

MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL
MAY 13, 1999
REVISED AGENDA**

CALL TO ORDER

ROLL CALL

SUMMARY OF APRIL 5, 1999, COUNCIL MEETING

**REPORTS FROM EXECUTIVE DIRECTOR AND COUNCIL
OFFICE DIRECTORS**

- Fiscal Overview: Jim Clair
- Information Services Activities: Paul Mayotte
- Preview of Interim Study Requests: David Boulter

REPORTS FROM COUNCIL COMMITTEES

- Personnel Committee
- Committee on Legislative Space
- Subcommittee to Review the Smoking Policy

OLD BUSINESS

NEW BUSINESS

Item #1: Proposal from the Joint Standing Committee on Business and Economic Development to Conduct Reviews in Conjunction with the Government Evaluation Act

Item #2: Requests to Introduce Legislation

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT

SEN. MARK W. LAWRENCE
CHAIR

REP. G. STEVEN ROWE
VICE-CHAIR



119th MAINE STATE LEGISLATURE
LEGISLATIVE COUNCIL

SEN. CHELLIE PINGREE
SEN. JANE A. AMERO
SEN. ANNE M. RAND
SEN. RICHARD A. BENNETT
REP. MICHAEL V. SAXL
REP. THOMAS W. MURPHY, JR.
REP. DAVID C. SHIAH
REP. RICHARD H. CAMPBELL

SARAH C. TUBBESING
EXECUTIVE DIRECTOR

MEETING SUMMARY
APRIL 5, 1999

CALL TO ORDER

The Chair, Senate President Lawrence, called the Council to order at 2:50 p.m. in Room 425, the Legal and Veterans Affairs Committee Room.

ROLL CALL

Senators:	President Lawrence, Sen. Pingree, Sen. Amero, Sen. Rand, Sen. Bennett
Representatives:	Speaker Rowe, Rep. Saxl, Rep. Murphy, Rep. Shiah, Rep. Campbell
Legislative Officers:	Joy O'Brien, Secretary of the Senate Joseph Mayo, Clerk of the House Millicent MacFarland, Assistant Clerk of the House Sally Tubbesing, Executive Director, Legislative Council James Clair, Director, Office of Fiscal and Program Review David Boulter, Director, Office of Policy and Legal Analysis Suzanne Gresser, Principal Attorney, Office of the Revisor of Statutes Lynn Randall, State Law Librarian Paul Mayotte, Director, Legislative Information Services

SUMMARY OF MARCH 22, 1999, COUNCIL MEETING

Motion: That the Summary be accepted and placed on file. (Motion by Senator Rand; second by Rep. Shiah; unanimous).

REPORTS FROM EXECUTIVE DIRECTOR AND COUNCIL STAFF DIRECTORS

Item #1: Status Report/Drafting and Committee Work: Margaret Matheson and David Boulter

Suzanne Gresser, Principal Attorney in the Revisor's Office, reporting in Margaret Matheson's absence, drew Council members' attention to a memo in the agenda packet summarized the status of work in her office. More than 770 bills have been either withdrawn or voided due either to lack of signature or lack of sufficient information to draft, and Ms. Gresser noted that these bills could be revived at this point only with the approval of the presiding officers. She stated that 40 of the 55 bills that have not yet been released from the Office were in the hands of sponsors for review and signature, and that most of the bills still being drafted were after deadline bills.

Representative Saxl asked whether sponsors were notified that a bill is dead; and Ms. Gresser responded that sponsors receive letters in both cases.

David Boulter, Director of the Office of Policy and Legal Analysis, stated that it appears that Committees have received approximately 97% of the total bills at this point and indicated that Committees have taken final action on 1200 bills to date.

This item did not require Council action

Item #2: Y2K Status: Paul Mayotte

Paul Mayotte, Director of Legislative Information Services, provided Council members with a brief summary of a printed report that was included in the agenda packet, indicating the status of ongoing work on Year 2000 code review and publication of the Legislative Record.

This item required no formal Council action.

Item #3: Fiscal Briefing: Jim Clair

James Clair, Director, Office of Fiscal and Program Review, had also provided Council members with materials, including a Summary of the Governor's Change Package for the "Part 2" budget, which his office has distributed to all members of the Legislature. He then provided an update on fiscal note preparation, noting that he has been able to focus more of his staff resources on this task in the past two week. Finally, he shared a preliminary report of General Fund Revenues for the month of March, which indicate that revenues again exceeded projections.

This item required no formal Council action.

REPORTS FROM COUNCIL COMMITTEES

Migration Project Steering Committee

The Committee Chair, Senate President Lawrence, deferred to Paul Mayotte, who stated that KPMG-LLP will begin work on the first phase of the Migration Project on Monday, April 12.

Personnel Committee

Speaker Rowe, who chairs the Committee, reported briefly that three firms have responded to the Request for Qualifications for a Classification and Compensation Review to date and that the Committee would be scheduling a meeting to review the submissions and develop a recommendation for the Council's consideration.

Subcommittee on Temporary Relocation of the State House Press

Senator Rand reported that the committee appointed at the March 22 Council meeting had met with members of the State House Press to air their concerns; that the architect, engineers and construction manager had subsequently met with this same group to develop and discuss options that would obviate the need for temporary relocation of the press and/or preserve the current space occupied by the press; and that the Committee had met again before this Council meeting to consider the options. She drew Council members' attention to a schematic drawing that illustrated each of four options developed by the architect and stated that, based on the recommendation of both Granger Northern, Inc. and Stan Fairservice (the Council's Owner's Representative) it was her recommendation to accept Option #3, which would require relocation of the press beginning in July through November, 2000, and demolition of the existing building. She concluded her introductory remarks by stressing that it was essential that the Council make a decision at this meeting if the renovations were to go forward this summer as scheduled.

She then asked those present from Granger Northern to discuss the issues from their perspective. Bruce Hilfrank, Senior Project Manager, stated that his firm had evaluated all of the options and concluded that both of the options that would preserve the building would put the press directly in the middle of a construction site - not just for the coming construction season, but for the work planned for the 2000 interim as well. Costs associated with these options would include the need for additional ledge removal, modifications required to keep the building open, and required renovations to achieve compliance with building and fire codes and ADA standards. Mr. Hilfrank stated that Option #2, which would defer demolition of the building for most of the construction period would still require the removal of a significant amount of ledge and add about a month to the length of the project.

In the ensuing discussion, Council members raised the following questions and issues. Members of the press who were presented participated in the discussion as well at the invitation of the Chair.

1. Whether the building currently occupied by the Press Corps has any value that would argue for retaining it. (Rep. Campbell)

Discussion on this point focused on the costs required to stabilize the building and then to renovate it vs. the costs of creating new space in the State Office Building.

2. Whether the building could be used for storage; even if the press were to relocate (Rep. Campbell; Rep. Murphy)

The architect, Mr. Burt, stated that this had been explored; but pointed out that the corridor connecting this building to the State House would be eliminated, thus raising access issues. In addition, the building would still require sprinkler and alarm systems.

3. The issue of constructability (Sen. Rand; Rep. Saxl)

Mr. Fairservice stated that this is one of the key elements in evaluating design options, and referred to the comments Mr. Hilfrank had made previously regarding the cost efficiencies that can be achieved by removing the building and eliminating the need to remove additional ledge.

4. Whether the Press Corps building has historic value (Rep. Shiah; Sen. Amero).

Mr. Burt responded that the heating plant was originally located in the State House and that this building was probably added on in the early 1900's. He commented that he had reviewed this issue with Earle Shettleworth, Director of the Historic Preservation Commission and Chair, State House and Capitol Park Commission, and that Mr. Shettleworth does not feel the building needs to be preserved for historic reasons.

5. Clarification of the cost estimates provided by Granger Northern for each of the options presented. (Speaker Rowe; Rep. Murphy).

Mr. Burt stated that the estimates to renovate the building included only those items required to bring the building into compliance with the fire code and accessibility standards and do not include any funds to reconfigure the existing space. He continued, noting that using the average cost per square foot for renovating the State Office Building, the cost of renovating the existing Press Corps building would actually be greater. Rep. Murphy pointed out that these estimates do not factor in the value of the space that would be freed up in the State Office Building if the press remained in its current location. Senator Rand acknowledged that the 2,100 square feet in the State Office Building has a value, but encouraged Council members to look at the "big picture".

6. The aesthetic issues involved in preserving -- or demolishing -- the building.

Mr. Burt drew members' attention to a series of photographs and CAD drawings that depicted the State House with and without the Press building in its current location. He noted that it is located directly next to the new public entrance that will be constructed during the 2000 interim.

7. Impact of relocation on press coverage of the Legislature.

Mal Leary, Maine Public Radio, stated "The bottom line is that we can do a better job if we're in the building".

Motion: That the Council approve Option #3 as presented by the architect and design team, which involves relocating the State House Press Corps to the first floor of the newly-renovated State Office Building in December, 2000; demolition of the structure currently assigned to the Press Corps; and relocation of the State House Press Corps in a portable building from July, 1999 to December, 2000. (Motion by Sen. Rand; second by Rep. Saxl).

Discussion: The Chair, Senate President Lawrence, stated that if the Council accepts this option, it must make a commitment to finding space in the State House for a "satellite" office for the press corps, noting that this would not be a full office but provide space for members of the press corps to have access to telephones and a small work area. Senator Bennett stated that, given the demand for space in the State House, he would rather keep the press where they are than give them space in the State House. Speaker Rowe asked how much space would be required in a satellite location, and Mal Leary's reply was "tiny cubicles with a phone and a computer hookup." Glen Adams, Associated Press, stated that he would probably not use such a space.

Rep. Saxl brought the discussion back to the issue of timing, noting that the concept of relocating the press corps has been a part of discussions for the past year. Speaker Rowe then asked Mr. Burt to recap the factors that held the design team to recommend Option #3.

The vote was then taken, and the motion approved 7-3.

OLD BUSINESS

Item #1: State House Renovations: Final Review of Scope of Work for 1999 Construction Season

The Chair, Senate President Lawrence, asked Sally Tubbesing to review the scope of work proposed for renovations this summer. Ms. Tubbesing drew members' attention to a summary of the proposed scope in their agenda packets, and pointed out the proposal did not address assignments or reassignments of space.

The Chair, Senate President Lawrence, reported that he and Speaker Rowe had met with the Governor that morning, and that the Governor had expressed concerns about proposals to relocate some of his staff who are currently located in the South Wing. He recognized Kay Rand, the Governor's Chief of Staff, who said that she would be happy to participate with members of the Council in discussions about the allocation of space.

Senate President Lawrence, then appointed the following to serve on a "Space Committee" whose initial charge is to develop a plan for the assignment of all space in the State House:

Senator Rand, Chair
Senator Amero
Representative Saxl
Representative Campbell
Secretary of the Senate O'Brien
Clerk of the House, Mayo
Sally Tubbesing, Executive Director of the Legislative Council

The Committee was directed to include the following in all relevant discussions:

Kay Rand, Chief of Staff to the Governor
Mal Leary, on behalf of the Press
Others as required

Senator Rand asked Ms. Tubbesing what the process for allocating space in the State Office Building had been and who had been involved. Ms. Tubbesing responded that the amendment to the Governmental Facilities Authority Act specifically assigned 33,000 square feet -- the equivalent of one floor in the State Office Building -- to the Legislature and that this had been negotiated with the leadership of the 118th Legislature. Senate President Lawrence suggested that the Council pursue negotiations with the Governor.

Motion: That the Legislative Council approve the proposed scope of work for renovations in the south wing of the State House and authorize the architect and construction manager to proceed with the development of construction documents for the following: (Motion by Senator Bennett; second by Senator Rand; unanimous).

- General Upgrade of Systems and Finishes Throughout the South Wing.
 - a) Replacement of all exterior windows and reconditioning of wood frames;
 - b) Installation of mechanical and electrical systems including sprinkler system, upgrade of electrical systems, heating, ventilation and air conditioning in a manner that both achieves compliance with all relevant codes and preserves the historical and architectural character of the building;
 - c) Renovation of all bathrooms in this wing and relocation of women's bathroom on the first floor;
 - d) Installation of security devices in accordance with a plan to be finally approved by the Council by April 30;
- Renovation of the Senate Chamber, in a manner consistent with the scope of work comparable to that completed in the House Chamber last summer, including:
 - a) Renovation of the front dais area to accommodate technology and to support enhanced work flow in a manner that is consistent with accessibility requirements;
 - b) Replacement of members' desks, chairs, and carpet;
 - c) A comprehensive treatment of all finishes (plaster, paint, and wood surfaces);
 - d) Integration of the sound system and the electronic voting/request to speak system.
- Construction of two hearing rooms and a new locker area for legislators at the south end of the first floor, in accordance with schematic designs dated March, 1999, and removal of the Klir Beck cases from this area;

- Complete refurbishing of all other rooms in the south wing in a manner that is consistent with their assigned use, with assignments to be confirmed by April 30, 1999;
- Relocation of all legislators, legislative employees, and the State House Press Corps, who currently occupy space in the south wing, to portable classrooms for the period of construction.

Before the vote was taken Speaker Rowe clarified that the motion would include the renovation of rooms currently occupied by the Governor, but that it defers all decisions about where people will go. Joy O' Brien, Secretary of the Senate, inquired whether the renovation of the Senate Chamber should be included in the motion, and Ms. Tubbesing replied that because these renovations would be funded through the Governmental Facilities Authority, it did require Council approval in accordance with the law.

NEW BUSINESS

Item #1: Request to Review Smoking Policy (Letter from Rep. Watson)

The Chair, Senate President Lawrence, drew members' attention to a letter from Representative Watson requesting that the Council revise the current smoking policy to ban all smoking on the second floor portico. He recognized Rep. Watson, who was present and invited her to present her request. Rep. Watson stated that the current policy essentially puts the second floor portico off limits for non-smokers who are concerned about second hand smoke, and she noted that smoke comes into the State House when the doors are open. She added that she thought the current policy is inconsistent with the law the Legislature just passed that bans smoking in restaurants and that it sends a negative message to the many school children who visit the State House.

The Chair, Senate President Lawrence, then recognized Representative Rines, who described himself as a smoker who uses the portico. Rep. Rines said that it is difficult to hear the bells out on the porch and further stated that if the policy is going to be changed, it should be done between legislative bienniums so that smokers would know the policy before they decided to run.

In response to a question from Senator Pingree, Sally Tubbesing summarized the current smoking policy, which prohibits smoking in all areas in the State House, within 20 feet of any entrance to the building, and on the third floor balcony.

Discussion: Speaker Rowe stated that he does not like smoke, but that he does have concerns that as the session advances, the number of roll calls will increase, and that it takes time to get members back into the chamber. Senator Bennett, noting that the Council has to come to some sort of workable solution, stated that he cannot open the window in his office without being overtaken by the odor of smoke that rises from the second floor portico. He pointed out that the current policy, which prohibits smoking within 20 feet of an entrance, may still put the smoker under an open window. Secretary of the Senate O'Brien suggested that the definition of entrance be modified

to include stairs leading to the entrance, consistent with the policy for the State Office Building. Representative Saxl and Senator Amero both expressed their dislike for second hand smoke, but agreed that they are concerned about facilitating legislators' participation in the process.

Motion: That the Council's policy be amended to prohibit smoking on the East Portico/second floor. (Motion by Senator Rand; second by Senator Bennett).

Motion: That the item be tabled, pending a report and recommendations from a Subcommittee appointed by the Council Chair. (Motion by Representative Saxl; second by Representative Shiah; approved 6-2).

The Chair, Senate President Lawrence, then proceeded to appoint a Committee with the following members: Senator Pingree, **Chair**; Senator Bennett; Representative Murphy; and Representative Shiah.

He asked that the Committee solicit opinions of both smokers and non-smokers.

Item #2: 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

None.

ADJOURNMENT

The Council meeting was adjourned at 5:17 p.m., on the motion of Senator Rand; second by Rep. Shiah.

FISCAL BRIEFING FOR THE LEGISLATIVE COUNCIL:

MAY 1999


- Summary of Revenue Forecasting Committee Reprojections (see attachment # A)
- Preliminary General Fund Status (see attachment #B)
- Preliminary April 1999 General Fund Revenues (see attachment # C)
- Preliminary April 1999 Highway Fund Fund Revenues (see attachment # D)
- OFPR's Fiscal Note Response Rate (see attachment # E)
- Question - and - Answer



MAINE STATE LEGISLATURE
OFFICE OF FISCAL AND PROGRAM REVIEW
5 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0005
Telephone: (207) 287-1635
FAX: (207) 287-6469

May 11, 1999

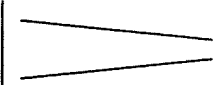
TO: Members, Legislative Council
Members, Joint Standing Committee on Appropriations & Financial Affairs
Members, Joint Standing Committee on Taxation
Members, Joint Standing Committee on Transportation

FROM: Jim Clair, Director 

RE: Summary of the 5/11/99 Revenue Forecasting Committee Meeting

The Revenue Forecasting Committee (RFC) met again today to review updated revenue data from the Bureau of Revenue Services, especially as they relate to the sale of certain generation assets in the electric industry, to discuss whether the reprojection or actual collections data will lead to an additional 1/2¢ reduction in the sales and use tax (i.e., a reduction "triggered" by 36 MRSA §1811) and to review the FY 99 Highway Fund actual-to-budget revenue collections through April 1999. Highlights of the Committee's discussions are presented below:

1. The recommendations of the Revenue Forecasting Committee would increase the General Fund revenue estimates in aggregate as follows:

<u>Fiscal Year</u>	<u>Annual Reprojection</u> \$	<u>Amount available to 119th Leg.</u> \$
99	\$28,470,000	
00	28,470,000	
01	0	
02	0	
03	0	
		\$56,940,000

These amounts are due entirely to the sale of certain assets. The Committee decided to increase the revenue projection only for that sale of generation assets that had been finalized. Please note that there will be additional sales that, in turn, will generate additional revenue to the State. The additional General Fund revenue to be generated is expected to be significantly lower than the amounts reprojected above. The Committee was uncomfortable including these future sales in our reprojection, however, due to uncertainty about timing and final tax liability.

-2-

2. The Committee discussed the “trigger” for a ½¢ sales tax reduction. Based on the reprojection discussed above and a preliminary analysis of a “base-to-base” FY 98 v. FY 99 analysis, it does not appear that the base-to-base revenues will exceed +8%. Jack Nicholas, State Budget Officer and a member of the Revenue Forecasting Committee, stated that this information would most likely lead him, in response to the requirements of 36 MRSA §1811, to conclude that the FY 99 General Fund revenues will not exceed FY 98 General Fund revenues by +8%.

Whether, in fact, actual “base” FY 99 revenues will exceed actual “base” FY 98 revenue will depend on the State’s actual collection experience for the last two months of this fiscal year. Preliminary calculations indicate that an automatic reduction to the sales tax would take place on October 1, 1999 only if actual General Fund collections exceeded estimates by approximately \$47 million.

3. Although concerned about the FY 99 actual-to-budget revenue experience through April 1999, no recommendation was made by the Committee to change the present Highway Fund revenue projections.

The Committee’s chair, Laurie Lachance, is now in the process of coordinating the preparation of a summary report. Please let us know if you need any of the material that was distributed at today’s meeting. This office will be preparing updated General Fund status information for your review in the near future.

Please call or stop by if you have any questions or need additional information.

attachment

cc: Members, Revenue Forecasting Committee

Sally Tubbesing

Mike Allen, Revenue Services

Jerry Stanhope, Revenue Services

Galen Rose, State Planning Office

OFPR staff

OFPR
5/12/99 (updated)
g:\ofpr\reports\gfsstat99.xls

GENERAL FUND STATUS: UPDATE*(Includes the 3/29/99 release of the Governor's proposed changes to LD 617, the "Part 2 Budget")*

	FY 00	FY 01	BIENNIUM
AVAILABLE FUNDS			
Projected Balance Forward - 7/1/99 ¹	\$214,055,770		\$214,055,770
Adjustments to Balance: ²	\$4,478,437	\$139,364	\$4,617,801
- PL 1999, C. 16 ("Part 1" Budget)	\$421,892	\$823,543	\$1,245,435
- Subtotal: Adjustments to Balance	\$4,900,329	\$962,907	\$5,863,236
Undedicated Revenue per Executive Department:			
- Part 1 (Base Revenues)	2,147,702,233	2,230,762,573	4,378,464,806
- PL 1999, C. 16 ("Part 1" Budget)	1,787,261	1,813,257	3,600,518
- PL 1999, C. 7 ("1999 Elver Fishery")	(60,977)	(60,977)	(121,954)
- 3/15/99 Reprojection ³	12,228,130	25,230,877	37,459,007
- 5/11/99 Reprojection ⁴	28,470,000		28,470,000
- Subtotal: Undedicated Revenue	2,190,126,647	2,257,745,730	4,447,872,377
TOTAL PROJECTED RESOURCES	\$2,409,082,746	\$2,258,708,637	\$4,667,791,383
APPROPRIATIONS			
- PL 1999, C. 16 ("Part 1" Budget)	2,159,897,758	2,241,357,100	4,401,254,858
- Resolves 1999, C. 10 ("State Historic Property")		(1,805)	(1,805)
TOTAL APPROPRIATIONS	2,159,897,758	2,241,355,295	4,401,253,053
ROW A PROJECTED BALANCE	\$249,184,988	\$17,353,342	\$266,538,330

OUTSTANDING PART 2 (LD 617) Items: Governor's ProposalsResources

• Adjustments to Balance:			
- LD 617: 3/29/99 Proposed Changes ("Part 2" Budget)	\$11,128,776		\$11,128,776
• Revenue:			
- LD 617: Original Proposals ("Part 2" Budget)	894,503	3,890,935	4,785,438
- LD 617: 3/29/99 Proposed Changes ("Part 2" Budget)	1,068,889	(56,461,741)	(55,392,852)
: (includes ½¢ Sales Tax Reduction, effective 7/1/00)			
Subtotal: Resources	\$13,092,168	(\$52,570,806)	(\$39,478,638)

Appropriations

- LD 617: Original Proposals ("Part 2" Budget)	67,018,891	65,977,817	132,996,708
- LD 617: 3/29/99 Proposed Changes ("Part 2" Budget)	10,706,539	26,414,640	37,121,179
Subtotal: Appropriations	77,725,430	92,392,457	170,117,887

ROW B NET IMPACT OF GOVERNOR'S PART 2 PROPOSAL	(64,633,262)	(144,963,263)	(209,596,525)
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ROW C NET IMPACT: ROW A +/- ROW B	\$184,551,726	(\$127,609,921)	\$56,941,805
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NOTES: ¹ Based on PL 1999, C. 4 ("EFY 99 Budget") & PL 1999, C. 16 ("2000-2001 Part 1 Budget")

: ² See PL 1997, C. 777, §A-3

: ³ Includes 3/15/99 RFC reprojected as technically adjusted on 3/24/99

: ⁴ Includes 5/11/99 RFC reprojected

PRELIMINARY AND TENTATIVE
FOR VERIFICATION PURPOSES & INTERNAL USE ONLY

original: 5/6/99
revised:

	Month				Year to Date				Total Budgeted Fiscal Year Ending 6-30-99
	Actual	Budget	Variance Over/(under)	Percent Over/(under)	Actual	Budget	Variance Over/(under)	Percent Over/(under)	
Sales and Use Tax	58,427,197	54,113,590	4,313,607	8%	629,785,754	619,783,261	10,002,493	2%	802,186,437
Individual Income Tax	156,997,571	156,449,775	547,796	0%	772,853,430	759,467,611	13,385,819	2%	962,926,561
Corporate Income Tax	12,710,994	9,740,146	2,970,848	31%	83,441,496	76,932,845	6,508,651	8%	102,051,673
Cigarette and Tobacco Tax	4,970,854	6,144,187	-1,173,333	-19%	63,110,294	62,911,837	198,457	0%	77,388,171
Public Utilities Tax	264,084	550,000	-285,916	-52%	179,909	400,000	-220,091	-55%	28,700,000
Insurance Companies Tax	5,119,488	6,955,442	-1,835,954	-26%	20,453,206	21,349,236	-896,030	-4%	37,222,000
Estate Tax	777,256	1,582,157	-804,901	-51%	27,138,139	27,239,223	-101,084	0%	30,403,545
Property Tax - Unorg Territory	0	0	0	0%	7,852,783	8,726,219	-873,436	-10%	9,695,799
Income from Investments	1,713,198	950,000	763,198	80%	14,141,664	12,571,428	1,570,236	12%	15,000,000
Transfer to Municipal Revenue Sharing	-11,634,924	-11,235,478	-399,446	4%	-74,637,768	-73,113,021	-1,524,747	2%	-94,073,052
Transfer from Liquor Commission	1,525,908	1,637,448	-111,540	-7%	16,105,988	16,963,504	-857,516	-5%	20,530,129
Transfer from Lottery Commission	3,112,151	3,486,069	-373,918	-11%	33,485,729	34,133,478	-647,749	-2%	41,112,981
Other Revenues	9,975,320	10,381,582	-406,262	-4%	94,069,589	93,683,449	386,140	0%	119,486,704
Total Collected	243,959,096	240,754,918	3,204,178	1%	1,687,980,214	1,661,049,070	26,931,144	2%	
Transfer to Sales Tax Reserve/ME Rainy Day Fund					-22,595,032	-22,595,032			-22,595,032
Total Revenue	243,959,096	240,754,918	3,204,178	1%	1,665,385,182	1,638,454,038	26,931,144	2% <i>1.64%</i>	2,130,035,916

NOTES: (1) Included in the above is 11,634,924 for the month and 74,637,768 year to date, was set aside for Revenue Sharing with cities and towns.

(2) Tobacco Tax Relief Fund transferred to the General Fund 21,042,376 according to Ch 643, Sec-B and Sec-HHH-8

(3) Sales Tax transferred in accordance with Title 31 S/S 1811 year to date is 22,505,032. Transfer to the Maine Rainy Day Fund is 11,466,256 and transfer to the Sales Tax Reserve is 11,128,776.

(4) Figures reflect estimates of the Maine State Revenue Forecasting Committee approved in March 1999.

(5) This report has been prepared from preliminary month end figures and is subject to change.

Attachment C

STATE OF MAINE
Undedicated Revenues - Highway Fund
ForTenth Month Ending April 30, 1999

PRELIMINARY AND TENTATIVE
FOR VERIFICATION PURPOSES & INTERNAL USE ONLY

original: 5/6/99
revised:

	Month				Year to Date				Total Budgeted Fiscal Year Ending 6-30-99
	Actual	Budget	Variance Over/(under)	Percent Over/(under)	Actual	Budget	Variance Over/(under)	Percent Over/(under)	
Fuel Taxes	11,084,512	11,893,829	-809,317	-7%	125,721,317	126,510,160	-788,843	-1%	149,491,034
Motor Vehicle Registration & Fees	5,570,669	4,901,100	669,569	14%	49,840,719	50,077,364	-236,645	0%	61,904,156
Inspection Fees	228,008	156,458	71,550	46%	1,691,810	1,595,624	96,186	6%	1,994,312
All Other	1,958,301	658,496	1,299,805	197%	8,185,568	7,704,684	480,884	6%	9,092,625
Total Revenue	18,841,490	17,609,883	1,231,607	7%	185,439,414	185,887,832	-448,418	0%	222,482,127

NOTE: This report has been prepared from preliminary month end figures and is subject to change.

Attachment D

Through May 11, 1999

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5/12/99
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119th MAINE LEGISLATURE, 1st REGULAR SESSION**OFPR FISCAL NOTE PRODUCTION**

(Excludes fiscal notes prepared for committee or floor amendments)

	<u>#'s</u>	<u>Response Rate</u>
Number of LD's Printed	2,227	
Number of Fiscal Notes Prepared	2,039	91.6%
Number of Bills Scheduled for Public Hearing	2,206	
Number of Fiscal Notes Prepared <i>(not always by the P.H.)</i>	2,023	91.7%

	<u>#'s</u>	<u>Response Rate</u>
Number of Amendments Submitted by OPLA/ROS for Fiscal Review/Fiscal Note	970	
Number of Fiscal Reviews/Fiscal Notes Completed on Amendments	923	95.2%

PAUL E. MAYOTTE
DIRECTOR
LEGISLATIVE INFORMATION SERVICES

TEEN ELLEN GRIFFIN
LEGISLATIVE INFORMATION OFFICE
MANAGER



MAINE STATE LEGISLATURE
OFFICE OF LEGISLATIVE INFORMATION SERVICES

May 12, 1999

To: President Mark W. Lawrence, Chair, Legislative Council
Speaker G. Steven Rowe, Vice-Chair, Legislative Council
Members, Legislative Council

From: Paul E. Mayotte, Director, Legislative Information Services

A handwritten signature in dark ink, appearing to read "PEM", with a long horizontal line extending to the right.

Subject: May 1999 Monthly Report to the Legislative Council

Migration Project:

- KPMG LLP started the Legislative Process Review phase of the Migration Project on Monday, April 12, 1999.
- As of the May 6, 1999 this effort is proceeding to plan.
- Current efforts include in-depth business process analysis and a detailed review of the process supporting information technology.

Year 2000:

- WANG application software Year 2000 correction work being performed by CST2000 is proceeding ahead of the schedule established in the project plan.
- The vendor has completed all software code corrections and completed unit testing.
- Systems integration testing will begin once the Legislative Session is over.

Indexing the Legislative Record:

- The contract for printing the Record has been awarded.
- The documentation for the 114th Legislature has been turned over to the printer.
- Documentation for the 115th is in a final edit prior to being turned over for printing.
- The 116th will be turned over for printing shortly after the 115th.
- Work on finalizing the 117th for turn over is planned for after the current session is complete.




Maine State Legislature
OFFICE OF POLICY AND LEGAL ANALYSIS

13 State House Station, Augusta, Maine 04333-0013
Telephone: (207) 287-1670
Fax: (207) 287-1275

Memorandum

To: The Honorable Mark W. Lawrence, Chair
The Honorable G. Steven Rowe, Vice Chair

And Honorable Members of the 119th Legislative Council

From: 
David E. Boulter, Director

Date: May 13, 1999

Re: Proposed Legislative Studies & Other Studies Requiring Some Legislator Involvement

I have attached for your reference a preliminary list of legislative and other related studies that have been proposed this session and are pending final action by the Legislature. The list includes studies that were requested through Joint Order, an Act or Resolve or by joint standing committee request to the Legislative Council. I want to emphasize that the extent of legislative involvement varies considerably depending on the studies. For some, the study is a completely legislative one with all members being legislators and staffed by legislative staff. In other cases, the extent of legislative involvement is limited to the appointment of one or more members by the President or the Speaker. Still others have legislative involvement that is somewhere between full and minimal legislative involvement.

The proposed studies are organized by policy area for ease of reference and comparison. As of this date, 48 studies are proposed.

In accordance with Joint Rule 353, Legislative Study Committees, all joint orders or legislation proposing legislative studies regardless of funding source must be placed on a special study table, and the Legislative Council must review the proposed studies and establish priorities for allocation of budgetary and staffing resources. Typically, this review by the Legislative Council occurs late in the session after all bills have been reported out of committee and acted upon by the House and the Senate (and presumably are on the Table). No action by the Council is necessary at this time.

Policy Question. Does the Legislative Council wish to have the joint standing committees submit their recommended priorities for studies so the Council will have the benefit of the committees' recommendations as it sets priorities for funding and staffing?

I would be happy to answer any questions you may have or provide additional information.

Attachment

David E. Boulter, Director

119th Maine Legislature
Proposed Studies Involving the Legislature
As of May 13, 1999

Policy Area	LD	Bill Title	Sponsor	Purpose of Study
ACF	LD 1172	Resolve, Establishing a Task Force to Study the Need for an Agricultural Vitality Zone Program	Rep. Goldthwait	Establish process to identify areas of the State where there is substantial existing small-scale agricultural activity, and identify state resources to support agricultural vitality
ACF	LD 1999	Resolve, to Create a Committee to Establish a Memorial Dedicated to the Civilian Conservation Corps	Rep. Duplessie	Study issues involved in the establishment of a memorial dedicated to the Civilian Conservation Corps
BAN		Banking and Insurance Committee Study	BAN	Study proposed Patient's Bill of Rights legislation (LD 750 & 1619)
BEC	SP 0190	Joint Order- Joint Select Committee on the Year 2000 Computer Problem	Sen. Kilkelly	Assess the problems related to the Year 2000 problem in the public and private sector.
BEC	LD 112	Resolve, To Study Current Regulations Imposed on Small Businesses to Require Greater Efficiency	Rep. Ahearne	Study the extent of regulation on small business and develop inventory of required permits and filings
BEC	LD 1446	Resolve, to Create the Business Advisory Commission on Quality Care Financing	Sen. Longley	Gather information pertaining to quality child care and early education, financing of child care and incentives
CRJ	LD 272	Commission to Study High-speed Chases and Emergency Responses	Rep. Brennan	Commission study current policies governing the use of high-speed chases and emergency responses.
CRJ	LD 856	Resolve, Establishing the Commission to Study the Educational Needs of Offenders in the State's Correctional System	Rep. Baker	Develop a plan to assess the correctional system's ability to meet the educational and vocational needs of offenders
CRJ	LD 1428	Resolve, to Create the Commission to Study the Enhancement of Fire Protection Services throughout the State	Rep. McAlevey	Examine proposals to strengthen State Fire Marshal's Office, approaches to enhance safety to career firefighters and proposals for strengthening firefighter training.
CRJ	LD 2021	An Act to Establish the Commission to Propose an Alternative Process for the Payment of Forensic Examinations for Sexual Assault Victims	Rep. Norbert	Review current process for providing forensic examinations, medical treatment and reimbursement for services to sexual assault victims

Proposed Studies Involving the Legislature

Page 2

Policy Area	LD	Bill Title	Sponsor	Purpose of Study
CRJ	LD 2118	Resolve, to Establish the Study Commission to Create and Submit a Master Plan for the Future Use of the Existing Land and Buildings at the Maine Youth Center.	Rep. Quint	Study the future use of the existing land and buildings at the Youth Center and create a master plan for their use. DOC is to staff the study.
EDU	HP 1183	Joint Order - Relative to a Task Force to Redesign the Governance System of the Governor Baxter School for the Deaf	Rep. Watson	Task Force to design a new goverance system for the school and prepare a plan to help school gain more antonomy
EDU	SP 0598	Task Force to Study the Implementation of Alternative Programs and Interventions for Violent and Chronically Disruptive Students	Sen. Cathcart	Study availability of continuum of interventions for violent and disruptive students, including positive behavior support.
EDU	LD 956	Resolve, To Implement the Recommendations of the Task Force to Study Strategies to Support Parents as Children's First Teachers	Rep. Baker	Investigate ways to determine the most efficient and effective strategies to support parents as children's first teachers.
EDU	LD 1470	Resolve, to Establish the Task Force to Study the Simplification of the School Funding Formula	Rep. Clough	Develop a school funding formula that provides for a fair and equitable distribution of funds to schools throughout the State.
EDU	LD 1759	Resolve, Creating a Commission to Study the Multicultural Education Needs of Maine Teachers to Ensure Multicultural Awareness and Understanding for all Maine Students	Rep. McKee	Study the problems Maine teachers face or will face in culturally diverse schools and classrooms.
EDU	LD 1964	An Act to Establish the Charter School Authority	Rep. Weston	Create a charter school authority, 1 member of which is a legislator, to develop charter school plan.
EDU	LD 1965	An Act to Establish the Maine Dental Education Loan Program	Rep. Peavey	Establish an advisory committee on dental education, 8 members of which are appointed by P.O.s
EDU & HHS	LD 1706	Resolve, to Conduct and Report on a Comprehensive Needs Assessment for Coordinated School Health Programs	Rep. Richard	Various state departments must design and conduct a needs assessment of state agency programs and services that support coordinated school health programs
HHS	LD 206	Resolve, to Establish the Commission to Study Bulk Purchasing of Prescription Drugs and Medical Supplies	Rep. Lemoine	Study bulk purchasing of prescription drugs and medical supplies and potential savings to consumers, insurers and health benefit plans

Proposed Studies Involving the Legislature

Page 3

Policy Area	LD	Bill Title	Sponsor	Purpose of Study
HHS	LD 725	Resolve, to Study the Confidentiality of Information Regarding Persons Receiving Services Funded in Whole or in Part by the Department of Mental Health, Mental Retardation and Substance Abuse Services	Rep. Kane	Study the confidentiality of information regarding persons receiving services funded by the Department
HHS	LD 1129	An Act to Amend the Laws Pertaining to the Maine HIV Advisory Committee	Rep. Quint	Advise all state departments and agencies regarding prevention of the human immunodeficiency virus (HIV) and education related to HIV
HHS	LD 1169	An Act to Improve the Accountability of the Maine Children's Trust and to Explicitly Include High-quality Child Care as an Integral Part of its Mission	Rep. Mayo	Establish Maine Children's Trust Study Committee to review the mission, performance and accountability of the trust.
HHS	LD 1296	Resolve, to Create the Task Force to Explore Alternative Payment Mechanisms for Dental Health Care	Rep. Marvin	Study alternative payment mechanisms for dental health care that allow for fair compensation for a dentist while reducing administrative costs
HHS	LD 1825	Resolve, to Establish the Commission to Study Children in Need of Services	Sen. Lawrence	Study truancy problems, children who run away from their homes, emancipation of children and other factors that cause children to be in need of services
HHS	LD 1926	Resolve, to Establish Maine's Business Advisory Committee on Prescription Drug Costs and Efficiencies.	Sen. Longley	Advise the Legislature on establishing efficiencies in Maine pharmaceuticals markets
HHS	LD 2187	Resolve, to Implement the Study and Report on the Problems of Homeless Youth (1 of 2)	Rep. Quint	Study impact of legislative changes over last 8 years to General Assistance
HHS	LD 2187	Resolve, to Implement the Study and Report on the Problems of Homeless Youth (2 of 2)	Rep. Quint	Study of a potential Maine runaway and homeless youth system
IFW	LD 986	Resolve, Establishing a Commission to Study the Feasibility of Reestablishing A Brook Trout and Landlocked Salmon Hatchery in Northern Maine	Sen. Kieffer	Study the feasibility of reestablishing a brook trout and landlocked salmon hatchery in Northern Maine to enhance fish stocks in area lakes, rivers and streams
IFW	LD 2045	Resolve, to Establish the Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish.	Sen. Kilkelly	Study needs of Maine's fish and wildlife resources and their contribution to State's economy

Proposed Studies Involving the Legislature

Page 4

Policy Area	LD	Bill Title	Sponsor	Purpose of Study
JUD	LD 1972	Resolve, to Establish a Commission to Encourage Incorporations in Maine	Sen. Bennett	Study methods of encouraging corporations to incorporate or reincorporate in this State and explore creative incentives to broaden Maine's economic base
LAB	LD 835	Resolve, Establishing a Commission to Study the Interrelationship Among the MSRS Social Security and Tax- advantaged Accounts	Rep. Murphy	Study the MSRS, federal Social Security System and tax- advantaged accounts and the interrelationship among these retirement options
LVA	HP 1052	Joint Study Order Establishing a Commission to Examine the Adequacy of Services at the Togus Veterans Administration Medical Center	Sen. Tuttle	Examine the services provided to veterans by the Togus Veterans Administration Medical Center and their adequacy
LVA	LD 89	Resolve, to Study Standardized Periods of Military Service and Other Matters Related to the Award of State of Maine Veterans' Benefits	Rep. McAlevey	Study the laws of Maine relating to the award of state veterans' benefits and consider alternatives that will codify and standardize the present laws related to eligibility benefits
NAT	HP 1581	Joint Order - Relative to the Stakeholders Group to Explore Options and Alternatives to MTBE and RFG	Rep. Martin	Explore alternatives to uses of reformulated gasoline and methyl tertiary-butyl ether (MTBE) and evaluate fuel handling problems that lead to groundwater pollution.
NAT	LD 1256	Resolve, to Establish a Task Force to Study the Operation of and Support for the Board of Environmental Protection.	Rep. Cowger	Review the structure and operation of the Board of Environmental Protection to determine adequacy of board functioning and sufficiency of staff resources
NAT	LD 1550	Resolve, to Establish a Task Force to Study the Improvement of Public Water Supply Protection	Rep. Cowger	Preview existing protections of public water supply wells and intakes and recommend improved protection measures
SLG	HP 1524	Joint Order - Relative to the Committee to Address the Recognition of the Tribal Government Representatives of Maine's Native Sovereign Nations in Legislature	Rep. Brooks	Study issue relating to recognition of tribal government representatives of Maine's Native Americans in the Legislature
SLG	LD 304	Resolve, to Establish the Task Force on State Office Building Location and Other State Growth-related Capital Investments	Rep. Gagnon	Assess the location and role of state office buildings in the continued viability of downtown service centers within the State
SLG	LD 1319	Resolve, to Direct the Governor to Establish a Commission to Recommend to the Governor Candidate Designs for the Maine State Quarter to be Submitted to the United States Mint	Sen. Small	Recommend designs for the Maine state quarter to be submitted to the U.S. Mint

Proposed Studies Involving the Legislature

Page 5

Policy Area	LD	Bill Title	Sponsor	Purpose of Study
SLG	LD 1887	An Act to Provide Access to Information Services in All Communities of the State	Sen. Kontos	Establish a governmental information network board to oversee expansion of statewide computer network to connect Maine governments. Presiding Officers appoint 2 members.
SLG	LD 2136	An Act to Create the Capital Riverfront Improvement District	Sen. Daggett	Create a governing board to guide development and protect scenic character of the Kennebec River corridor
SLG	LD 2155	Resolve, to Establish the Blue Ribbon Commission to Establish a Comprehensive Internet Policy	Sen. Kontos	Study issues related to the future of information technology in the State
TRA	HP 1568	Joint Order - Relative to the Commission to Study the Fairness of the Maine Turnpike	Rep. Mendros	Study whether the Maine Turnpike is operated in a manner that is fair to all users and to adjacent communities.
TRA	LD 1638	Resolve, to Review Traffic Congestion Including Truck Traffic along the Route 1 York Corridor.	Sen. Lawrence	Review traffic congestion and related environmental problems along the U.S. Route 1 corridor and area roadways in York County area
TAX	SP 0771	Joint Order - Relative to the Commision to Study Single-sales Factor Apportionment	Sen. Ruhlin	Gather information pertaining to single-sales factor corporate income tax apportionment, and the experiences of other states that have adopted such apportionment.
UTE	LD 756	Resolve, to Create a Task Force to Study Ways to Improve and Streamline the Regulation of Water Utilities	Sen. Goldthwait	Assess regulatory functions performed by state agencies and recommend ways to improve state regulation of water utilities and reduce regulatory inefficiencies
UTE	LD 1185	Resolve, to Establish the Renewable Energy Policy Commission	Rep. O'Neil	Develop state policy relating to use and promotion of renewable energy in the context of a restructured electric industry

COMMITTEE ON THE ALLOCATION OF LEGISLATIVE SPACE

REPORT TO THE LEGISLATIVE COUNCIL

May 13, 1999

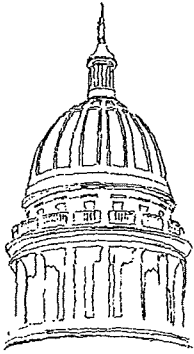
- Key Elements Underlying Recommendations
- Offices Displaced by South Wing Renovations
- Preliminary Recommendations Regarding Allocation of Space
- Issues Requiring Resolution

Committee on State House Space

Key Elements Underlying Recommendations

- ◆ Relocation of an office -- or part of an office should not result in the loss of square footage
- ◆ High priority should be placed on easing the most severe "overcrowding" issues
- ◆ Offices should be assigned to contiguous space to the extent possible -- to support both efficient use of space and effective management of office functions and staff
- ◆ Assignment of space should take anticipate the need for future growth
- ◆ The large committee hearing room in the State Office Building should not be permanently assigned to a committee to ensure that it will always be available for large hearings
 - This will require that 2 small-workload committees share one of the hearing rooms in the SOB

May 12,1999



OFFICES DISPLACED BY SOUTH WING RENOVATIONS

Office

Engrossing	495
OFPR	1,234
OPLA/Rm 135	720
Senate Majority Staff (3)	233
Senate Reporters (2)	159
Senate Republican Staff	309
Committee Chairs	
Taxation	223
Marine Resources	233
Bus/Econ Devel	272
Jt. Select R & D	}
Labor	101
Appropriations & Financial Affairs	
Senate	220
House	140
Legal & Veterans Affairs (Clerk)	50
Governor's Staff	
South Wing	1,984
Press Satellite	_____
	6,373 + Press

SOUTH WING RENOVATIONS
Recommendations for Reallocation of Space
Legislative Council Committee on State House Space
May 13, 1999

Office	Current	Proposed	Description
Senate President's Office	977	(No change)	
Senate Majority Office	973	1,173	Give up Rm 318 (sweet); take over Post Office. Gain space for members to use phone, etc.
Senate Minority Office	842	1,017	Move from current 4th floor space to Room 425 (Legal & Veteran's Affairs). Gain space for caucus meetings.
Secretary of the Senate	1,158	1,315	Move Reporters from Rm 423 to 421
Post Office	304	326	Move to east half of Rm 340 (Executive Director's Office)
Committee Chairs/Clerks Appropriations Senate Chair House Chair Marine Resources Bus/Econ Development Jt. Select/R & D Labor Taxation Legal & Veterans Affairs	220 140 (shared) 233 272 { 101 223 ?	110 110	Caucus rooms added To be assigned by presiding officers.
Committee Hearing Rooms 124 (Marine/Bus & Econ Devel) 221 (Taxation) 425 (Legal & Veterans Affairs) 134 (Labor)	590 536 484 716		To be assigned by presiding officers
Governor's Staff South Wing	1,984		To be determined
Fiscal & Program Review	1,234	1,705	Net usable space is less due to requirement for clear paths to fire escapes
OPLA/Room 135	720	960	Revisor & OPLA to work with architect and Sally to develop a detailed proposal for use of space
Revisor's Office/Engrossing	495	485	
Interpreters (session only) Owner's Representative	205 }		To be determined

Renovations: Issues Requiring Resolution

1. Governor's Offices
2. Review of Proposed Designs for "New" Spaces
 - ◆ New Public Entrance at the West Wing:
Features and Functions
 - ◆ Committee Hearing Rooms and Offices:
Furnishings and Layouts
3. Overcrowded Situations
 - House Majority and Minority Offices
 - Proofreaders
4. Food Service in the State House: What Should It Be?
5. Television Coverage of Legislative Proceedings
6. Accommodation for the Lobby?

Assignment of State House Space: Statutory Provisions

- 3 § 162, para 12: Legislative Council Authority
Related to Physical Facilities

- 3 § 342: Facilities for Representatives of the Press

TITLE 3: LEGISLATURE

- **CHAPTER 7: LEGISLATIVE COUNCIL**
 - **SUBCHAPTER I: GENERAL PROVISIONS**
 - **§ 162. Authority**

PAGE < PAGE >**DOWNLOAD TEXT****§ 162. Authority**

The Legislative Council shall have the authority: [1973, c. 590, §4 (rpr).]

12. Physical facilities for Legislature. To ensure that adequate physical facilities are provided for the efficient operation of the Legislature and to provide for and determine the utilization of legislatively controlled facilities both within and without the State House and, notwithstanding Title 5, section 1742, subsection 18, to control and assign the use of all rooms in the State House, except the immediate offices occupied by the Governor and the Governor's staff in the west wing of the State House. The Legislative Council shall ensure that the Governor and the Governor's staff occupy sufficient and appropriate office space within the State House.

The Legislative Council has the authority to authorize the Executive Director to enter into contracts for the purpose of maintaining or improving the physical facilities assigned to the Legislature, as long as the work to be performed is consistent with the official plan for the preservation and development of the aesthetic and historical integrity of the State House as described in section 902, subsection 1;

[1997, c. 671, §1 (amd).]

TITLE 3: LEGISLATURE

- **CHAPTER 17: REPRESENTATIVES OF THE PRESS**
 - § 342. Facilities

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§ 342. Facilities

There shall be maintained and reserved during each legislative session for the use of such representatives of the press as have the privilege of the floor of the Senate and the House of Representatives under section 341, such facilities as may meet their requirements with reasonable convenience and adequacy.

If reasonably consistent with other essential uses of State House office space, these facilities shall continue to be assigned for press use while the Legislature is not in session, but in any case, reasonably adequate facilities shall also be made available to the press at all other times. [1989, c. 410, §6 (amd).]

All facilities so provided shall be properly maintained by the Bureau of Public Improvements.

Section History:

1979, c. 541, § A10 (AMD).
1989, c. 410, § 6 (AMD).

AMENDMENT TO SMOKING POLICY

PRELIMINARY PROPOSAL

- Ban smoking on the East Portico (second floor porch)

Note: This could be a “seasonal” ban - from March 1 to December 1 if there is agreement that winter temperatures/ closed windows eliminate the secondhand smoke issue.

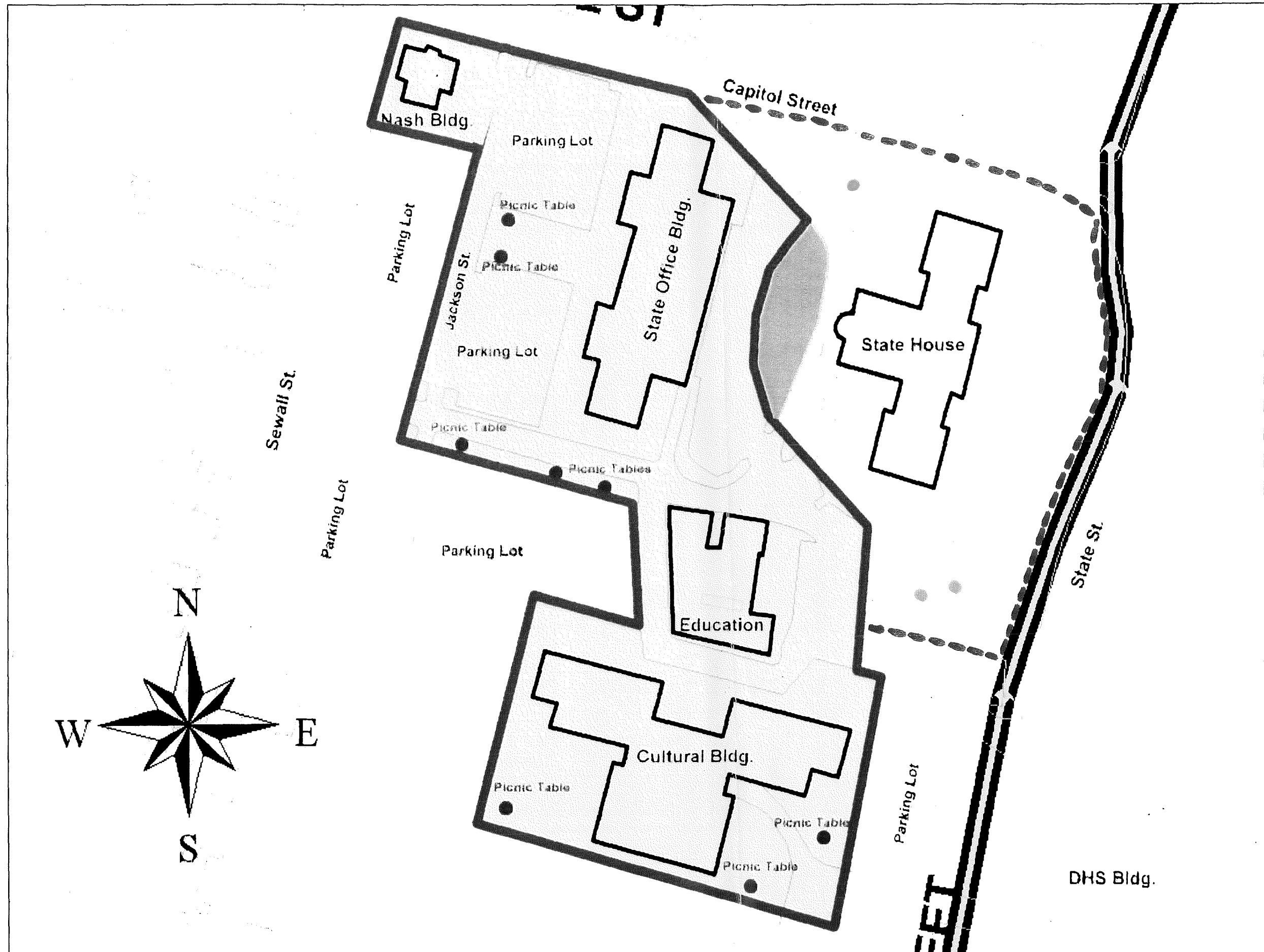
- Limit smoking to picnic tables located on the enclosed map, which adds 2 areas to those previously established by the Department of Administrative and Financial Services. (marked on the enclosed diagram).

Note: The decision to locate all of the portable units in Capitol Park makes the south lawn available for this purpose.

Issues Requiring Discussion

- How to convey “Calls to Chamber” to members who are outside on the lawn. (Note that the Senate has provided members with pagers).
- Need to establish a no smoking zone in Capitol Park for the portable “village”.

CAPITOL COMPLEX SMOKING POLICY
Effective Monday, May 4, 1998



● No Smoking within Red Perimeter Except at Picnic Tables as indicated by Blue Dot.

AMENDMENT TO WORK RULE ON SMOKING IN AND AROUND THE STATE
OFFICE BUILDING, NASH BUILDING, EDUCATION BUILDING AND THE
CULTURAL BUILDING

1. Work Rule on Smoking in and around the State Office Building, Nash
Building, Education Building and the Cultural Building in Augusta

The work rule on smoking in and around the State Office Building, Nash
Building, Education Building, and the Cultural Building is hereby amended as
follows:

As indicated by the red line on the attached map, NO SMOKING is
permitted within the perimeter bounded by Capitol Street to Sewall Street, then
south on Sewall to the north edge of the parking lot, along the edge of the
parking lot to Jackson Street, along Jackson Street to the Street on the south
side of the State Office Building, along the edge of the parking lot, across the
south side of the Cultural Building, running north along the edge of the
parking lot below the Cultural Building across the street and then running
along the State House side of the parking lot/road to Capitol Street EXCEPT
FOR THE PICNIC TABLES WITHIN THE PERIMETER DESIGNATED ON THE
MAP BY BLUE DOTS, AT WHICH SMOKING IS PERMITTED.

2. Enforcement

Enforcement of this rule shall be by counseling first, followed by
progressive discipline, consistent with the terms of applicable collective
bargaining agreements.

3. Effective Date

This rule is effective Monday, May 4, 1998

PLEASE POST

NO LATER THAN

Thursday, April 27, 1998

SENATE

CAROL A. KONTOS, DISTRICT 26, CHAIR
SUSAN W. LONGLEY, DISTRICT 11
BRUCE W. MACKINNON, DISTRICT 33

SUSAN Z. JOHANNESMAN, LEGISLATIVE ANALYST
MICHELLE FRENCH, COMMITTEE CLERK



STATE OF MAINE

HOUSE

GARY L. O'NEAL, LESTON, CHAIR
ROSAIRE J. SIROIS, CARIBOU
VERDI L. TRIPP, TOPSHAM
RONALD E. USHER, WESTBROOK
BRIAN BOLDUC, AUBURN
JEAN GINN MARVIN, CAPE ELIZABETH
DAVID E. BOWLES, SANFORD
HAROLD A. CLOUGH, SCARBOROUGH
STAVROS J. MENDROS, LEWISTON
KEVIN L. SHOREY, CALAIS

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON BUSINESS AND ECONOMIC DEVELOPMENT

April 1, 1999

The Honorable Senator Mark W. Lawrence, Chair
The Honorable G. Steven Rowe, Vice-Chair
Legislative Council
115 State House Station
Augusta, ME 04333

Dear President Lawrence and Speaker Rowe:

The Business and Economic Development Committee has discussed the responsibilities of the committee in regard to the Government Evaluation Act ("GEA"). Under the current review schedule the committee must review 11 agencies in 1999. Maine State Housing Authority is on the 1999 review schedule in addition to 10 licensing boards within the Department of Professional and Financial Regulation.

In addition, pursuant to Public Law 1999, Chapter 16, Part L, the Commissioner of Professional and Financial Regulation must review the missions and services provided by all licensing boards administered by the Department and report to the Business and Economic Development Committee and the Appropriations Committee by December 31, 1999. The criteria to be reviewed includes the continuing need for each licensing board and the administrative efficiencies that can be accomplished by combining one or more boards.

The committee has determined that the licensing board review required under Part L is a more comprehensive review than the review required under GEA. Given the overlap between the reviews, the committee is proposing to conduct the following reviews:

1. a review of the Maine State Housing Authority pursuant to the Government Evaluation Act; and
2. a review of the licensing boards administered by the Department of Professional and Financial Regulation pursuant to P.L. 1999, Chapter 16, Part L.

The licensing boards currently scheduled for GEA review would be notified of the committee's intent to delay that review process pending the Part L report recommendations.

The committee is dedicated to the review process of the licensing boards and is requesting approval pursuant to Rule 315 of the Joint Rules to meet out of session to begin the review under Part L. Please contact us if you have any questions regarding the committee's proposal.

Sincerely,



Senator Carol A. Kontos
Senate Chair



Representative Gary L. O'Neal
House Chair

**LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
FIRST REGULAR SESSION
May 5, 1999**

Action

SPONSOR: Rep. Bruno, Joseph

LR 3137 An Act Relating to Pharmaceutical Pricing

SPONSOR: Rep. Perry, Joseph C.

LR 3113 An Act Regarding the Licensing of Restaurants and Bars

SPONSOR: Rep. Mendros, Stavros J.

LR 2959 Resolve, to Extend the Hours for the Sale of Liquor
on January 1, 2000

**ACCEPTED
BY BALLOT
05/06/99**

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR:	Rep. Etnier, David	TABLED
		02/24/99
LR 3011	Resolution, Proposing an Amendment to the Constitution of Maine to Amend the Number of Votes Needed in Each House of the Legislature Before the Maine Governmental Facilities Authority may Authorize the Issuance of Securities to Fund the Construction, Reconstruction, Purchase or Acquisition of Facilities	
SPONSOR:	Rep. Mendros, Stavros J.	TABLED
		04/05/99
LR 3069	An Act to Require Sanitation Trucks to Have a Flashing Yellow Light	
SPONSOR:	Rep. True, Harry G.	TABLED
		03/08/99
LR 3035	An Act to Implement Certain Recommendations of the Task Force to Review the Applied Technology	
SPONSOR:	Rep. Tuttle, Jr., John L.	TABLED
		03/08/99
LR 3022	An Act to Allow a Municipality to Designate Roads Off-limits to Commercial Vehicles	

JOINT RESOLUTIONS

SPONSOR:	Sen. Kilkelly, Marge L.	TABLED
		04/05/99
LR 3054	JOINT RESOLUTION MEMORIALIZING CONGRESS AND THE PRESIDENT TO FULFILL ITS COMMITMENT TO SPECIAL EDUCATION FUNDING	
SPONSOR:	Sen. Kilkelly, Marge L.	TABLED
		04/05/99
LR 3059	JOINT RESOLUTION MEMORIALIZING CONGRESS AND THE PRESIDENT OF THE UNITED STATES TO REAFFIRM STATES' RIGHTS TO A SHARE OF THE PROCEEDS FROM THE LIQUIDATION OF NONRENEWABLE RESOURCES	
SPONSOR:	Rep. McNeil, Deborah Kaler	TABLED
		04/06/99
LR 3044	JOINT RESOLUTION MEMORIALIZING THE ATLANTIC STATES MARINE FISHERIES COMMISSION TO MAKE FISHERIES MANAGEMENT DECISIONS BASED ON INTEREST IN THE FISHERY	
SPONSOR:	Sen. Pingree, Chellie	TABLED
		01/27/99
LR 2678	JOINT RESOLUTION MEMORIALIZING CONGRESS TO COMMIT TO IMMEDIATE REDUCTIONS OF DOMESTIC GREENHOUSE GAS	

**LEGISLATIVE COUNCIL
ACTION ON REQUESTS TO INTRODUCE LEGISLATION
FIRST REGULAR SESSION
May 13, 1999**

Action

SPONSOR: Sen. Abromson, I. Joel

ACCEPTED

LR 3134 An Act to Designate December 3rd as Kate James Day

SPONSOR: Rep. Bruno, Joseph

WITHDRAWN

LR 3137 An Act Relating to Pharmaceutical Pricing

SPONSOR: Rep. Mendros, Stavros J.

**ACCEPTED
BY BALLOT
05/06/99**

LR 2959 Resolve, to Extend the Hours for the Sale of Liquor
on January 1, 2000

**ADDENDUM
LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
FIRST REGULAR SESSION
May 13, 1999**

Action

SPONSOR: Sen. Abromson, I. Joel

LR 3134 An Act to Designate December 3rd as Kate James Day