

MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL
AGENDA
March 12, 1998**

CALL TO ORDER

ROLL CALL

EXECUTIVE DIRECTOR'S REPORT

REPORTS FROM COUNCIL COMMITTEES

Legislative Facilities Committee

OLD BUSINESS

Item #1: Proposal to Issue an RFP to Seek Assistance in the Legislative Computer System Migration Project

NEW BUSINESS

Item #1: Letter from Blue Ribbon Commission to Study the Effects of Government Regulation and Health Insurance Costs on Small Businesses in Maine Regarding Regulatory Agendas Submitted by State Departments and Agencies (enclosed)

Item #2: Government Evaluation Act: Process for Dealing with Reports and Legislation (at request of Rep. Kontos)

Item #3: After Deadline Bill Requests

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT

Blue Ribbon Commission to Study the Effects of Government Regulation and Health Insurance Costs on Small Businesses in Maine

Members

Rep. Arthur F. Mayo, III, Chair
Sen. Bruce W. MacKinnon
Rep. Jane W. Saxl
Timothy Agnew
Douglas S. Carr
Thomas J. Giordano
S. Catherine Longley
Edward Gorham
Thomas D. McBrierty
Jim McGregor
Patrick Murphy
Peter Sassano

Staff

John Kelley
Colleen McCarthy Reid
Darlene Shores Lynch
Maine State Legislature
Office of Policy and Legal Analysis
State House Station 13
Augusta, ME 04333
(207) 287-1670

March 10, 1998

The Honorable Senator Mark W. Lawrence
President of the Senate
118th Legislature

The Honorable Representative Elizabeth H. Mitchell
Speaker of the House of Representatives
118th Legislature

Dear Mr. President and Madam Speaker:

During the course of our study, the Blue Ribbon Commission to Study the Effects of Government Regulation and Health Insurance Costs on Small Businesses in Maine became aware of the statutory requirements of Title 5, Maine Revised Statutes, section 8060. This law requires that state departments and agencies submit their regulatory agendas for each legislative biennium. The agencies must submit the regulatory agendas between the beginning of a regular session and 100 days after adjournment. **The law also requires that the legislative committee of jurisdiction review the regulatory agenda at a meeting called for that purpose.**

It is the commission's belief that not all legislative committees are aware of this requirement to review the regulatory agendas of state agencies and departments. We would request that every effort be made by the Legislature to comply with the law and we urge that the presiding officers annually remind legislative committees of their responsibilities under the law.

Thank you for your attention to this matter.

MAR 10 1998

Letter to Presiding Officers

Page Two

March 10, 1998

Sincerely,

A handwritten signature in cursive script, appearing to read "Arthur Mayo III". A long horizontal line extends from the end of the signature to the right.

Representative Arthur F. Mayo III
Chair

cc: ✓ Sally Tubbesing, Legislative Council
David Boulter, Office of Policy and Legal Analysis
Elizabeth Butler, Governor's Office

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TITLE 5
CHAPTER 375
MAINE ADMINISTRATIVE PROCEDURE ACT

5 § 8060. Regulatory agenda

Each agency with the authority to adopt rules shall issue to the appropriate joint standing committee or committees of the Legislature and to the Secretary of State an agency regulatory agenda as provided in this section.

1. Contents of agenda. Each agency regulatory agenda to the maximum possible extent shall contain the following information:

- A. A list of rules that the agency expects to propose prior to the next regulatory agenda due date;
- B. The statutory or other basis for adoption of the rule;
- C. The purpose of the rule;
- D. The contemplated schedule for adoption of the rule;
- E. An identification and listing of potentially benefited and regulated parties; and
- F. A list of all emergency rules adopted since the previous regulatory agenda due date.

2. Due date. A regulatory agenda must be issued between the beginning of a regular legislative session and 100 days after adjournment.

3. Legislative copies. The agency shall provide copies of the agency regulatory agenda to the Legislature as provided in section 8053-A.

4. Availability. An agency which issues an agency regulatory agenda shall provide copies to interested persons.

5. Legislative review of agency regulatory agendas. Each regulatory agenda shall be reviewed by the appropriate joint standing committee of the Legislature at a meeting called for the purpose. The committee may review more than one agenda at a meeting.

6. Application. Nothing in this section or section 8053-A may be construed to prohibit agencies from adopting emergency rules that have not been listed or included in the regulatory agenda pursuant to this section.

IMPORTANT NOTICE

MAINE STATEWIDE CULTURAL INITIATIVE

Please send revisions and additions in advance of the April 14 meeting (by April 7).

- Important that we hear from:

Maine Historical Society
Maine Humanities Council
Maine Film Commission
Maine State Archives
Maine Law Library
Maine Community Cultural Alliance

- Important that statements and amounts requested by the four cultural agencies be revised or confirmed by April 7.

Send to: J. Gary Nichols
Station #64
Maine State Library
Augusta, ME 04333

Attn: Gloria Poulin

K:\BOB\CULTAFRS.TXT

CULTURAL AFFAIRS COUNCIL

March 11, 1998

10:00 a.m.

Attending: J. Gary Nichols, Alden Wilson, Malcolm Collins, Dorothy Schwartz, J. R. Phillips, Linda Frenski, Steven Podgajny, Willard Hertz, James Henderson, Lynn Randall, Greg Gadberry, Robert Bradley

CULTURAL LEGISLATIVE INITIATIVE

Steve began the meeting by distributing a concise summary of the initiative, with its various components organized by agency. He noted that the items involved programs or activities which are no longer funded or are underfunded, and turned to the agency representatives for comments.

By way of background, Gary recalled the 1989 cultural initiative. He pointed out that this new one, in order to be considered for funding in 1999, would need to be refined and ready by August or September at the latest. Regarding the libraries component, he reported that the external and internal infrastructure of public libraries statewide is in serious condition and that federal funds are no longer available, even in small quantity, to address this problem. The state should be asked to appropriate monies for public libraries just as it does for schools. In addition, the state per capita spending level should again be examined. He also noted that the item on the second page -- funding for the acquisition of historically significant material -- applies to all of the cultural agencies, regardless of which agency might become the recipient of such an appropriation.

Denny referred to the reductions in NEA funding. In terms of state priorities, the Arts in Education legislation is high, and yesterday the House passed a bill which would make

\$150,000 available for this program; the Senate is expected to vote on the measure today. The arts component of the proposed initiative would fund community resources assessments, with a particular focus on municipalities and regions which are underserved by the arts. Approximately \$300,000 to \$500,000 annually would be needed to adequately address this need. Everything in the initiative, it should be stressed, ties into "building community."

Bob Bradley reported on the historic preservation component of the initiative by way of summarizing the history of both federal and state funding for historic buildings restoration grants since the 1970s. Funding limits on both levels preclude such programs today. Data from more than a decade ago proved that some \$2 million in essential repairs to historic buildings was needed annually, a figure which is surely much higher today. Nonetheless, \$500,000 per year (doubled via 50% local match) would be invaluable. Denny asked whether the proposed Millennium initiative might be relevant in terms of new federal funding for restoration grants. Bob responded that not much more was known about the proposed three-year program at this time than what was included in the President's State of the Union address, but that the National Park Service was beginning the process of developing guidelines in case the initiative is passed. Willard Hertz asked how buildings "open to the public" is defined. Bob replied that the federal program required public access at least twelve days a year, but that such properties are open at least seasonally, if not year round.

J. R. Phillips reported that the State Museum component would make available \$50,000 per year for a full-time position to co-ordinate technical assistance to local museums (with the assistance of other agencies, such as the Maine Humanities Council). Additionally, \$50,000 per year would be added to an acquisitions endowment, which already has been

pledged \$136,000 from non-state sources. The hope is that this endowment would at some point generate \$100,000 per year in income. It would not only fund purchase of significant objects and specimens, but also research directly connected with them. Denny noted that this program would be equivalent in some ways to appropriations for the Library's acquisition account. Jim Henderson felt that the Historic Records Advisory Board would certainly endorse this idea. Greg Gadberry added that historic films are threatened by dealers who cut them up and sell them cell by cell. He urged that the term "historically significant material" be understood to include this vulnerable resource. Dorothy mentioned the Maine Humanities Council's need for state funds to support local projects and programs.

Steve then opened a brief discussion on the issue of major improvements to the Cultural Building. J. R. And Denny emphasized the need to share the concept with key players in both the Legislature and the Governor's office.

Steve closed the meeting by suggesting that the agency directors, along with Dorothy, a representative of the Alliance, and himself, meet on April 14th at 10:00 a.m. in the State Library. Any modifications to the initiative summary must be developed by then. Gary asked that any such changes/amplifications be sent to him. Steve then selected June 3rd for the next meeting of the full Council, to be held jointly with the Alliance.

The meeting ended at 12:30 p.m.

Robert L. Bradley
Maine Historic Preservation Commission

REMINDER: NEXT MEETING
APRIL 14, 10:00 a.m..
STUDIO, MAINE STATE LIBRARY

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
March 10, 1998

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Gooley, Walter R. Tabled
01/21/98

LR 3368 An Act to Extend the Deadline for Filing Updated Management
Plans Under Tree Growth Tax Laws

SPONSOR: Rep. Mitchell, Elizabeth H. Tabled
11/20/97

LR 3289 An Act Making Supplemental Appropriations and Allocations
for the Expenditures of State Government and to Change
Certain Provisions of Law Necessary for the Operation of
State Government for the Fiscal Year Ending June 30, 1998
and June 30, 1999

SPONSOR: Sen. Pingree, Chellie Tabled
11/20/97

LR 3288 An Act to Improve Access to Women's Healthcare

SPONSOR: Rep. Snowe-Mello, Lois A. Tabled
02/23/98

LR 3454 Resolve, to Name the Timber Bridge in Byron the Richard
Lauze Memorial Bridge

SPONSOR: Rep. Saxl, Michael V. Tabled
02/26/98

LR 2965 An Act to Ensure the Participation in Court Proceedings of
Victims of Violent Crimes

ADDENDUM

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
March 11, 1998

Action

SPONSOR: Sen. Goldthwait, Jill M.

LR 3502 An Act Authorizing Certain Debt of Hancock County for
Construction of a New Jail and Courthouse Renovations and
Ratifying Certain Action Taken by Hancock County in
Connection with the Authorization of this Debt

JOINT RESOLUTION

SPONSOR: Sen. Pingree, Chellie

LR 3499 JOINT RESOLUTION MEMORIALIZING CONGRESS TO ENSURE THE
VIABILITY OF THE UNITED STATES SOCIAL SECURITY SYSTEM

ADDENDUM

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
March 12, 1998

Action

JOINT RESOLUTION

SPONSOR: Rep. Farnsworth, Richard R.

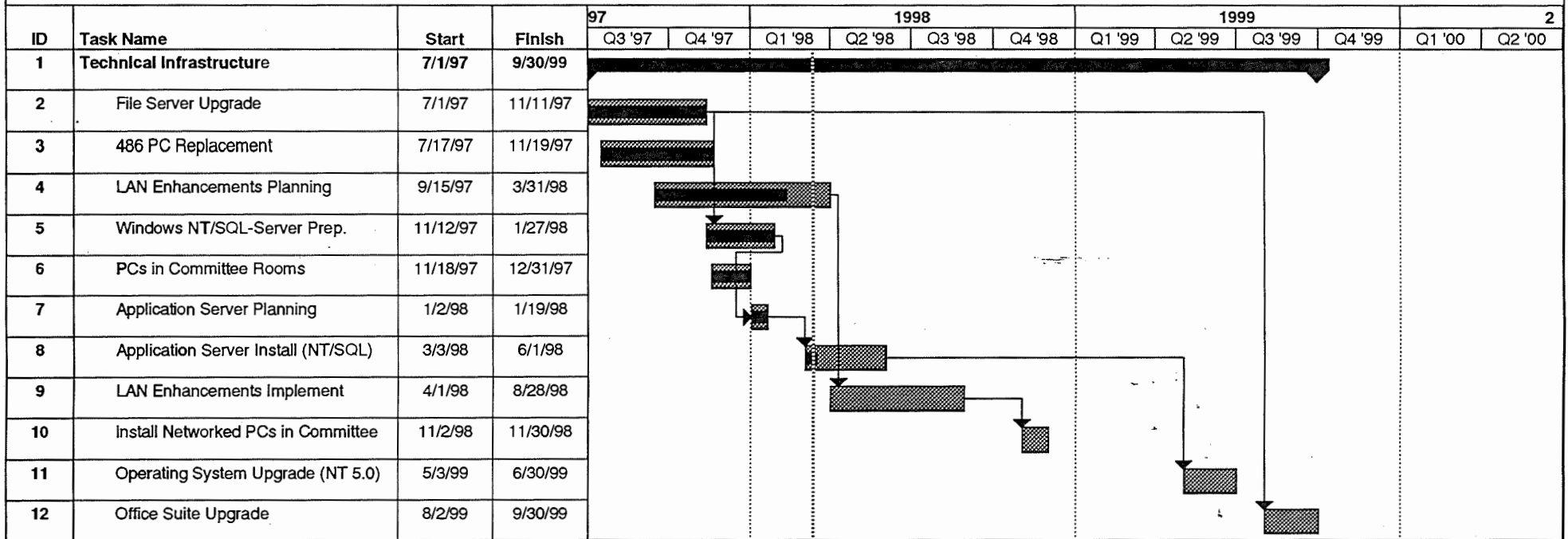
LR 3504 JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE
UNITED STATES TO PRESERVE THE CURRENT FAIR HOUSING ACT

118th MAINE STATE LEGISLATURE
LEGISLATIVE COUNCIL

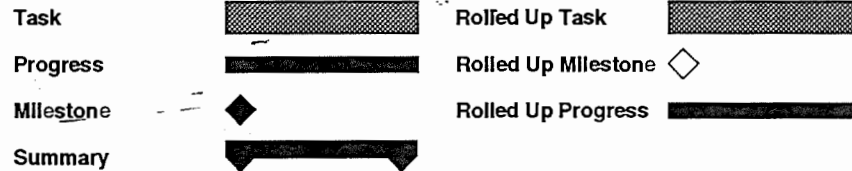
Migration Project

March 12, 1998

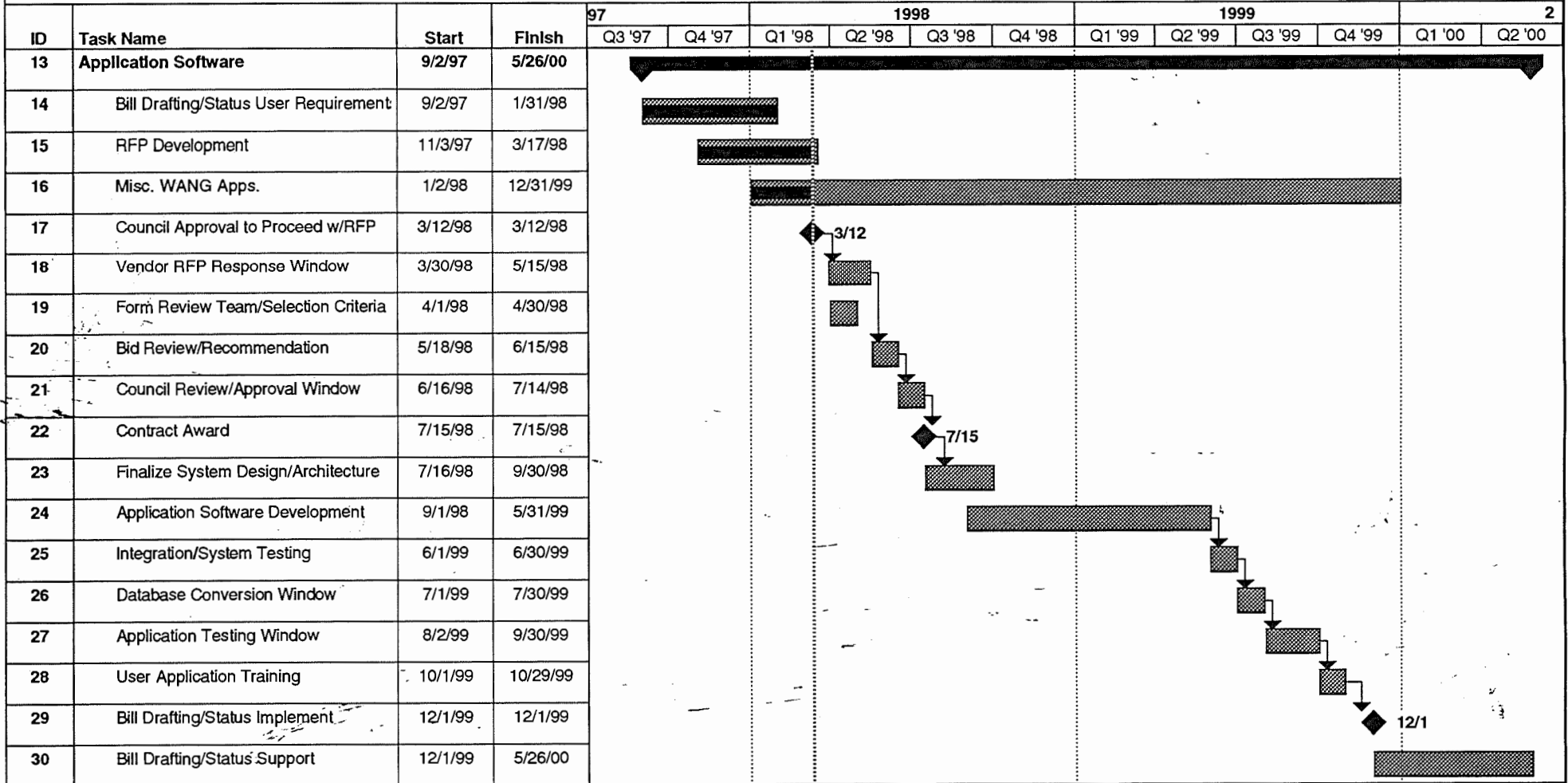
Maine State Legislature - WANG Migration Schedule



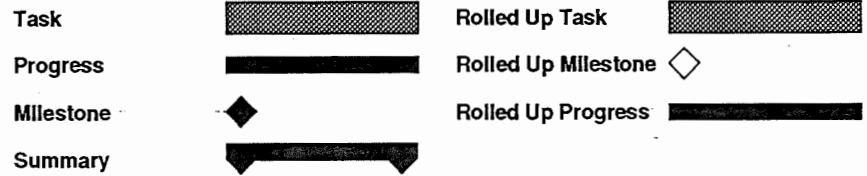
Project: WANG Migration Project, 7/1/97 ,5/26/00
 Maine State Legislature
 Date: 3/12/98



Maine State Legislature - WANG Migration Schedule



Project: WANG Migration Project, 7/1/97 ,5/26/00
Maine State Legislature
Date: 3/12/98



Migration RFP Review Feedback

- User Access to Data In the New System is not “User Friendly” (Ad Hoc Reports)
- RFP Language is Rooted in the Existing Process
- Balance between Senate, House, and Staff Office Requirements
- Schedule and Staff Availability Concerns

Migration RFP Review Feedback

- Contract Administration
- Need More Emphasis on the Opportunity to Improve the Legislative Process Itself
 - Data Entry
 - Status Reporting
 - Access to Data (who, what, when)

*Who is the contract with?
Legislative Council*

Phased Implementation Example

- Phase One
 - Migrate Applications from WANG to Client/Server, Open Relational Database Environment
- Phase Two
 - Build a Legislative Data Warehouse
- Phase Three
 - Implement a Legislative Leadership Information System

Migration Project Oversight

- Legislative Council Involvement and Policy Setting is Key to a Successful Project
- Staff Management Involvement and Process Ownership is Key to a Successful Project
- A Project Oversight Process is needed to Involve Staff Management and to Ensure the Legislative Council is Provided the Information it Needs to Set Policy

Migration Project
Oversight
Proposed Organization

LEGISLATIVE COUNCIL



**Migration Oversight
Steering Team**

Council Members
Secretary of the Senate
Clerk of the House
Executive Director
Revisor of Statutes
Director, Office of Policy & Legal Analysis
Director, Office of Fiscal & Program Review
Director, Information Services

Proposed RFP Plan

- 3/12 - Further Council Discussion/Council Direction
- 3/16 - All RFP Comments in From Users
- 3/17 - Draft RFP Updated/Final Review
- *3/23 Council Meeting 12:30*
3/24 - Print and Assemble
- 3/31 - Advertise/Issue RFP
- 5/15 - Vendor Response Due

Legislative Technology Migration Estimated Cost

<u>Migration</u>	<u>Total Estimated Cost</u>	<u>Unfunded</u>
Application Server Install	\$25,000	\$0
BD/BS User Training	\$25,000	\$25,000
Bill Drafting/Bill Status	\$793,750	\$793,750
Migration Development Tools	\$12,500	\$0
Office Suite Upgrade (Office 97)	\$67,500	\$67,500
Replace Misc. WANG Applications	\$106,250	\$93,750
Windows NT/SQL Server Prep.	\$6,250	\$0
Migration Off WANG VS Computer	\$1,036,250	\$980,000
PCs (networked) in Committee Rooms	\$157,000	\$71,400
Total Unfunded Costs		\$1,051,400