanimous).

**Item #2: Staff Participation in NCSL Annual Meeting, Philadelphia**

Ms. Tubbesing reported that after consultation with Senate President Lawrence and Speaker Mitchell regarding allocation of the out-of-state travel budget, she had approved attendance by the following at the NCSL Annual Meeting in Philadelphia: David Boulter; Paul Mayotte; and John Wakefield.

This was an informational item and did not require formal Council action.

## REPORTS FROM COUNCIL COMMITTEES

**CSG/ERC '97 Legislative Steering Committee**

Rep. Kontos, who Co-Chairs the Steering Committee with Senator Amero, reported briefly on the progress of planning for the meeting, noting that fund-raising was going extremely well and that an outstanding program had been developed.

No Council action was required on this item.

## OLD BUSINESS

**Item #1: Proposal from Business and Economic Development Committee to Review Agencies Pursuant to the Government Evaluation Act (Tabled at May 29 meeting)**

The Chair, Speaker Mitchell, asked David Boulter to recap the Council's prior discussion of the Committee's request. Mr. Boulter stated that the Committee had requested 4

meetings during the interim to begin its evaluation of certain agencies. Speaker Mitchell pointed out that the Council had been very careful to limit the number of meetings for all of the study commissions and asked Mr. Boulter if, based on his assessment of the work to be done, 4 meetings was necessary. Mr. Boulter responded that the Committee would need at least 3.

Sen. President Lawrence then asked Mr. Boulter why the Maine Development Foundation was included in the Government Evaluation Act. Mr. Boulter responded that the Foundation does receive some General Fund money, and that it is also set up in law as a public instrumentality with certain statutory changes; thus, it is subject to review under the law.

**Motion:** That the Committee be authorized to meet 3 times during the interim to conduct work related to its responsibilities under the Government Evaluation Act. (Motion by Sen. President Lawrence; second by Rep. Kontos; unanimous).

## **NEW BUSINESS**

Item #1: Requests to Introduce Legislation to the First Special Session

Requests to introduce legislation to the First Special Session were considered by the Legislative Council. A summary of the Council's action on these requests is attached to this meeting summary.

## **ANNOUNCEMENTS AND REMARKS**

None.

## **ADJOURNMENT**

The Council meeting was adjourned at 1:40 p.m. on the motion of Sen. President Lawrence.

LEGISLATIVE COUNCIL  
ACTION ON REQUESTS TO INTRODUCE LEGISLATION  
FIRST SPECIAL SESSION  
June 16, 1997

Sally Tubbesing  
Legislative Council Info.

Action

SPONSOR: Rep. Bisulca, Paul .

ACCEPTED

LR 2541 An Act to Amend the Act to Implement the Maine Indian  
Claims Settlement

Note: It was clarified after the Council adjourned  
that Rep. Bisulca wishes to have his bill  
considered in the 2nd Regular Session.

SPONSOR: Sen. Carey, Richard J.

ACCEPTED

LR 2605 An Act Regarding the Restructuring of Contracts between  
Public Utilities and Qualifying Facilities

SPONSOR: Rep. Kerr, George J.

WITHDRAWN

LR 2600 An Act to Discourage Smoking and to Make Other  
Changes in Laws Necessary for the Proper Operation  
of State Government

SPONSOR: Rep. Kerr, George J.

ACCEPTED

LR 2608 An Act to Allow York County Commissioners to Send  
out 2 Tax Bills Per Year

SPONSOR: Sen. Libby, James D.

FAILED

LR 2598 An Act to Achieve Full Funding for Community  
Corrections in York County

SPONSOR: Sen. Michaud, Michael H.

ACCEPTED

LR 2604 Resolve, Appropriating Funds to the Maine  
Franco-American Center

SPONSOR: Rep. Mitchell, Elizabeth H.

ACCEPTED

LR 2599 An Act to Discourage Smoking, Provide Tax Relief  
and Improve the Health of Maine Citizens

JOINT RESOLUTION

SPONSOR: Rep. Lemke, William

ACCEPTED

LR 2606 JOINT RESOLUTION MEMORIALIZING THE UNITED STATES POST  
OFFICE TO ISSUE A STAMP COMMEMORATING JOSHUA LAWRENCE  
CHAMBERLAIN

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Bodwell, II, William E. TABLED  
03/18/97

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. Cameron, Robert A. TABLED  
05/08/97

LR 2549 An Act to Provide a One-time Fishing License Exemption  
for Adult Participants of the "Hooked on Fishing-Not  
on Drugs" Program

SPONSOR: Rep. Gerry, Belinda A. TABLED  
04/14/97

LR 2484 An Act to Accord Benefits and Rights to Companions

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  
01/16/97

LR 2320 JOINT RESOLUTION MEMORIALIZING CONGRESS  
CONCERNING FLAG DESECRATION

SPONSOR: Rep. Hatch, Pamela H. TABLED  
04/14/97

LR 2506 JOINT RESOLUTION MEMORIALIZING CONGRESS TO PASS  
STRIKEBREAKER LEGISLATION

SPONSOR: Sen. Kilkelly, Marge L. TABLED  
03/18/97

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

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