

MAINE STATE LEGISLATURE

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LEGISLATIVE COUNCIL

PROPOSED INTERIM STUDIES

- Appropriations Table
- Senate and House Study Tables
- Requests from Committees for Committee Studies

MAINE STATE LEGISLATURE
 PROPOSED NEW STUDY COMMISSIONS
 MISCELLANEOUS INFORMATION
 119th 1ST REGULAR SESSION

6/3/99

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
ACF Priority #3	Task Force to Study the Need for an Agricultural Vitality Zone Program. EMERGENCY L.D. 1172 APPROP. TABLE	12 members; 3 legislators	Dept. of Agriculture Food and Rural Resources and the State Planning Office	1/14/00	Per diem and expenses for legislators and members who are not otherwise compensated	4 meetings PS: \$ 990 AO: \$7,200
ACF Priority #4	Committee to Establish a Memorial Dedicated to the Civilian Conservation Corp L.D. 1999 APPROP. TABLE	9 members; legislators	Department of Conservation	1/15/00	Per diem and expenses for legislative members and expense for all other members	6 meetings PS: \$990 AO: \$2,900
ACF	Requests					
Priority #1	Letter to Council - Subcommittee to study the advisability of reassigning certain regulatory responsibilities.					
Priority #2	Letter to Council - Staff study on proposed statutory and regulatory changes regarding milk and milk products.					

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
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BI Request

5 meetings

Letter to Council - Study of the proposed Patients' Bill of Rights legislation.

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
BEC Priority #2	Commission to Study Current Regulations Imposed on Small Businesses to Require Greater Efficiency L.D. 112 APPROP. TABLE	9 members; 3 legislators	Legislative Council	12/15/99	Per diem and expenses for legislative members and reasonable expenses	4 meetings P.S.: \$880 AO: \$2,100
BEC Priority #3	Business Advisory Commission on Quality Child Care Financing EMERGENCY L.D. 1446 APPROP. TABLE	12 members; 4 legislators	Department of Economic and Community Development	12/1/00 Annually	Per diem and expenses for legislative members	6 meeting annually FY00 PS: \$2,970 AO: \$3,200 FY01 PS: \$2,970 AO: \$ 3,200
BEC Priority #1	Blue Ribbon Commission to Establish a Comprehensive Internet Policy EMERGENCY L.D. 2155 ENG AS AM/STUDY TABLE	22 members; 5 legislators	Legislative Council	1/15/00	Per diem and expenses for legislative members and members not otherwise compensated	6 meetings PS: \$1,650 AO: \$2,000
BEC	Committee on Sawmill Biomass Joint Order HP1583 - L.R. 3156 STUDY TABLE	17 members; 9 legislators	State Planning Office	12/15/99	Per diem and expenses for legislative members	6 meetings PS: \$2,970 AO: \$2,700

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
CRJ Priority #5	Commission to Study High-speed Chases and Emergency Responses. EMERGENCY L.D. 272 APPROP. TABLE	13 members; 2 legislators	Legislative Council	12/1/99	Per diem and expenses for legislative members only	4 meetings PS: \$440 AO: \$900
CRJ Priority #3	Commission to Study the Educational Needs of Offenders in the State's Correctional System EMERGENCY L.D. 856 APPROP. TABLE	9 members; 4 legislators	Legislative Council OPLA	1/15/00	Per diem and expenses for legislative members and members not otherwise compensated	6 meetings PS: \$2,310 AO: \$2,600
CRJ Priority #2	Commission to Study the Enhancement of Fire Protection Services throughout the State EMERGENCY L.D. 1428 APPROP. TABLE	6 members; 3 legislators	Legislative Council OPLA	1/15/00	Per diem and expenses for legislative members and members not otherwise compensated	5 meetings PS: \$825 AO: \$1,250
CRJ Priority #1	Commission to Propose an Alternative Process for the Payment of Forensic Examinations for Sexual Assault Victims EMERGENCY L.D. 2021 APPROP. TABLE	14 members; 3 legislators	Legislative Council OPLA	12/15/99	Per diem and expenses for legislative members and other members not otherwise compensated	6 meetings PS: \$1,980 AO: \$2,300
CRJ Priority #4	Commission to Study Alternative Uses for Unused Maine Youth Center Land and Buildings EMERGENCY L.D. 2118 APPROP. TABLE	11 members; 5 legislators	Legislative Council OPLA	1/14/00	Per diem and expenses for legislative members and members not otherwise compensated	4 meetings PS: \$1,320 AO: \$1,700
CRJ	Request					3 meetings

Letter to Council - To review progress of the implementation of the Department of Corrections comprehensive plan.

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
EDU Priority #3	Conduct and Report on a Comprehensive Needs Assessment for Coordinated School Programs L.D. 1706 APPROP. TABLE	Sub Committee 4 members; 2 legislator	To be convened by various departments	11/15/00	Per diem and expenses for legislative members	1 meeting PS: \$110 AO: \$100
EDU Priority #4	Commission to Study the Multicultural Education Needs of Maine Teachers to Ensure Multicultural Awareness and Understanding for All Maine Students L.D. 1759 APPROP. TABLE	9 members; 1 legislator	Legislative Council	2/15/00	Per diem and expenses for legislative members and other members not otherwise compensated	4 meetings PS: \$1,760 AO: \$15,488
EDU Priority #1	Task Force to Study the Implementation of Alternative Programs and Interventions for Violent and Chronically Disruptive Students Joint Order SP0598 - L.R. 2665 STUDY TABLE/READ & PASSED	9 members; 6 legislators	Legislative Council OPLA	12/15/99	Per diem and expenses for legislative members and members not otherwise compensated	7 meetings PS: \$3,465 AO: \$3,650
EDU Priority #1	Task Force to Review the Educational Program and the Governance System of the Governor Baxter School for the Deaf Joint Order HP1587 - L.R. 3159 STUDY TABLE	14 members; 8 legislators	Legislative Council	12/3/99	Per diem and expenses for legislative members and members not otherwise compensated	6 meetings PS: \$3,960 AO: \$17,600

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
HUM Priority #2	Commission to Study Bulk Purchasing of Prescription Drugs and Medical Supplies EMERGENCY L.D. 206 APPROP. TABLE	12 members; 6 legislators	Legislative Council	12/1/99	Per diem and expenses for legislative members	2 meetings FY:00 PS: \$1,320 AO: \$1,700
HUM Priority #4	Maine Children's Trust Study Committee L.D. 1169 APPROP. TABLE	5 members; 5 legislators	Legislative Council OPLA	12/1/99	Per diem and expenses for legislative members	4 meetings PS: \$1,100 AO: \$1,500
HUM Priority #3	Task Force to Explore Alternative Payment Mechanisms for Dental Health Care EMERGENCY L.D. 1296 APPROP. TABLE	9 members; 2 legislators	Legislative Council OPLA	12/1/99	Per diem and expenses for legislative members and other members not otherwise compensated	7 meetings PS: \$1,925 AO: \$2,250
HUM Priority #1	Commission to Study Children in Need of Services EMERGENCY L.D. 1825 APPROP. TABLE	15 members; 6 legislators	Legislative Council	12/1/99	Per diem and expenses for legislative members and other members not otherwise compensated	4 meetings PS: \$2,200 AO: \$2,500
HUM	Request Letter to Council - To study long term care issues prior to the Second Regular Session. Letter to Council - To begin the major substantive rules review of the new pharmaceutical rebate program.					

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
IFW Priority #1	Commission to Study the Needs and Opportunities Associated with the Production of Salmonid Sport Fish in Maine L.D. 986 ENG AS AM	13 members; 3 legislators	Legislative Council	9/29/00	Per diem and expenses for legislative members and members not otherwise compensated	7 meetings FY 00 PS: \$4,785 AO: \$4,350 4 meetings FY 01 PS: \$2,420 AO: \$2,700
IFW Priority #2	Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish L.D. 2045 APPROP. TABLE	24 members; 5 legislators	Department of Inland Fisheries and Wildlife Legislative Council/OPLA	1/15/01	Per diem and expenses for legislative members and other members not otherwise compensated	4 meetings FY00 PS: \$1,100 AO: \$4,000 2 meetings FY01 PS: \$550 AO: \$2,500

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
JUD Priority #1	Commission to Encourage Incorporations in Maine EMERGENCY	8 members; 8 legislators	Legislative Council OPLA	12/15/99	Per diem and expenses for legislative members	5 meetings PS: \$2,200 AO: \$2,500
	L.D. 1972 APPROP. TABLE					
JUD	Joint Study Order Establishing a Committee to Study the Recognition of Sovereign Nations in the Legislature	8 members; 8 legislators	Legislative Council OPLA	12/1/99	Per diem and expenses for legislative members	3 meetings PS: \$2,970 AO: \$3,700
	Joint Order HP1524 - L.R. 2981 STUDY TABLE/PASSED AS AM					

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
LAB	Request					2 meetings

Letter to Council - Government Evaluation Act review of the Department of Labor and the Workers' Compensation Board hearing process.

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
LVA Priority #1	Task Force to Study Standardized periods of Military Service and Other Matters Related to the Award of State of Maine Veterans' Benefits EMERGENCY L.D. 89 APPROP. TABLE	13 members; 13 legislators	Legislative Council OPLA	12/15/99	Per diem and expenses for legislative members	6 meetings PS: \$4,290 AO: \$8,300
LVA Priority #2	Joint Select Committee to Examine the Adequacy of Services at the Togus Veterans Administration Medical Center Joint Order HP1052 - L.R. 0390 STUDY TABLE	18 members; 13 legislators	Legislative Council OPLA	12/31/99	Per diem and expenses for legislative members	7 meetings PS: \$5,005 AO: \$5,050

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
MAR	Request					2 meetings jointly with JS/R&D
	Letter to Council - To discuss LD 1827, An Act to Establish the North Atlantic Cold Water Observatory, and meet jointly with the Joint Select Committee on Research & Development for this purpose.					

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
NAT	Task Force Concerning the Review of State Solid Waste Management Issues EMERGENCY L.D. 1170 APPROP. TABLE	? members; 5 legislators	Legislative Council	1/1/2000; once every five years thereafter	Per diem and expenses for legislative members	7 meetings PS: \$1,925 AO: \$1,750
NAT Priority #3	Task Force to Study the Operation of and Support for the Board of Environmental Protection. L.D. 1256 APPROP. TABLE	6 members; 6 legislators	Legislative Council OPLA	1/15/00	Per diem and expenses for legislative members	5 meetings PS: \$1,650 AO: \$3,000
NAT Priority #1	Task Force to Study the Improvement of Public Water Supply Protection EMERGENCY L.D. 1550 APPROP. TABLE	17 members; 4 legislators	DEP & DHS	1/15/00	Per diem and expenses for legislative members	8 meetings PS: \$1,760 AO: \$1,600
NAT	Select Commission to Study State Participation in Funding Cleanup and Remediation of Uncontrolled Hazardous Substance Sites L.D. 1626 ENG AS AM	5 members; 5 legislators	Legislative Council OPLA	12/31/99	Per diem and expenses for legislative members	5 meetings PS: \$1,375 AO: \$1,750
NAT Priority #2	Joint Study Order Establishing a Stakeholders Group to Explore Options and Alternatives to MTBE and Reformulated Gasoline Joint Order HP1581 - L.R. 3148 STUDY TABLE	12 members; 5 legislators	Legislative Council OPLA	12/31/99	Per diem and expenses for legislative members	6 meetings PS: \$1,650 AO: \$2,000
NAT	Task Force on Patterns of Development Joint Order SP0827 - L.R. 3146 READ AND PASSED	14 members; 14 legislators	Legislative Council OPLA	3/1/00	Per diem and expenses for legislative members	6 meetings PS: \$4,620 AO: \$5,700

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
SLG	Task Force on State Office Building Location and Other State Growth-related Capital Investments.	11 members; 7 legislators	Legislative Council	2/15/00	Per diem and expenses : for legislative members	5 meetings PS: \$1,925 AO: \$2,250
	L.D. 304 APPROP. TABLE					
SLG	Request					
	Letter requesting subcommittee to redraft LD299.					

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
TAX	Commission to Study Single-sales Factor Apportionment	11 members; 7 legislators	Legislative Council OFPR	1/1/00	Per diem and expenses for legislative members	6 meetings PS: \$2,310 AO: \$2,600
Joint Order SP0771 - L.R. 3084 STUDY TABLE						
TAX	Requests					
	Letter to Council - Taxation of farm and open space land.				5 member subcomm.	4 meetings
	Letter to Council - Municipal tax rates and the full range of options available to provide more meaningful tax relief.				full committee	4/5 meetings
	Letter to Council - Application of the real estate transfer tax to corporate transfers.				full committee	4 meetings

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
TRA	Commission to Review Traffic Congestion Including Truck Traffic along the Route 1 York Corridor EMERGENCY	12 members; 4 legislators	Legislative Council OPLA	11/15/99	Per diem and expenses for legislative members 2 Hearings	5 meetings PS: \$1,100 AO: \$3,500
	L.D. 1638 APPROP. TABLE					
TRA	Commission to Review Traffic Congestion on Route 236 from Berwick	12 members; 4 legislators	Legislative Council OPLA	1/14/00	Per diem and expenses for legislative members and members not otherwise compensated	5 meetings PS: \$1,100 AO: \$1,500
	Joint Order HP1596 STUDY TABLE					

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
UTE Priority #3	Task Force to Study the regulation of Water Utilities. EMERGENCY					
	L.D. 756 APPROP. TABLE	14 members; 2 legislators	State Planning Office Assistance from the Legislative Council	12/31/99	Per diem and expenses for legislative members and members not otherwise compensated.	6 meetings FY 00: PS: \$2,970 AO: \$3,200
UTE Priority #2	Renewable Energy Policy Commission. EMERGENCY					
	L.D. 1185 APPROP. TABLE	13 members; 11 legislators	Legislative Council OPLA	12/20/00	Per diem and expenses for legislators and members who are not otherwise compensated	5 meetings PS: \$3,025 AO: \$5,750
UTE Priority #1	Request					
	Letter to Council - Staff Study to undertake an examination of laws outside Title 35-A.					

POLICY	COMMISSION/STUDY	MEMBERSHIP	STAFFING	REPORT	COMPENSATION	PROPOSED BUDGET
JSC	Joint Select Committee on the Year 2000 Computer Problem	13 members; 13 legislators	Legislative Council			meetings PS: \$ AO: \$
	Joint Order SP0190 - L.R. 2937 READ AND PASSED					

SARAH C. TUBBESING
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE

OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

June 2, 1999

TO: Honorable Mark W. Lawrence, Chair
Honorable G. Steven Rowe, Vice-Chair
Legislative Council

FROM: Sally *Beers*

SUBJECT: Funds for Studies on the Appropriations Table

As the Committee proceeds with the initial clearing of the Appropriations Table, I would recommend that you request that they set aside an amount to fund the studies.

Currently there are

- 26 study bills on the Appropriations Table, with a total "value" of \$158,008; Two additional bills with requests of \$14,205 appear to be headed to the Table. This does not include the 11 Joint Study Orders that are headed for the Study Tables that have been set up in both bodies.
- An additional 11 bills are on, or headed for the Study Table, with fiscal notes totaling \$76,200.

Based on appropriations and expenditures for studies in recent years, I would recommend that you request that the Committee set aside \$50,000 - \$65,000.

I have enclosed a **preliminary** list of the studies for your information.

In the past, the Council has stretched the funds available using several tactics:

- a) Reducing the size of the Study Commission.
- b) Provide expenses **only** (and not per diem) to non-legislative members.
- c) Reducing the number of meetings.

The packet that we will have for the Council will include copies of the enactors for each study. Please call if you have questions or need additional information.

Enclosure
cc: Jim Clair
David Boulter

Agriculture, Conservation and Forestry

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE
—

S.P. 393 - L.D. 1172

**Resolve, Establishing a Task Force to Study the Need for
an Agricultural Vitality Zone Program**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the vitality of agriculture is essential to this State; and

Whereas, the duties of the task force established by this resolve are important to maintaining and enhancing agriculture in the State; and

Whereas, the expeditious appointment of members and convening of the task force is important for a timely completion of its tasks; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Task force established. Resolved: That the Task Force to Study the Need for an Agricultural Vitality Zone Program, referred to in this resolve as the "task force," is established; and be it further

Sec. 2. Task force membership. Resolved: That the task force consists of 12 members appointed as follows:

1. The Director of the State Planning Office or the director's designee;

2. The Commissioner of Agriculture, Food and Rural Resources or the commissioner's designee;

3. The Commissioner of Economic and Community Development or the commissioner's designee;

4. One representative each from the northern, southern, eastern and western Maine regional development districts, appointed by the Governor;

5. Two citizens with experience in agriculture or agricultural marketing, appointed by the Governor; and

6. One member of the Senate, appointed by the President of the Senate, and 2 members of the House of Representatives, appointed by the Speaker of the House. Appointments of House members must include one member of the party holding the largest number of seats in the House and one member of the party holding the 2nd largest number of seats in the House; and be it further

Sec. 3. Chairs. Resolved: That, at the task force's first meeting, the task force shall select a chair from among its members; and be it further

Sec. 4. Appointments; convening task force. Resolved: That all appointments must be made by July 16, 1999. The Commissioner of Agriculture, Food and Rural Resources shall call and convene the first meeting of the task force no later than July 30, 1999; and be it further

Sec. 5. Duties. Resolved: That the task force shall hold a minimum of 4 public meetings, one in each of the 4 development districts; gather information; create working groups; and request necessary data from public and private entities in order to:

1. Establish a process to identify those areas of the State where there is substantial existing or evolving small-scale agricultural activity, an evolving network of support services and developed or developing regional or direct markets;

2. Target existing and potential state resources to promote agriculture and to create and support the development of agricultural vitality zones, including: farmland conservation and protection measures; job training programs, including

beginning-farmer training programs; tax policy, tax credits and incentives; and grants and loans; and

3. Identify, examine and propose strategies or measures that will benefit and expand the State's small-scale agricultural enterprises, including, but not limited to, new and existing marketing programs, the identification of new products and services, possibilities for collaboration, the development of spin-off or value-added businesses and the enhancement of support services; and be it further

Sec. 6. Staff assistance. Resolved: That the task force may request staffing assistance from the Department of Agriculture, Food and Rural Resources and the State Planning Office; and be it further

Sec. 7. Expenses. Resolved: That those members of the task force who are Legislators are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the task force. Other members of the task force who are not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses incurred for their attendance at authorized meetings; and be it further

Sec. 8. Report. Resolved: That by January 14, 2000, the task force shall submit a report of its findings to the Joint Standing Committee on Agriculture, Conservation and Forestry along with any implementing legislation. The Joint Standing Committee on Agriculture, Conservation and Forestry may report out any legislation during the Second Regular Session of the 119th Legislature concerning findings and recommendations of the task force; and be it further

Sec. 9. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Task Force to Study the Need for an Agricultural Vitality Zone Program

Personal Services	\$990
All Other	7,200

Provides funds for the per
diem and expenses of

legislative members and the expenses of other eligible members of the Task Force to Study the Need for an Agricultural Vitality Zone Program, to conduct 4 public hearings and to print the required report.

LEGISLATURE
TOTAL

\$8,190

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 1394 - L.D. 1999

**Resolve, to Create a Committee to Establish a Memorial
Dedicated to the Civilian Conservation Corps**

Sec. 1. Committee established. Resolved: That the Committee to Establish a Memorial Dedicated to the Civilian Conservation Corps, referred to in this resolve as the "committee," is established; and be it further

Sec. 2. Membership. Resolved: That the committee consists of the following 9 members:

1. Three former members of the Civilian Conservation Corps appointed by the Civilian Conservation Corps Alumni of Maine;

2. Two members of the House of Representatives appointed by the Speaker of the House;

3. One member of the Senate appointed by the President of the Senate;

4. Two public members, one appointed by the President of the Senate and one appointed by the Speaker of the House; and

5. The Commissioner of Conservation or the commissioner's designee; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The Executive Director of the Legislative Council must be notified by all appointing authorities once the selections have been made. The President of

the Senate and the Speaker of the House of Representatives shall jointly appoint the chair of the committee; and be it further

Sec. 4. Duties. Resolved: That the committee shall study issues involved in the establishment of a memorial dedicated to the Civilian Conservation Corps including:

1. Where the memorial should be located;
2. What should be inscribed on the memorial; and
3. A funding mechanism for building the memorial, including, but not limited to, a public and private partnership; and be it further

Sec. 5. Staff assistance. Resolved: That the Department of Conservation shall provide staffing assistance to the committee; and be it further

Sec. 6. Reimbursement. Resolved: That all members of the committee who are not state employees are entitled to reimbursement for expenses as defined in the Maine Revised Statutes, Title 5, section 12002 and members who are Legislators are entitled to receive the legislative per diem and reimbursement for travel and other necessary expenses related to their attendance at meetings of the committee; and be it further

Sec. 7. Report. Resolved: That the Committee to Establish a Memorial Dedicated to the Civilian Conservation Corps shall submit its report, together with any necessary implementing legislation, to the Second Regular Session of the 119th Legislature no later than January 15, 2000; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Committee to Establish a Memorial Dedicated to the Civilian Conservation Corps

Personal Services	\$990
All Other	2,900

Provides funds for the per diem and expenses of legislative members and the expenses of

other eligible members of the Committee to Establish a Memorial Dedicated to the Civilian Conservation Corps and to print the required report.

LEGISLATURE
TOTAL

\$3,890

SENATE

JOHN M. NUTTING, DISTRICT 20, CHAIR
MARGE L. KILKELLY, DISTRICT 16
R. LEO KIEFFER, DISTRICT 2

JILL IPPOLITI, LEGISLATIVE ANALYST
SUZANNE FISHER, COMMITTEE CLERK



STATE OF MAINE

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CLIFTON E. FOSTER, GRAY
RODERICK W. CARR, LINCOLN
BARRY G. GILLIS, DANFORTH

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON AGRICULTURE, CONSERVATION AND FORESTRY

May 24, 1999

TO: The Honorable Mark W. Lawrence, Chair
Legislative Council

FROM: Sen. John Nutting, Senate Chair *S.N.P.*
Rep. Wendy Pieh, House Chair *W.P. (H.S.)*
Joint Standing Committee on Agriculture, Conservation and Forestry

RE: Proposed Legislative Studies

The Agriculture, Conservation and Forestry Committee is requesting 4 studies. The resources required, degree of legislative involvement and issues to be studied are very diverse. Neither of the 2 resolves require legislative staff resources. These 2 studies are on the appropriations table .

For more information on the staff study of the Maine Milk Laws and the subcommittee study on the responsibilities of the Department of Environmental Protection and the Land Use Regulation Commission, please refer to our letters to the council dated May 13, 1999. Completion of these studies is essential to policy decisions before the Agriculture, Conservation and Forestry Committee.

Committee members have ranked each of the 4 studies to determine a priority. The rankings were very close and are listed below. We are hopeful that all 4 studies will be approved and funded and thank you for your consideration of this request.

1. Letter to Council - Legislative subcommittee to study the advisability of reassigning certain regulatory responsibilities of the Land Use Regulation Commission and the Department of Environmental Protection.
2. Letter to Council - Staff study on proposed statutory and regulatory changes regarding milk and milk products.
3. LD 1172 - Resolve, Establishing a Task Force to Study the Need for an Agricultural Vitality Zone Program.
4. LD 1999 - Resolve, to Create a Committee to Establish a Memorial Dedicated to the Civilian Conservation Corps.

cc: Honorable Members of the 119th Legislative Council
Sally Tubbessing, Executive Director of the Legislative Council
David E. Boulter, Director, Office of Policy and Legal Analysis

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MAY 24 1999

Banking and Insurance
(Request for Committee Study Only)

SENATE

HOUSE

LLOYD P. LAFOUNTAIN III, DISTRICT 32, CHAIR
NERIA R. DOUGLASS, DISTRICT 22
I. JOEL ABROMSON, DISTRICT 27

COLLEEN MCCARTHY REID, LEGISLATIVE ANALYST
FLORENCE DUNBAR, COMMITTEE CLERK



STATE OF MAINE

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NANCY B. SULLIVAN, BIDDEFORD
ARTHUR F. MAYO III, BATH
SUMNER A. JONES, JR., PITTSFIELD
KEVIN J. GLYNN, SOUTH PORTLAND
ROBERT W. NUTTING, OAKLAND

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON BANKING AND INSURANCE

MEMORANDUM

To: The Honorable Mark W. Lawrence, President
Maine Senate

The Honorable G. Steven Rowe, Speaker
Maine House of Representatives

From: Senator Lloyd P. LaFountain III, Chair
Representative Jane W. Saxl, Chair
Joint Standing Committee on Banking and Insurance

Date: April 30, 1999

Re: Committee Request for Authorization to Meet During Interim

We are writing to request your authorization for the Joint Standing Committee on Banking and Insurance to meet during the interim for the purposes of conducting study of the proposed Patients' Bill of Rights legislation before the committee. As you know, the committee considered seven bills earlier this session that proposed further regulation of managed care plans. In its deliberations on these bills, the committee voted to carry over two of these proposals, LD 750 and LD 1619, to the Second Regular Session. While the committee's carry over requests have been approved, the committee would like additional time to consider these managed care issues carefully and comprehensively during the interim.

We would like authorization to meet 5 times beginning in late September or early October and request that staffing be provided by our legislative analyst, Colleen McCarthy Reid. The committee meetings would focus on the legislative proposals considered by the committee this session and those contained in the carry over bills, our

Interim Request Memo

Page Two

April 30, 1999

current laws and rules regulating managed care plans, the policy and legal issues involved in managed care regulation and legislative proposals being considered or enacted at the state and national level. We also plan to invite the participation of the Bureau of Insurance, consumer groups, the managed care industry, health care providers and other interested parties. Our goal is to develop a legislative proposal with the consensus of the committee that can be presented to the full Legislature for its consideration in the Second Regular Session.

Thank you for your consideration of our request. Please let us know if you have any questions or would like any additional information.

cc: Colleen McCarthy Reid, Legislative Analyst
David Boulter, Office of Policy and Legal Analysis

Business and Economic Development

SENATE

JOHN M. NUTTING, DISTRICT 20, CHAIR
MARGE L. KILKELLY, DISTRICT 16
R. LEO KIEFFER, DISTRICT 2

JILL IPPOLITI, LEGISLATIVE ANALYST
SUZANNE FISHER, COMMITTEE CLERK



STATE OF MAINE

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON AGRICULTURE, CONSERVATION AND FORESTRY

HOUSE

WENDY PIEH, BREMEN, CHAIR
PAUL VOLENIK, BROOKLIN
ELIZABETH WATSON, FARMINGDALE
SCOTT W. COWGER, HALLOWELL
ROSITA GAGNE, BUCKFIELD
RUEL P. CROSS, DOVER-FOXCROFT
WALTER R. GOOLEY, FARMINGTON
CLIFTON E. FOSTER, GRAY
RODERICK W. CARR, LINCOLN
BARRY G. GILLIS, DANFORTH

May 13, 1999

Honorable Mark W. Lawrence, Chair
Legislative Council
115 State House Station
Augusta, ME 04333-0115

Dear Chair Lawrence:

We are writing to request authorization for a legislative subcommittee to meet during the interim to study the advisability of reassigning certain regulatory responsibilities of the Land Use Regulation Commission (LURC) and the Department of Environmental Protection (DEP). We are proposing that a subcommittee of 6, consisting of 3 members of the Natural Resources Committee and 3 members of the Agriculture, Conservation and Forestry Committee, meet a maximum of 3 times between July 1, 1999 and December 1, 1999. Members of the subcommittee would be appointed by the respective committee chairs.

The purpose of the proposed subcommittee is to examine each agency's authority to review and issue permits for development in the unorganized and deorganized areas of the State and make recommendations for revisions where appropriate. The focus would be on activities regulated under the Site Location of Development Law (38 MRSA §481 through §490), the regulation of excavations and quarries (38 MRSA §490-A through §490-EE), permitting for hydropower projects (38 MRSA §632-636) and the siting of solid waste facilities (38 MRSA §1310-N through 1310-BB).

The subcommittee would compare current review and permitting processes with other options including the changes proposed in **LD 1654, An Act to Improve the Efficiency of Environmental Regulation in the Unorganized and Deorganized Areas of the State**, as originally printed. In considering options, the subcommittee would be charged with assessing an option's potential to:


- provide a more efficient means of regulating projects
- reduce redundant review by the 2 agencies
- provide adequate protection of the state's natural resources


- provide equal or improved service to residents in the unorganized and deorganized areas of the State
- preserve LURC's ability to function as a planning and zoning agency.

The subcommittee would report back to the Joint Standing Committee on Agriculture, Conservation and Forestry and the Joint Standing Committee on Natural Resources in January of 2000 with recommendations and draft legislation to implement the recommendations. Authorization to report out legislation during the Second Session of the 119th Legislature is proposed in Sec. 39 of LD 1654 as amended by Committee Amendment "A" (S-261.)

We are requesting that the subcommittee receive staff assistance from the Office of Policy and Legal Analysis and that subcommittee members receive legislative per diem and expenses for attending meetings of the subcommittee.

Sincerely,


Sen. John M. Nutting
Senate Chair


Rep. Wendy Pieh
House Chair

cc: Members, Legislative Council
Members, Joint Standing Committee on Agriculture, Conservation and Forestry
Sen. Sharon Anglin Treat, Senate Chair, Natural Resources Committee
Rep. John L. Martin, House Chair, Natural Resources Committee
David E. Boulter, Director, Office of Policy and Legal Analysis
John Williams, Director of the Land Use Regulation Commission

SENATE

JOHN M. NUTTING, DISTRICT 20, CHAIR
MARGE L. KILKELLY, DISTRICT 16
R. LEO KIEFFER, DISTRICT 2

JILL IPPOLITI, LEGISLATIVE ANALYST
SUZANNE FISHER, COMMITTEE CLERK



STATE OF MAINE

HOUSE

WENDY PIEH, BREMEN, CHAIR
PAUL VOLENIK, BROOKLIN
ELIZABETH WATSON, FARMINGDALE
SCOTT W. COWGER, HALLOWELL
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WALTER R. GOOLEY, FARMINGTON
CLIFTON E. FOSTER, GRAY
RODERICK W. CARR, LINCOLN
BARRY G. GILLIS, DANFORTH

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON AGRICULTURE, CONSERVATION AND FORESTRY

May 13, 1999

Honorable Mark W. Lawrence, Chair
Legislative Council
115 State House Station
Augusta, ME 04333-0115

Dear Chair Lawrence:

We are writing to request authorization for the Office of Policy and Legal Analysis to conduct a staff study during the interim on proposed statutory and regulatory changes regarding milk and milk products.

LD 1889, An Act to Amend the Maine Milk Laws, as submitted by the Department of Agriculture, Food and Rural Resources, proposed repealing numerous provisions in Maine statutes relating to milk and milk products. The intent was for the department to adopt the standards of the federal Pasteurized Milk Ordinance (PMO) through rulemaking to replace antiquated statutory provisions and provisions that conflict with federal regulation. Although the Agriculture, Conservation and Forestry Committee is supportive of consistent standards, we would like to ascertain that Maine's statutory provisions are, in fact, duplicative or inconsistent prior to repeal.

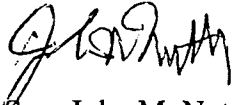
LD 1889 received a unanimous Ought to Pass as Amended report out of this committee. The bill, as amended, retains several sections of statute proposed for repeal in the original bill. It directs the Department of Agriculture, Food and Rural Resources to provisionally adopt major, substantive rules for the inspection, licensing testing, labeling and sanitation of milk and milk product. It also authorizes the Joint Standing Committee on Agriculture, Conservation and Forestry to report out legislation relating to the milk laws during the second session of the 119th Legislature.

We are requesting that staff from the Office of Policy and Legal Analysis study the provisions of the Pasteurized Milk Ordinance proposed for adoption as major substantive rules and work with the Department of Agriculture, Food and Rural Resources to ensure an encompassing and appropriate interface of statutory and regulatory authority. The anticipated work product is draft

legislation for the committee's consideration during the 2nd Regular Session. Staff will work in coordination with the committee chairs to prepare the draft legislation.

Thank you for your consideration of this request. Please contact us if you have questions.

Sincerely,



Sen. John M. Nutting
Senate Chair



Rep. Wendy Pieh
House Chair

cc: Members, Legislative Council
Members, Joint Standing Committee on Agriculture, Conservation and Forestry
David E. Boulter, Director, Office of Policy and Legal Analysis
Robert Spear, Commissioner of Agriculture, Food and Rural Resources

Business and Economic Development

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE
—

H.P. 99 - L.D. 112

**Resolve, to Study Current Regulations Imposed on Small
Businesses to Require Greater Efficiency**

Sec. 1. Task force established. Resolved: That the Task Force to Study the Effect of Government Regulation on Small Businesses, referred to in this resolve as the "task force," is established. For the purposes of this task force, "small businesses" means those businesses employing 15 or fewer employees; and be it further

Sec. 2. Task force membership. Resolved: That the task force consists of 9 members. The President of the Senate shall appoint 4 members, to include one Senator, one member representing the private sector, one member representing a business employing fewer than 15 people and one member from the Joint Standing Committee on Business and Economic Development. The Speaker of the House shall appoint 4 members, to include one member of the House of Representatives, one member representing the public sector, one member representing a business employing fewer than 15 people and one member from the Joint Standing Committee on Business and Economic Development. The Commissioner of Economic and Community Development or the commissioner's designee must be a member of the task force; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once the selections have been made. Within 15 days after appointment of all members, the Chair of the Legislative Council shall call and

convene the first meeting of the task force. The task force shall select a chair from among its legislative members; and be it further

Sec. 4. Duties. Resolved: That the task force shall study the extent of regulation on small business and shall develop an inventory of filings and permits required to start and continue operation of a small business to facilitate the study. The inventory must include, but is not limited to, filings required for taxation, licenses pertaining to health and safety compliance, licenses pertaining to pollution prevention and filings required under state labor laws. The task force is not required to undertake as part of the study an analysis of required professional licenses. The task force shall examine the purposes of the inventoried filings and permits, determine whether the filings and permits are necessary to meet legislative intent or federal regulations and examine areas in which there is duplication of federal and state filing requirements. For rules, licenses and permits that the task force determines are necessary to meet legislative intent or federal regulations, the task force shall review the permit, application and filing systems, including the One Stop License and Permit Center, to ensure that the systems are user-friendly and operating efficiently and shall make recommendations for improvements in the systems in its report to the Joint Standing Committee on Business and Economic Development. If the task force determines that certain rules, licenses and permits are not necessary to meet legislative intent or federal regulations, the task force shall submit necessary enabling legislation for the elimination of those rules, licenses or permits; and be it further

Sec. 5. Staff assistance. Resolved: That the task force may request staffing assistance from the Legislative Council; and be it further

Sec. 6. Expenses. Resolved: That the legislative members of the task force receive legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, for each days attendance at task force hearings and other members of the task force are entitled to receive compensation or reimbursement for reasonable expenses for each days attendance at task force hearings; and be it further

Sec. 7. Report. Resolved: That no later than December 15, 1999, the task force shall submit its report, together with any recommendations for legislation, to the Joint Standing Committee on Business and Economic Development. The Joint Standing Committee on Business and Economic Development is authorized to report out any legislation during the Second Regular Session of

the 119th Legislature concerning the findings and recommendations of the task force.

If the task force requires an extension of the reporting deadline, it may apply to the Legislative Council, which may grant the extension; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Task Force to Study the Effect of
Government Regulation on Small
Businesses**

Personal Services	\$880
All Other	2,100

Provides funds for the per diem and expenses of legislative members and the expenses of other members of the Task Force to Study the Effect of Government Regulation on Small Businesses.

**LEGISLATURE
TOTAL**

\$2,980

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

S.P. 486 - L.D. 1446

Resolve, to Create the Business Advisory Commission on
Quality Child Care Financing

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, encouraging and providing financing for quality child care and early education services and facilities is vitally important to economic growth and the well-being of the citizens of this State; and

Whereas, it is therefore important that the Business Advisory Commission on Quality Child Care Financing established by this legislation be appointed and start its work before the expiration of the 90-day period in order to have sufficient time to complete its work before its reporting deadline; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission created. Resolved: That the Business Advisory Commission on Quality Child Care Financing, referred to in this resolve as the "commission," is created to examine the important issues of public policy regarding strategies to secure adequate financing of child care facilities and services in order to promote economic growth and the general welfare of the people of this State; and be it further

Sec. 2. Members. Resolved: That the commission consists of 12 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, at least one of whom is a member of the minority party;

2. Two members of the House of Representatives appointed by the Speaker of the House, at least one of whom is a member of the minority party;

3. The Commissioner of Economic and Community Development, or the commissioner's designee;

4. The State Tax Assessor, or the State Tax Assessor's designee;

5. Five members of the public, representing business, education and child care interests, appointed as follows: one member representing business and one member representing education, appointed by the President of the Senate; one member representing child care and one member representing business, appointed by the Speaker of the House; and one member representing business, appointed by the Governor; and

6. A representative from the child care licensing division of the Department of Human Services; and be it further

Sec. 3. Appointments; first meeting. Resolved: That appointments of the first members of the commission must be made no later than 30 days after the effective date of this section. The Commissioner of Economic and Community Development or the commissioner's designee shall convene the first meeting of the commission no later than 60 days after the effective date of this section; and be it further

Sec. 4. Quorum. Resolved: That a quorum of the commission is 7 members, and the affirmative vote of at least 7 members of the commission is necessary to conduct business; and be it further

Sec. 5. Duties. Resolved: That the commission has the following duties:

1. Gathering information pertaining to quality child care and early education, the financing of quality child care and early education and economic development incentives available to encourage the development of quality child care and early education facilities and services; and

2. Analyzing the effectiveness of economic development incentives available to encourage the development of quality child care and early education facilities and services in this State and in other states and countries; and be it further

Sec. 6. Staffing. Resolved: That the Department of Economic and Community Development shall provide staff assistance to the commission; and be it further

Sec. 7. Report. Resolved: That the commission shall submit its report no later than December 1, 2000 to the Commissioner of Economic and Community Development, the Commissioner of Education, the Commissioner of Human Services, the Joint Standing Committee on Business and Economic Development, the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Health and Human Services including the findings and recommendations of the commission and any proposed legislation regarding the development of quality child care facilities and services and economic development incentives to encourage the development of quality child care facilities and services; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

	1999-00	2000-01
LEGISLATURE		
Business Advisory Commission on Quality Child Care Financing		
Personal Services	\$2,970	\$2,970
All Other	3,200	3,200
Provides funds for the per diem and expenses of legislative and other eligible members for 6 meetings in each fiscal year of the Business Advisory Commission on Quality Child Care Financing and funds to print the required report.		
LEGISLATURE TOTAL	<u>\$6,170</u>	<u>\$6,170</u>

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
S.P. 763 - L.D. 2155

**Resolve, to Establish the Blue Ribbon Commission to
Establish a Comprehensive Internet Policy**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Internet and its use continues to grow and it is essential to ensure delivery of social and economic benefits to the State; and

Whereas, it is necessary to consider what type of statewide computing and communications investment strategy will stimulate public investment and create more opportunities and incentives for information technology business to locate in the State; and

Whereas, it is imperative to address how to develop and maintain a highly qualified information technology workforce to support business growth; and

Whereas, it is essential to create a business and regulatory policy that will ensure that Maine is an attractive location for information technology companies and their employees; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Blue Ribbon Commission to Establish a Comprehensive Internet Policy,

referred to in this resolve as the "commission," is established; and be it further

Sec. 2. Commission membership. Resolved: That the commission consists of 22 members as follows:

1. Three members of the Senate, at least one of whom is a member of the Joint Standing Committee on Business and Economic Development, appointed by the President of the Senate;

2. Two members of the House of Representatives, at least one of whom is a member of the Joint Standing Committee on Business and Economic Development, appointed by the Speaker of the House;

3. One representative of the large Internet service providers industry, appointed by the President of the Senate;

4. One representative of the small Internet service providers industry, appointed by the Speaker of the House;

5. One representative of the telephone industry, appointed by the President of the Senate;

6. One representative of the Maine Software Developers Association, appointed by the Speaker of the House;

7. One member from the University of Maine System, appointed by the Chancellor of the University of Maine System;

8. The Commissioner of Education or the commissioner's designee;

9. The Commissioner of Economic and Community Development or the commissioner's designee;

10. The Secretary of State or the secretary's designee;

11. The Attorney General or the Attorney General's designee;

12. The State Librarian or the State Librarian's designee;

and

13. Seven members appointed by the Governor as follows:

A. One representative of the Public Advocate's Office;

B. One representative of the Public Utilities Commission;

C. One representative of the telecommunications industry;

D. One representative of the cable television industry;

- E. One representative of the Governor's office;
- F. One representative of the Maine Bar Association; and
- G. One representative of the Maine Civil Liberties Union; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The Executive Director of the Legislative Council must be notified by all appointing authorities once the selections have been made. Within 15 days after appointment of all members, the Chair of the Legislative Council shall call and convene the first meeting of the commission. The commission shall select a chair from among its members; and be it further

Sec. 4. Duties. Resolved: That the commission shall study issues related to the future of information technology in the State, including, but not limited to:

1. The facilitation of electronic commerce for Maine citizens and businesses;
2. Making government more accessible to the citizens;
3. The use of the Internet and related technologies to improve education throughout the State;
4. The protection of Internet users' and citizens' privacy;
5. The mitigation of Internet abuses including transmission of unsolicited bulk e-mail or spam;
6. The regulation of hate mail and pornography;
7. The elimination of electronic crimes;
8. The promotion of Internet access for citizens throughout the State; and
9. The promotion of business development in the areas of electronic, Internet-based and information technology businesses throughout the State; and be it further

Sec. 5. Staff assistance. Resolved: That the commission may request staffing assistance from the Legislative Council; and be it further

Sec. 6. Expenses. Resolved: That the members of the commission may not receive any compensation or reimbursement for expenses; and be it further

Sec. 7. Report. Resolved: That no later than January 15, 2000, the commission shall submit its report, together with any necessary implementing legislation, to the Joint Standing Committee on Business and Economic Development and the Executive Director of the Legislative Council. The Joint Standing Committee on Business and Economic Development is authorized to report out any legislation during the Second Regular Session of the 119th Legislature concerning the findings and recommendations of the commission.

If the commission requires an extension, it may apply to the Legislative Council, which may grant the extension; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Blue Ribbon Commission to Establish a
Comprehensive Internet Policy**

Personal Services	\$1,650
All Other	2,000

Provides funds for the per diem and expenses of legislative members for 6 meetings of the Blue Ribbon Commission to Establish a Comprehensive Internet Policy and to print the required report.

**LEGISLATURE
TOTAL**

\$3,650

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

HP1583

STATE OF MAINE

In House May 17, 1999

ORDERED, the Senate concurring, that the Committee on Sawmill Biomass is established as follows.

1. **Establishment.** The Committee on Sawmill Biomass, referred to in this order as the "committee," is established.

2. **Membership.** The committee consists of 17 members as follows:

A. Three members of the Senate, appointed by the President of the Senate, each of whom serves on the Joint Standing Committee on Business and Economic Development, the Joint Standing Committee on Agriculture, Conservation and Forestry, the Joint Standing Committee on Taxation or the Joint Standing Committee on Utilities and Energy;

B. Six members of the House of Representatives, appointed by the Speaker of the House, each of whom serves on the Joint Standing Committee on Business and Economic Development, the Joint Standing Committee on Agriculture, Conservation and Forestry, the Joint Standing Committee on Taxation or the Joint Standing Committee on Utilities and Energy;

C. Two representatives of the forest products industry who have expertise in sawmill operations and sawmill biomass markets, appointed by the Speaker of the House;

D. One representative of the biomass electric energy generation industry, appointed by the President of the Senate;

E. Three members of the public who have expertise in forest resource utilization, sawmill biomass management or forest products research and development, appointed by the Governor;

F. The Public Advocate or the Public Advocate's designee; and

G. The chair of the Public Utilities Commission or the chair's designee.

3. **Appointments; chair; quorum; convening of committee.** All appointments must be made by July 1, 1999. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been made. The Speaker of the House and the President of the Senate shall jointly name the chair. The first meeting must be called by the chair no later than July 15, 1999 and the committee may meet no fewer than 5 times before issuing its report. A quorum exists when at least 8 members are present at a meeting.

4. **Compensation.** Members of the committee who are Legislators are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at meetings of the committee.

5. **Duties.** The committee shall investigate opportunities for maintaining markets for the sawmill biomass industry that will enhance the sawmill industry in the State, maintain employment and strengthen rural economies. The committee shall also study barriers to sawmill biomass markets and identify appropriate activities to promote existing or new products.

6. **Staff assistance.** The State Planning Office shall provide staff assistance to the committee, and the Department of Conservation, the Department of Economic and Community Development, the Department of Environmental Protection and the Bureau of Revenue Services shall provide expertise upon request from the committee. The Public Utilities Commission may contract with an expert or commission studies to assist the committee.

7. **Report.** The committee shall submit a report and any recommended legislation to the Speaker of the House of Representatives, the President of the Senate and the Governor no later than December 15, 1999.

SPONSORED BY: 
(Representative DAVIDSON)

TOWN: Brunswick

11.4.8.

Joint Study Order to Establish a Commission on Sawmill Biomass

Lead Cosponsor: (sign) Carol Kontos

(print name) CAROL KONTOS

Cosponsors pursuant to Joint Rule 206, subsection 1:

1. (sign) Richard Rosen
(print name) Richard Rosen

2. (sign) [Signature]
(print name) Schwarz, Martin

3. (sign) Donald P. Berry, Sr
(print name) Donald P. Berry, Sr

4. (sign) Mabel J. Desmond
(print name) Mabel J. Desmond

5. (sign) Charles C. Laverdier
(print name) Charles C. Laverdier

6. (sign) S. Langley
(print name) Susan Langley

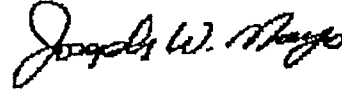
7. (sign) Mona McGlocklin
(print name) Mona McGlocklin

8. (sign) Pat Colwell
(print name) Pat Colwell

HOUSE OF REPRESENTATIVES

May 17, 1999

READ AND PASSED. SENT FOR CONCURRENCE.
ORDERED SENT FORTHWITH



CLERK

IN THE SENATE CHAMBER

May 17, 1999

READ AND REFERRED TO THE COMMITTEE ON BUSINESS AND
ECONOMIC DEVELOPMENT IN CONCURRENCE



SECRETARY OF THE SENATE

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

MEMORANDUM

TO: The Honorable Senator Mark Lawrence, Chair
The Honorable G. Steven Rowe, Vice-Chair
Legislative Council

FROM: Senator Carol A. Kontos, Senate Chair
Representative Gary L. O'Neal, House Chair
Joint Standing Committee on Business and Economic Development

DATE: May 21, 1999

SUBJ: Committee priorities for studies

The Business and Economic Development Committee has determined the following priorities for proposed studies within its policy jurisdiction:

- | <u>Priority</u> | <u>LD</u> |
|-----------------|--|
| 1. | LD 2155 - Resolve, to Establish the Blue Ribbon Commission to Establish a Comprehensive Internet Policy |
| 2. | LD 112 - Resolve, to Study Current Regulations Imposed on Small Businesses to Require Greater Efficiency |
| 3. | LD 1446 - Resolve, to Create the Business Advisory Commission on Quality Care Financing |

cc. David Boulter, Director OPLA

G:\OPLAGEA\COMMITTEE\BEC\CORRESP\STUDYPRI.DOC

MAY 21 1999

Criminal Justice

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 194 - L.D. 272

**Resolve, Establishing the Commission to Study High-speed
Chases and Emergency Responses**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Legislature has learned of the controversy and danger surrounding high-speed chases by law enforcement officers and emergency responses by law enforcement officers and fire and rescue personnel; and

Whereas, exploring the purpose and application of high-speed chases and emergency responses is necessary to ensure the safety of the citizens of the State, as well as the law enforcement officers and fire and rescue personnel who are charged with the citizens' protection; and

Whereas, emergency legislation is needed to begin the study promptly and ensure that the issue is addressed thoroughly; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission to Study High-speed Chases and Emergency Responses, referred to in this resolve as the "commission," is established; and be it further

Sec. 2. Membership. Resolved: That the commission consists of 13 members appointed as follows:

1. Two Legislators who are members of the Joint Standing Committee on Criminal Justice and who jointly chair the commission, one of whom must be a Senator appointed by the President of the Senate, and one of whom must be a member of the House of Representatives appointed by the Speaker of the House;

2. The Attorney General, or the Attorney General's designee;

3. The Commissioner of Public Safety, or the commissioner's designee;

4. The Chief of the State Police, or the chief's designee;

5. The President of the Maine Chiefs of Police Association, or the president's designee;

6. The President of the Maine Sheriffs' Association, or the president's designee;

7. The President of the Maine Fire Chiefs Association, or the president's designee;

8. The President of the Maine Ambulance Association, or the president's designee;

9. The President of the Maine Prosecutors Association, or the president's designee;

10. The President of the Maine Association of Criminal Defense Lawyers, or the president's designee; and

11. Two members of the public, one of whom must be appointed by the President of the Senate, and one of whom must be appointed by the Speaker of the House; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 45 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chairs of the commission shall call and convene

the first meeting of the commission no later than August 15, 1999; and be it further

Sec. 4. Duties. Resolved: That the commission shall study current policies governing the use of high-speed chases and emergency responses, current practices involved in high-speed chases and emergency responses, a history of the high-speed chases and emergency responses resulting in personal injuries or property damage that have occurred in this State and a review of other states' policies and procedures regarding the use of high-speed chases and emergency responses. The commission may seek information from experts and other interested parties. Using this information, the commission shall consider the need for reducing the use of high-speed chases, setting additional parameters regarding when and how high-speed chases are to be conducted, requiring mandatory driver training for emergency response vehicles and establishing a model policy for emergency responses. The commission shall make a report in accordance with section 8; and be it further

Sec. 5. Staff assistance. Resolved: That, upon approval from the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing resources to the commission; and be it further

Sec. 6. Meetings. Resolved: That the commission may meet up to 4 times; and be it further

Sec. 7. Reimbursement. Resolved: That the members of the commission who are Legislators are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at meetings of the commission. The Executive Director of the Legislative Council shall administer the commission's budget; and be it further

Sec. 8. Report. Resolved: That the commission shall submit a report and any necessary implementing legislation to the Joint Standing Committee on Criminal Justice by December 1, 1999. The Joint Standing Committee on Criminal Justice may submit legislation in the Second Regular Session of the 119th Legislature to implement the recommendations of the commission; and be it further

Sec. 9. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

3-0358(3)

**Commission to Study High-speed Chases
and High-speed Emergency Responses**

Personal Services	\$440
All Other	\$900

Provides funds for the per diem and expenses of legislative members of the Commission to Study High-speed Chases and Emergency Responses.

LEGISLATURE
TOTAL

\$1,340

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 616 - L.D. 856

**Resolve, Establishing the Commission to Study the
Educational Needs of Offenders in the State's Correctional
System**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, current educational and vocational programs for inmates in prisons are inconsistent among institutions and in some cases are nonexistent;

Whereas, the Legislature recognizes the immediate need to provide adequate educational and vocational programs for inmates in the State's corrections system in order to rehabilitate and better prepare inmates for their return to the community; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission to Study the Educational Needs of Offenders in the State's Corrections System, referred to in this resolve as the "commission," is established; and be it further

Sec. 2. Membership. Resolved: That the commission consists of the following 9 members:

1. The Commissioner of Corrections or the commissioner's designee;

2. The Commissioner of Education or the commissioner's designee;

3. Two Senators appointed by the President of the Senate, one who sits on the Joint Standing Committee on Criminal Justice and one who sits on the Joint Standing Committee on Education and Cultural Affairs;

4. An ex-offender appointed by the President of the Senate;

5. A member of the Correctional Education Task Force appointed by the President of the Senate;

6. Two Representatives appointed by the Speaker of the House, one who sits on the Joint Standing Committee on Criminal Justice and one who sits on the Joint Standing Committee on Education and Cultural Affairs; and

7. A correctional educator appointed by the Speaker of the House; and be it further

Sec. 3. Chairs. Resolved: That the first Senate member named is the Senate chair and the first House member named is the House chair; and be it further

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The Executive Director of the Legislative Council must be notified once all appointments have been made. The chairs shall call the first meeting of the commission between the 30th and 45th days following the effective date of this resolve; and be it further

Sec. 5. Duties. Resolved: That the commission shall develop a plan to assess the correctional system's ability to meet the educational and vocational needs of offenders who are within the State's correctional facilities and under community supervision. The commission shall identify the special needs and learning requirements of offenders within the State's correctional facilities; the skills and abilities necessary to ensure a successful transition to family, work force and community; and the community services necessary to support offenders under community supervision. The commission shall collect and analyze information regarding the educational levels

and needs of offenders in the State's correctional facilities; review research on effective correctional educational practices; evaluate the current and potential use of technology in delivering educational programs; and identify resources necessary to carry out any recommendations. In doing its work, the commission may consult with other state departments, persons representing associations concerned with learning disabilities and family literacy, law enforcement agencies and persons providing probation services; and be it further

Sec. 6. Staff assistance. Resolved: That upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the commission; and be it further

Sec. 7. Compensation. Resolved: That legislative members are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the commission. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the commission; and be it further

Sec. 8. Report. Resolved: That the commission shall submit a report with any necessary implementing legislation to the Joint Standing Committee on Criminal Justice by January 15, 2000. Following receipt of the report, the Joint Standing Committee on Criminal Justice may introduce legislation to the Second Regular Session of the 119th Legislature. If the commission requires a limited extension of time to conclude its study and make its report, it may apply to the Legislative Council, which may grant the extension; and be it further

Sec. 9. Commission budget. Resolved: That the chairs of the commission, with assistance from the commission staff, shall administer the commission budget. Within 10 days after its first meeting, the commission shall present a work plan and proposed budget to the Legislative Council for approval. The commission may not incur expenses that would result in the commission exceeding its approved budget. Upon request from the commission, the Executive Director of the Legislative Council or the Executive Director's designee shall promptly provide the commission chairs and staff with a status report on the commission budget, expenditures incurred and paid and available funds; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Commission to Study the Educational
Needs of Offenders in the
State's Corrections System**

Personal Services	\$2,310
All Other	2,600

Provides funds for the per diem and expenses of legislative and other eligible members of the Commission to Study the Educational Needs of Offenders in the State's Corrections System.

**LEGISLATURE
TOTAL**

\$4,910

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE
—

H.P. 1017 - L.D. 1428

**Resolve, to Create the Commission to Study the Enhancement
of Fire Protection Services throughout the State**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, firefighters provide the State with many valuable services and training, and incentives are crucial to the continued provision of these services; and

Whereas, public safety and public health will be improved for all Maine residents by enhancing fire protection services across the State;

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission to Study the Enhancement of Fire Protection Services throughout the State, referred to in this resolve as the "commission," is established; and be it further

Sec. 2. Commission membership. Resolved: That the commission consists of 6 members appointed as follows:

1. The President of the Maine Fire Chiefs Association or the president's designee;

2. The President of the Professional Firefighters of Maine or the president's designee;

3. The President of the Maine State Federation of Firefighters or the president's designee;

4. Two members of the House of Representatives who serve on the Joint Standing Committee on Criminal Justice, appointed by the Speaker of the House; and

5. One member of the Senate who serves on the Joint Standing Committee on Criminal Justice, appointed by the President of the Senate; and be it further

Sec. 3. Chairs. Resolved: That the Senate member serves as the Senate chair and the first House member appointed serves as House chair; and be it further

Sec. 4. Appointments. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chairs of the commission shall call and convene the first meeting of the commission no later than 15 days after the final member is appointed; and be it further

Sec. 5. Duties. Resolved: That the commission shall examine and make recommendations concerning:

1. Proposals to strengthen the Office of the State Fire Marshal, including, but not limited to: employing additional fire investigators; providing additional public fire safety education resources; enhancing education opportunities in code management for local public officials and private sector professionals; developing a statewide fire data information system; and promoting the application of the latest investigative technologies;

2. Incentives for more citizens to join and remain active in volunteer and on-call fire departments and to encourage volunteer and on-call firefighters to become better trained and to maintain higher levels of life-saving skills;

3. Approaches to enhance the safety of and reduce the health risk to career firefighters, including, but not limited to: providing insurance coverage for retired firefighters' health care costs; creating opportunities for communities to hire younger firefighters; and providing a mechanism to lower

firefighter injury rates and the benefit costs to local communities; and

4. Proposals for strengthening firefighter training and education in Maine communities, including, but not limited to: training more firefighters than are currently trained in local communities statewide; increasing grant funds available to local communities to support construction of specialized training facilities; providing all firefighters with the opportunity for fire science education and leadership education; providing current training and education materials to local fire departments; providing a one-stop resource center for all firefighters; and supporting the development of fire and emergency leaders throughout the State.

In carrying out its duties, the commission may seek the expertise of the Department of Public Safety, Office of the State Fire Marshal; the Maine Technical College System, Maine Fire Training and Education Program; the Maine State Retirement System; the State Employee Health Commission; the Bureau of Revenue Services; the Bureau of Insurance; the Maine Association of Insurance Companies; and the Maine Municipal Association; and be it further

Sec. 6. Staff assistance. Resolved: That, upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the committee; and be it further

Sec. 7. Compensation. Resolved: That legislative members are entitled to receive legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the commission. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the commission; and be it further

Sec. 8. Reporting date established. Resolved: That the commission shall submit a report with recommendations and any accompanying legislation to the Joint Standing Committee on Criminal Justice by January 14, 2000. If the commission requires a limited extension of time to conclude its work, it may apply to the Legislative Council, which may grant the extension. Following receipt of the report, the Joint Standing Committee on Criminal Justice may introduce legislation to the Second Regular Session of the 119th Legislature; and be it further

Sec. 9. Budget. Resolved: That the chairs of the commission, with assistance from the commission staff, shall administer the commission budget. Within 10 days after its first meeting, the commission shall present its work plan and proposed budget to the Legislative Council for approval. The commission may not incur expenses that would result in the commission exceeding its approved budget. Upon request from the commission, the Executive Director of the Legislative Council shall promptly provide the commission chairs and staff with a status report on the study budget, expenditures incurred and paid and available funds; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Commission to Study the Enhancement of
Fire Protection Services throughout the State**

Personal Services	\$825
All Other	1,250

Provides funds for the per diem and expenses of legislative members for 5 meetings of the Commission to Study the Enhancement of Fire Protection Services throughout the State and to print the required report.

**LEGISLATURE
TOTAL**

\$2,075

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 1414 - L.D. 2021

**Resolve, to Establish the Commission to Propose an
Alternative Process for Forensic Examinations for Sexual
Assault Victims**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this resolve establishes the Commission to Propose an Alternative Process for Forensic Examinations of Sexual Assault Victims; and

Whereas, this resolve is necessary to conduct an immediate review of the current forensic examination process and to identify methods to better support victims who have already suffered from the crimes committed against them; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission to Propose an Alternative Process for Forensic Examinations for Sexual Assault Victims, referred to in this resolve as the "commission," is established; and be it further

Sec. 2. Commission membership. Resolved: That the commission consists of 14 members appointed as follows:

1. One member of the Senate who sits on the Joint Standing Committee on Criminal Justice, appointed by the President of the Senate;

2. One member of the House of Representatives who sits on the Joint Standing Committee on Criminal Justice, appointed by the Speaker of the House;

3. One member of the House of Representatives who sits on the Joint Standing Committee on Judiciary, appointed by the Speaker of the House;

4. The Commissioner of Public Safety or the commissioner's designee;

5. The President of the Maine Prosecutors Association or the president's designee;

6. The Victims Services Coordinator for the Department of Corrections;

7. The Director of the Victims' Compensation Program;

8. The legislative chair for the Maine Coalition Against Sexual Assault or the chair's designee;

9. The President of the Maine Chiefs of Police Association or the president's designee;

10. The Director of the Bureau of Children and Family Services, Department of Human Services or the director's designee;

11. The Executive Director of the Maine Hospital Association or the executive director's designee;

12. A Sexual Assault Nurse Examiner, appointed by the President of the Senate;

13. A member of the Maine Emergency Physicians Association, appointed by the Speaker of the House; and

14. A survivor of sexual assault, appointed by the Speaker of the House; and be it further

Sec. 3. Chairs. Resolved: That the Senate member named is the Senate chair and the first House member named is the House chair; and be it further

Sec. 4. Appointments. Resolved: That appointments of members to the commission must be made no later than 30 days

after the effective date of this resolve. The Executive Director of the Legislative Council must be notified by all appointing authorities once the selections have been made. The chairs of the commission shall call and convene the first meeting of the commission no later than July 1, 1999; and be it further

Sec. 5. Duties. Resolved: That the commission shall hold public meetings, invite the participation of experts and interested parties, gather information and request necessary data from public and private entities in order to:

1. Review the current process for providing forensic examinations, medical treatment and reimbursement for these services to sexual assault victims;

2. Identify the forensic examination, medical treatment and reimbursement needs of sexual assault victims;

3. Review other states' processes for providing forensic examinations, medical treatment and reimbursement for these services to sexual assault victims. This review must focus on how and by whom examinations are provided, whether reporting is required and what source of funding pays for the examinations and necessary medical treatment; and

4. If appropriate, make necessary recommendations to propose changes to the State's current process for providing forensic examinations, medical treatment and reimbursement for these services to sexual assault victims; and be it further

Sec. 6. Staff assistance. Resolved: That upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the commission; and be it further

Sec. 7. Expenses. Resolved: That the legislative members of the commission are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the commission. Other members of the commission who are not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the commission; and be it further

Sec. 8. Report. Resolved: That, by December 15, 1999, the commission shall submit a report of its findings, together with any recommendations for legislation, to the Joint Standing Committee on Criminal Justice. The Joint Standing Committee on Criminal Justice may report out legislation during the Second

Regular Session of the 119th Legislature concerning the findings and recommendations of the commission. If the commission requires a limited extension of time to conclude its study and make its report, it may apply to the Legislative Council, which may grant the extension; and be it further

Sec. 9. Commission budget. Resolved: That the chairs of the commission, with assistance from the commission staff, shall administer the commission's budget. Within 10 days after its first meeting, the commission shall present a work plan and proposed budget to the Legislative Council for approval. The commission may not incur expenses that would result in the commission exceeding its approved budget. Upon request from the commission, the Executive Director of the Legislative Council shall promptly provide the commission chairs and staff with a status report on the commission's budget, expenditures incurred and paid and available funds; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Commission to Propose an Alternative
Process for the Payment of Forensic
Examinations for Sexual Assault Victims**

Personal Services	\$1,980
All Other	2,300

Provides funds for the per diem and expenses of legislative members and other eligible members for 6 meetings of the Commission to Propose an Alternative Process for the Payment of Forensic Examinations for Sexual Assault Victims and to print the required report.

**LEGISLATURE
TOTAL**

\$4,280

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE
—

H.P. 1478 - L.D. 2118

**Resolve, to Establish the Commission to Study Alternative
Uses for Unused Maine Youth Center Land and Buildings**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, future uses of the land and buildings at the Maine Youth Center need to be explored in order to provide additional juvenile services and to provide timely protection of the historical architecture on the grounds; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Study commission established. Resolved: That the Commission to Study Alternative Uses for Unused Maine Youth Center Land and Buildings, referred to in this resolve as the "commission," is established; and be it further

Sec. 2. Members. Resolved: That the commission is composed of 11 members as follows:

1. Three members of the House of Representatives, one from the Joint Standing Committee on Criminal Justice, one from the Joint Standing Committee on Health and Human Services and one from the Joint Standing Committee on Education and Cultural Affairs, appointed by the Speaker of the House;

2. Two members of the Senate, one from the Joint Standing Committee on Criminal Justice and one from the Joint Standing Committee on Health and Human Services, appointed by the President of the Senate;

3. The Commissioner of Administrative and Financial Services or the commissioner's designee;

4. The Commissioner of Corrections or the commissioner's designee;

5. The Commissioner of Human Services or the commissioner's designee;

6. The Commissioner of Mental Health, Mental Retardation and Substance Abuse Services or the commissioner's designee;

7. The Director of the Maine Historic Preservation Commission; and

8. A representative from the City of South Portland who has planning expertise, appointed by the Speaker of the House; and be it further

Sec. 3. Chairs. Resolved: That the first Senate member named is the Senate chair and the first House member named is the House chair; and be it further

Sec. 4. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days from the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. Within 15 days after all members have been appointed, the chairs shall convene the first meeting; and be it further

Sec. 5. Duties of commission. Resolved: That the commission shall study the alternative uses of the land and buildings that will be outside the new perimeter of the Southern Maine Juvenile Facility when it opens in 2001 and shall present options and recommendations for their future use. In conducting its study, the commission shall meet up to 4 times to consider:

1. The existing structures, their historic significance, structural integrity and the costs of maintenance and repair;

2. Other juvenile correctional uses by the Department of Corrections that support and expand the services provided at the Southern Maine Juvenile Facility; and

3. Juvenile services or other uses for the buildings and land that are compatible and complimentary to the services provided by the Southern Maine Juvenile Facility.

Representatives from area social service agencies and municipal governments may be invited to share their suggestions for future use of either the land or the buildings; and be it further

Sec. 6. Staffing. Resolved: That, upon approval from the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the commission; and be it further

Sec. 7. Compensation. Resolved: That legislative members are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the commission. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the commission; and be it further

Sec. 8. Reporting date established. Resolved: That the commission shall submit a report with recommendations and any accompanying legislation to the Joint Standing Committee on Criminal Justice by January 14, 2000. If the commission requires a limited extension of time to conclude its work, it may apply to the Legislative Council, which may grant the extension. Following receipt of the report, the Joint Standing Committee on Criminal Justice may introduce legislation to the Second Regular Session of the 119th Legislature; and be it further

Sec. 9. Budget. Resolved: That the chairs of the commission, with assistance from the commission staff, shall administer the commission budget. Within 10 days after its first meeting, the commission shall present its work plan and proposed budget to the Legislative Council for approval. The commission may not incur expenses that would result in the commission exceeding its approved budget. Upon request from the commission, the Executive Director of the Legislative Council shall promptly provide the commission chairs and staff with a status report on the study budget, expenditures incurred and paid and available funds; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Commission to Study Alternative Uses for
Unused Maine Youth Center Land and
Buildings**

Personal Services	\$1,320
All Other	1,700

Provides funds for the per diem and expenses of legislative members and one eligible member for 4 meetings of the Commission to Study Alternative Uses for Unused Maine Youth Center Land and Buildings and to print the required report.

**LEGISLATURE
TOTAL**

\$3,020

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

DEB

SENATE

HOUSE

ROBERT E. MURRAY, JR., DISTRICT 9, CHAIR
WILLIAM B. O'GARA, DISTRICT 29
PAUL T. DAVIS, DISTRICT 8



EDWARD J. POVICH, ELLSWORTH, CHAIR
ROGER D. FRECHETTE, BIDDEFORD
CHRISTOPHER T. MUSE, SOUTH PORTLAND
NANCY L. CHIZMAR, LISBON
MICHAEL W. QUINT, PORTLAND
MICHAEL J. MCALEVEY, WATERBURY
JUDITH B. PEAVEY, WOOLWICH
JULIE ANN O'BRIEN, AUGUSTA
JAMES H. TOBIN JR., DEXTER
ROGER L. SHERMAN, HODGDON

MARION HYLAN BARR, LEGISLATIVE ANALYST
LISA COTE, COMMITTEE CLERK

STATE OF MAINE

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON CRIMINAL JUSTICE

TO: The Honorable Mark W. Lawrence, President of the Senate
The Honorable G. Steven Rowe, Speaker of the House of Representatives

FROM: Sen. Richard E. Murray, Jr., Senate Chair *RE*
Rep. Edward J. Povich, House Chair *EP*
Joint Standing Committee on Criminal Justice

RE: Request for Joint Standing Committee on Criminal Justice to meet during interim to review progress of implementation of Department of Corrections Master Plan, including improvements at the Maine Youth Center

DATE: May 24, 1999

The Joint Standing Committee on Criminal Justice requests permission to convene during the interim in order to meet with the Department of Corrections and other interested parties to review progress of the implementation of the department's comprehensive plan for corrections and immediate improvements at the Maine Youth Center. As you are aware, corrections, and especially the Maine Youth Center, remain a top priority for the committee. We continue to work closely with the department in monitoring the Master Plan and the current practices at the Maine Youth Center and other facilities. To ensure that this communication continues and that the department is working toward total compliance in regard to programming, treatment and education, as well as facility construction, we would like to meet as a committee up to three times during the interim.

Thank you for your consideration of this request. Please feel free to contact us if you have questions.

cc: Members, Joint Standing Committee on Criminal Justice
Martin Magnusson, Commissioner, Department of Corrections
David Boulter, Director, Office of Policy and Legal Analysis

G:\OPLALHS\COMMITTEE\CRJ\CORRESP\MEMOS\CRJYC\INT.DOC (05/14/99 4:31 PM)

MEMORANDUM

TO: The Honorable Senator Mark Lawrence, Chair
The Honorable Representative G. Steven Rowe, Vice Chair
Legislative Council

FROM: Sen. Robert E. Murray, Jr., Senate Chair
Rep. Edward J. Povich, House Chair
Joint Standing Committee on Criminal Justice

RE: Criminal Justice Committee Study Priorities

DATE: May 21, 1999

The following chart indicates the study priorities of the Joint Standing Committee on Criminal Justice, one being the highest priority and 5 the lowest priority. Please let us know if you have questions.

Studies from the Criminal Justice Committee

Priority	LD	Topic	Members; Meeting Date; Staffing; Report Date; Cost
5	272	High speed chases and emergency responses	13 members (2 legislators); 1st meeting by August 15, 1999; OPLA staffing; report due December 1, 1999 to CRJ; cost = \$1,340
3	856	Educational needs of offenders in State correctional system	9 members (4 legislators); 1st meeting 30-45 days after enactment; OPLA staffing; report due January 15, 2000 to CRJ; cost = \$4,910
2	1428	Enhance fire protection services through improvements in Office of State Fire Marshal; firefighter training, education, safety, insurance; resource center	6 members (3 legislators); 1st meeting within 15 days after all members are appointed; OPLA staffing; report due January 15, 2000 to CRJ; cost = \$2,075
1	2021	Alternative process for forensic examinations for sexual assault victims	14 members (3 legislators); 1st meeting by July 1, 1999; OPLA staffing; report due December 15, 1999 to CRJ; cost = \$4,280
4	2118	Plan for future use of existing land and buildings at Maine Youth Center	11 members (5 legislators); 1st meeting within 15 days after all members are appointed; OPLA staffing; report due January 15, 2000 to CRJ; cost = \$3,020

cc: Members, Joint Standing Committee on Criminal Justice
David Boulter, Director, Office of Policy and Legal Analysis

Education and Cultural Affairs

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE
—

H.P. 689 - L.D. 956

**Resolve, to Implement the Recommendations of the Task Force
to Study Strategies to Support Parents as Children's First
Teachers**

Sec. 1. Home visiting services to parents. Resolved: That the Department of Human Services shall expand home visiting services to the parents of all newborn children in the State, if the parents desire the services, beginning January 1, 2000, until those children attain 5 years of age. The program of home visiting services must include provisions allowing the family to voluntarily pay a donation, for which a sliding scale based on income is provided by the department, upon termination of services to the family and a mechanism for evaluating the home visiting programs in operation within the State; and be it further

Sec. 2. Deadline for appointment of additional members to Task Force on Early Care and Education. Resolved: That, notwithstanding Resolve 1997, chapter 68, section 2, the 2 additional members of the Task Force on Early Care and Education appointed pursuant to this resolve must be appointed no later than 30 days after the effective date of this resolve; and be it further

Sec. 3. Resolve 1997, c. 68, §§1 and 2, amended. Resolved: That Resolve 1997, c. 68, §§1 and 2 are amended to read:

Sec. 1. Task force established. Resolved: That the Task Force to Study Strategies to Support Parents as Children's First

~~Teachers~~ on Early Care and Education, referred to in this resolve as the "task force," is established to investigate ways to determine the most efficient and effective strategies to support parents as children's first and most influential teachers; and be it further

Sec. 2. Membership. Resolved: That the task force consists of ~~16~~ 18 members as follows:

1. ~~Two~~ Four Legislators jointly appointed by the President of the Senate and the Speaker of the House;

2. The Commissioner of Education, or a designee;

3. The Commissioner of Human Services, or a designee;

4. The Commissioner of Mental Health, Mental Retardation and Substance Abuse Services, or a designee;

5. One member representing Healthy Start, designated by that program;

6. One member representing Head Start, designated by that program;

7. One member representing the Maine Children's Alliance, designated by the alliance;

8. One member representing the Maine Association of Child Abuse and Neglect Councils, designated by the ~~council~~ association;

9. Three members at large, appointed by the Governor;

10. One member representing elementary education, designated by the Maine Education Association;

11. One member representing the Parents as Teachers Program, designated by that program;

12. One member representing the Child Development Services System, designated by that program; and

13. One member representing the Maine Parent Federation, designated by that program.

All appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. The Executive Director of the Legislative Council shall contact

appointing authorities who have not made their appointments as of the required date; and be it further

; and be it further

Sec. 4. Resolve 1997, c. 68, §5, last ¶, amended. Resolved: That Resolve 1997, c. 68, §5, last ¶ is amended to read:

As part of its study, the task force shall review early childhood education and parent support programs in other states and shall investigate all possible funding sources to implement its recommendations, including funding from private foundations, fee-for-service, federal grant programs and any other federal, state or local funding that may be available; ~~and be it further.~~

; and be it further

Sec. 5. Resolve 1997, c. 68, §5, amended. Resolved: That Resolve 1997, c. 68, §5 is amended by adding at the end a new paragraph to read:

The task force also shall monitor the development of the process that supports home visiting programs by the Department of Human Services; and be it further

; and be it further

Sec. 6. Resolve 1997, c. 68, §9, amended. Resolved: That Resolve 1997, c. 68, §9, as amended by Resolve 1997, c. 122, §5 and affected by §7, is further amended to read:

Sec. 9. Report. Resolved: ~~That the task force shall submit to the Joint Standing Committee on Education and Cultural Affairs, with a copy to the Governor, a report of its findings, including any necessary implementing legislation no later than December 1, 1997. In addition, the task force shall submit a follow-up report to the Joint Standing Committee on Education and Cultural Affairs and the Governor, including any necessary implementing legislation, no later than December 15, 1998. That the task force shall submit an interim report no later than January 15, 2000 to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs and the joint standing committee of the Legislature having jurisdiction over health and human services matters and a final report to the same committees, including any necessary implementing legislation, no later than January 15, 2001. If the task force requires an extension, it may apply to the Legislative Council, which may grant the extension; and be it further~~

; and be it further

Sec. 7. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

	1999-00	2000-01
HUMAN SERVICES, DEPARTMENT OF		
Bureau of Health		
All Other	\$1,620,000	\$6,405,000
Provides funds to expand home visiting services to the parents of all newborn children.		
DEPARTMENT OF HUMAN SERVICES TOTAL	<u>\$1,620,000</u>	<u>\$6,405,000</u>
LEGISLATURE		
Task Force on Early Care and Education		
Personal Services	\$1,100	\$1,540
All Other	1,500	1,900
Provides funds for the per diem and expenses of legislative members of the Task Force on Early Care and Education and to print the interim report and the final report.		
LEGISLATURE TOTAL	<u>\$2,600</u>	<u>\$3,440</u>
TOTAL APPROPRIATIONS	<u>\$1,622,600</u>	<u>\$6,408,440</u>

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE
—

H.P. 1196 - L.D. 1706

**Resolve, to Conduct and Report on a Comprehensive Needs
Assessment for Coordinated School Health Programs**

Sec. 1. Coordinated school health programs. Resolved: That the Department of Education and the Department of Human Services, referred to in this resolve as the "departments," in consultation with the Department of Mental Health, Mental Retardation and Substance Abuse Services, the Department of Corrections and the Department of Public Safety, shall design and conduct a comprehensive needs assessment of state agency programs and services that are in support of coordinated school health programs. Programmatic components to be included in the assessment are: nutrition; physical education; health education; health services; counseling; psychological and social services; school environment; health promotion for school staff; and family and community involvement. The departments shall consult with parents, educators, health care providers, university members and state professional associations in support of the components of coordinated school health programming.

1. Needs assessment. The departments shall define a framework for coordinated school health programming that best supports Maine schools and communities. This framework must be used to conduct the needs assessment. The needs assessment must focus on state-level infrastructure that coordinated school health programs depend upon for continuance and growth. The needs assessment must focus specifically on these 4 elements of the infrastructure:

- A. Policy, authorization and funding;
 - B. Personnel and organizational placement;
 - C. Resources; and
 - D. Communications.
2. **Recommendations and report.** The needs assessment also must:
- A. Analyze state agency programs;
 - B. Identify issues for consideration in building or improving infrastructure;
 - C. Identify, inventory and analyze data related to the health status and health risk factors of children and adolescents; and
 - D. Make recommendations.

By November 15, 2000 the departments shall submit a final report identifying areas of infrastructure development or improvement that support an efficient and effective system of programs and services that support coordinated school health programs and any necessary implementing legislation to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Health and Human Services; and be it further

Sec. 2. Progress report meeting. Resolved: That the departments shall meet not later than October 1, 1999 with a 4-member subcommittee consisting of one member each from the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Health and Human Services appointed jointly by the chairs of each committee, a member appointed by the State Board of Education representing the state board and a member appointed by the Governor representing the Governor's Office to report on the progress of the departments in conducting the needs assessment. The subcommittee shall meet only once; and be it further

Sec. 3. Compensation. Resolved: That legislative members are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at the progress report meeting. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at the progress report meeting; and be it further

Sec. 4. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Legislature

Personal Services	\$110
All Other	100

Provides funds for the per diem and expenses of the legislative members of the 4-member subcommittee who will meet regarding the progress of certain departments in conducting the required needs assessment.

LEGISLATURE
TOTAL

\$210

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 1230 - L.D. 1759

**Resolve, Creating a Commission to Study the Multicultural
Education Needs of Maine Teachers to Ensure Multicultural
Awareness and Understanding for All Maine Students**

Whereas, the State has both long-standing diverse cultural groups such as Native Americans, Franco-Americans, African Americans and Latinos as well as significantly increasing numbers of immigrants from all over the world; and

Whereas, the multicultural communities of Maine are expanding rapidly beyond the Portland area and resettlement of immigrants is beginning to occur throughout the State; and

Whereas, understanding and awareness of cultural differences are crucial to a harmonious society with schools functioning as the primary vehicle of multicultural education; and

Whereas, education that is multicultural provides an environment that values cultural diversity and portrays it positively; and

Whereas, educators have the responsibility under the statewide system of learning results to help students recognize and understand the diverse nature of society as responsible and involved citizens; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission to Assess the Multicultural Education Needs of Maine Teachers, referred to in this resolve as the "commission," is established; and be it further

Sec. 2. Commission membership. Resolved: That the commission consists of 9 members appointed by the Speaker of the House of Representatives:

1. One member from the Joint Standing Committee on Education and Cultural Affairs;

2. One representative of the Department of Education with specific expertise, knowledge, background and oversight of Maine's multicultural communities or minorities and their needs;

3. One curriculum coordinator with specific experience in a school or school district with high multicultural enrollment or one kindergarten to grade 12 teacher with experience and interest in multicultural education;

4. One representative from each of the following groups:

A. Passamaquoddy Tribe;

B. Penobscot Indian Nation;

C. Franco-Americans; and

D. African Americans;

5. One teacher of English as a 2nd language, ESL, with at least 5 years experience in a Maine multicultural classroom; and

6. One at-large member with demonstrated knowledge, experience and interest in multicultural education; and be it further

Sec. 3. Chair. Resolved: That the chair must be elected by the full commission; and be it further

Sec. 4. Appointments; convening commission. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authority shall notify the Executive Director of the Legislative Council upon making appointments. When the appointment of all members is complete, the appointing authority shall call and convene the first meeting of the commission no later than November 1, 1999; and be it further

Sec. 5. Duties. Resolved: That the commission shall study the problems Maine teachers face or will face in culturally diverse schools and classrooms. The commission shall determine what needs to be done to prepare teachers to be effective both in providing an appropriate educational program for multicultural classrooms and in helping all students to recognize and understand the diverse nature of society. In conducting this study, the commission shall:

1. Request the assistance of the Department of Education, the State Board of Education, the University of Maine System teacher preparation programs, representatives from African, Latino and Native-American Society, ALANA, and Asian-American constituencies and invite the participation of other experts and interested parties as appropriate;

2. Request the assistance of the Education Research Institute to conduct a survey of Maine teachers to determine the following:

A. Current levels of completed academic courses or fieldwork in a preprofessional or continuing professional development in multicultural education programs and current levels of participation in professional development activities in multicultural education;

B. Success in multicultural classrooms;

C. Problems encountered in multicultural classrooms;

D. Knowledge of effective strategies in multicultural education;

E. Resources available to teachers in multicultural classrooms;

F. Skills necessary for success in multicultural education; and

G. Anecdotal evidence of needs and prior knowledge of the dominant Maine minority cultures, including, but not limited to, Native Americans, Franco-Americans, African Americans, Latinos and Asian Americans; and

3. Evaluate the survey and analyze the findings presented by the Education Research Institute; and be it further

Sec. 6. Staff assistance. Resolved: That the commission may request staffing assistance from the Legislative Council. The commission, with the approval of the Steering Committee of the Education Research Institute, may include the survey of Maine teachers as one of the targeted research projects of the research institute for fiscal year 1999-00; and be it further

Sec. 7. Expenses. Resolved: That the legislative member of the commission is entitled to receive the legislative per diem and reimbursement of necessary expenses for the member's attendance at authorized meetings of the commission. Public

members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the commission; and be it further

Sec. 8. Report. Resolved: That the commission shall submit a report and any necessary implementing legislation to the Joint Standing Committee on Education and Cultural Affairs by February 15, 2000. The Joint Standing Committee on Education and Cultural Affairs may submit legislation in the Second Regular Session of the 119th Legislature to implement the recommendations of the commission; and be it further

Sec. 9. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Commission to Assess the Multicultural
Education Needs of Maine Teachers**

Personal Services	\$1,760
All Other	15,488

Provides funds for the per diem and expenses of the legislative member and other eligible members for 4 meetings of the Commission to Assess the Multicultural Education Needs of Maine Teachers, costs related to the survey and to print the report.

**LEGISLATURE
TOTAL**

\$17,248

STATE OF MAINE

In Senate March 9, 1999

ORDERED, the House concurring, that the Task Force to Study the Implementation of Alternative Programs and Interventions for Violent and Chronically Disruptive Students is established as follows.

1. **Task force established.** The Task Force to Study the Implementation of Alternative Programs and Interventions for Violent and Chronically Disruptive Students, referred to in this order as the "task force," is established.

2. **Membership.** The task force consists of 7 members appointed jointly by the chairs of the Joint Standing Committee on Education and Cultural Affairs after consultation with members of the committee. At least 2 of the appointees must be members of the public.

3. **Chair.** The chairs of the committee shall name a chair for the task force at the time they make the original appointments.

4. **Appointments; convening task force.** All appointments must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chair of the task force shall call and convene the first meeting of the task force no later than June 15, 1999.

5. **Duties.** The task force shall:

A. Study the availability of a continuum of interventions for violent and chronically disruptive students, including the existence of positive behavioral supports in classrooms, the availability of alternative educational settings for disruptive students and alternative community placements; and

B. Recommend a plan and strategies to develop an appropriate continuum of interventions.

6. **Staff assistance.** Upon approval of the Legislative

Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the task force.

7. Compensation. Members of the task force are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at meetings of the task force.

8. Report. The task force shall submit a report on the plan developed along with any recommended legislation to the Joint Standing Committee on Education and Cultural Affairs no later than December 15, 1999. The committee has authority to introduce legislation during the Second Regular Session of the 119th Legislature. If the task force requires an extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

9. Task force budget. The chair of the task force, with assistance from the task force staff, shall administer the task force's budget. Within 10 days after its first meeting, the task force shall present a work plan and proposed budget to the Legislative Council for its approval. The task force may not incur expenses that would result in the task force exceeding its approved budget.

Upon request from the task force, the Executive Director of the Legislative Council or the executive director's designee shall provide the task force chair and staff with a status report on the study budget, expenditures incurred and paid and available funds.

SPONSORED BY: 

(Senator CATHCART)

COUNTY: Penobscot

Joint Study Order to Develop Alternative Programs for Violent and Disruptive Students

R.C.S.

Lead Cosponsor: (sign) Randall L. Berry
(print name) Randall L. BERRY

Cosponsors pursuant to Joint Rule 206, subsection 1:

1. (sign) David C. Smith
(print name) DAVID C. SMITH

2. (sign) Michael V. Sabl
(print name) MICHAEL V. SABL

3. (sign) Paul L. Tessier
(print name) PAUL L. TESSIER

4. (sign) James G. Skoglund
(print name) JAMES G. SKOGLUND

5. (sign) Judy Paradis
(print name) Judy Paradis

6. (sign) Anne M. Rand
(print name) Anne M Rand

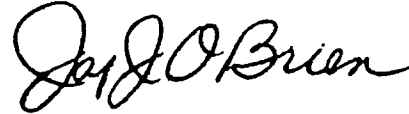
7. (sign) _____
(print name) _____

8. (sign) _____
(print name) _____

IN THE SENATE CHAMBER

March 9, 1999

READ AND REFERRED TO THE COMMITTEE ON EDUCATION
AND CULTURAL AFFAIRS
SENT DOWN FOR CONCURRENCE

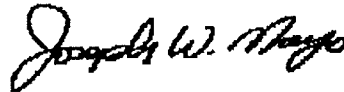


SECRETARY OF THE SENATE

HOUSE OF REPRESENTATIVES

March 10, 1999

READ AND
REFERRED TO THE COMMITTEE ON EDUCATION AND
CULTURAL AFFAIRS.
IN CONCURRENCE



CLERK

STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
FIRST REGULAR SESSION
SENATE ADVANCED JOURNAL AND CALENDAR

Wednesday, May 19, 1999

SUPPLEMENT NO. 5

PAPERS FROM THE HOUSE

Joint Order

(1-1) The following Joint Order:

H.P. 1587

WHEREAS, the Legislature finds that the Governor Baxter School for the Deaf is a unique institution in Maine, a state-funded school for the deaf and hard-of-hearing, with a statewide obligation and role to help local schools educate deaf and hard-of-hearing children and a critical role in the deaf culture of the State; and

WHEREAS, the Legislature finds that, to take best advantage of its unique features, the Governor Baxter School for the Deaf needs a governance system and management powers that reflect the school's unique status; and

WHEREAS, the Committee to Review the Governance Structure of the Governor Baxter School for the Deaf concluded that the current governance system of the Governor Baxter School for the Deaf does not fit the school's need for effective and efficient governance; and

WHEREAS, both the Department of Education's review committee report regarding the compliance of the Governor Baxter School for the Deaf with the basic school approval statutory requirements and the report of the Committee to Review the Governance Structure of the Governor Baxter School for the Deaf found the school's employment of certified and qualified school personnel and provisions for the security and welfare of residential students to be deficient, and the department's review committee also concluded that significant deficits in the current educational program at the school, including the lack of a cohesive curriculum, instruction and assessment program, warranted the Commissioner of Education to change the status of the Governor Baxter School for the Deaf from "approval" to "provisional approval" and further required the Governor Baxter School for the Deaf to file with the commissioner an acceptable written plan of action for addressing identified deficits, which includes addressing safety concerns at the facility; and

WHEREAS, the Legislature finds that it is necessary to review the efficiency and effectiveness of the educational program at the Governor Baxter School for the Deaf in the context of the range of alternative educational models and placements that are available to deliver appropriate educational programs and services that meet the unique educational needs of children and youth who are deaf and hard-of-hearing; and

WHEREAS, the Legislature finds that there is an urgent need for a task force to review the educational program and the governance system of the Governor Baxter School for the Deaf to ensure that the school is meeting its statewide obligation and role of helping local schools educate deaf and hard-of-hearing children in an efficient and effective manner; now, therefore, be it

ORDERED, the Senate concurring, that the Task Force to Review the Educational Program and the Governance System of the Governor Baxter School for the Deaf is established as follows.

1. Task force established. The Task Force to Review the Educational Program and the Governance System of the Governor Baxter School for the Deaf, referred to in this order as the "task force," is established.

2. Task force membership. The task force consists of 14 members as follows.

A. The President of the Senate shall appoint 4 members from the Senate, including one member who serves on the Joint Standing Committee on Education and Cultural Affairs, one member who serves on the Joint Standing Committee on Health and Human Services, one member who serves on the Joint Standing Committee on Judiciary and one member who serves on the Joint Standing Committee on Agriculture, Conservation and Forestry.

B. The Speaker of the House of Representatives shall appoint 4 members from the House of Representatives, including one member who serves on the Joint Standing Committee on Education and Cultural Affairs, one member who serves on the Joint Standing Committee on Health and Human Services, one member who serves on the Joint Standing Committee on Judiciary and one member who serves on the Joint Standing Committee on Agriculture, Conservation and Forestry.

C. The President of the Senate shall appoint 2 members from the Committee to Review the Governance Structure of the Governor Baxter School for the Deaf who represent the deaf community.

D. The Speaker of the House shall appoint one member from the Committee to Review the Governance Structure of the Governor Baxter School for the Deaf who represents an interested party other than a state agency or the deaf community.

E. The Commissioner of Education or the commissioner's designee must be a member of the task force.

F. The Commissioner of Administrative and Financial Services or the commissioner's designee must be a member of the task force.

G. One of the cochairs of the School Board of the Governor Baxter School for the Deaf or the school board cochairs' designee must be a member of the task force.

3. Chairs. The first Senate member named is the Senate chair and the first House member named is the House chair.

4. Appointments; convening task force. All appointments must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chairs of the task force shall call and convene the first meeting of the task force no later than July 15, 1999.

5. Duties. The task force shall review the educational program of the Governor Baxter School for the Deaf to ensure that the school is meeting its statewide obligation and role in helping local schools educate deaf and hard-of-hearing children in an efficient and effective manner, and, if appropriate, the task force shall recommend a design for a new governance system for the Governor Baxter School for the Deaf and shall prepare a plan that will help the school develop the capacity to implement a system that is more efficient and effective than the current governance system. In conducting this review, the task force shall:

A. Request, as appropriate, the assistance of the Department of Education, the Department of Administrative and Financial Services, the Bureau of Parks and Lands within the Department of Conservation, the Department of the Attorney General, the School Board of the Governor Baxter School for the Deaf, the College of Education within the University of Southern Maine and other appropriate state agencies and educational institutions;

B. Invite the participation of experts and interested parties;

C. Hire an impartial consultant to help the school, the Department of Education and other state agencies to redefine their roles and realign responsibilities; and

D. Review the efficiency and effectiveness of the educational program at the Governor Baxter School for the Deaf in the context of the range of alternative educational models and placements that are available in other states to deliver appropriate educational programs and services that meet the unique educational needs of children and youth who are deaf and hard-of-hearing and, if necessary:

(1) Redefine the basic structure of the governance system, including defining the respective roles and responsibilities of the school board, school administrators and state agencies;

(2) Identify the resources needed for the school board to develop the capacity to perform functions that the school would take over from state agencies, such as personnel and budget management functions. If the School Board of the Governor Baxter School for the Deaf is to bargain directly with employee unions and is to address employee relations issues such as grievance proceedings, the school must build the capacity to undertake these functions as well. This may involve securing additional staff for the school to strengthen its personnel management capacity;

(3) Develop a plan to address the findings and recommendations from the Department of Education's basic school approval review conducted in December 1998, conduct any other necessary reviews, such as a comprehensive review of safety, security and welfare of students in the residential program at the school, and develop a plan to address the results of those reviews;

(4) Consult with Governor Baxter School for the Deaf employees and their representatives so that their interests can be taken into account in designing a new governance system. Employees have an interest in the potential for changes in salary, benefits and working conditions. The task force shall take into account existing employee rights under union contracts or state law that may affect the timing or scope of change that may occur at the school;

(5) Develop strategies for properly balancing the protection of and public access to the natural resources of the island with the need for managing the state-owned facilities under the provisions of the deed from Governor Baxter granting Mackworth Island to the State. The strategies must address what role, if any, state agencies play in managing school property and Mackworth Island, what improvements are needed in the school's physical plant and who should make those improvements and whether a state agency should continue to be involved in managing the island or only in overseeing the school's compliance with the deed; and

(6) Establish benchmarks to measure the school's progress toward a more efficient and effective governance system and require that the consultant, the school and the Department of Education make progress reports to interested parties, including the Joint Standing Committee on Education and Cultural Affairs.

6. Staff assistance; interpreter services; consultant. The task force may request staffing assistance from the Legislative Council. The task force, with the approval of the Legislative Council, may contract with interpreter services to provide appropriate interpreting services for the deaf and hard-of-hearing and shall contract with a consultant to provide professional services for reviewing and analyzing the status of the governance system of the Governor Baxter School for the Deaf.

7. Expenses. Legislative members of the task force are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the task force. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the task force.

8. Report. No later than December 3, 1999, the task force shall submit a report that includes its findings together with any recommendations for legislation to the Joint Standing Committee on Education and Cultural Affairs or for supplemental budget appropriations to the Joint Standing Committee on Appropriations and Financial Affairs. The Joint Standing Committee on Education and Cultural Affairs is authorized to report out legislation during the Second Regular Session of the 119th Legislature concerning the findings and recommendations of the task force. If the task force requires an extension of the reporting deadline, it may apply to the Legislative Council, which may grant the extension.

9. Task force budget. The chairs of the task force, with assistance from the task force staff, shall administer the task force's budget. Within 10 days after its first meeting, the task force shall present a work plan and proposed budget to the Legislative Council for its approval. The task force may not incur expenses that would result in the task force exceeding its approved budget.

Upon request from the task force, the Executive Director of the Legislative Council or the Executive Director's designee shall provide the chairs and staff with a status report on the task force budget, expenditures incurred and paid and available funds.

Comes from the House, under suspension of the Rules, **READ** and **PASSED**.

SENATE

GEORGETTE B. BERUBE, DISTRICT 21, CHAIR
ROBERT E. MURRAY, JR., DISTRICT 9
MARY E. SMALL, DISTRICT 19

PHILLIP D. MCCARTHY, LEGISLATIVE ANALYST
MERLE WORTH, COMMITTEE CLERK



HOUSE

MICHAEL F. BRENNAN, PORTLAND, CHAIR
SHIRLEY K. RICHARD, MADISON
MABEL J. DESMOND, MAPLETON
JAMES G. SKOGLUND, ST. GEORGE
ELIZABETH WATSON, FARMINGDALE
CHRISTINA L. BAKER, BANGOR
VAUGHN A. STEDMAN, HARTLAND
IRVIN G. BELANGER CARIBOU
MARY BLACK ANDREWS, YORK
CAROL WESTON, MONTVILLE

STATE OF MAINE

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

May 21, 1999

MEMO TO: The Honorable Mark W. Lawrence, Chair and
Members, Legislative Council

FROM: Senator Georgette B. Berube, Senate Chair; *GB*
Representative Michael F. Brennan, House Chair and *MB*
Members, Joint Standing Committee on Education and Cultural Affairs

SUBJ: **Education Committee Priorities for Legislative Study Bills**

Members of the Education Committee have unanimously voted to prioritize the 5 legislative study bills at the Special Appropriations Table or a Special Study Table as follows:

Priority #1

H.P. 1587 -- Joint Study Order, to Establish a Task Force to Review the Educational Program and the Governance System of the Governor Baxter School for the Deaf; and
S.P. 0598 -- Joint Study Order, to Establish the Task Force to Study the Implementation of Alternative Programs and Interventions for Violent and Chronically Disruptive Students

Priority #2

LD 956 -- An Act to Implement the Recommendations of the Task Force to Study Strategies to Support Parents as Children's First Teachers (re: Task Force on Early Care & Education)

Priority #3

LD 1706 -- Resolve, to Conduct and Report on a Comprehensive Needs Assessment for Coordinated School Health Programs

Priority #4

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

On behalf of the Committee, we thank you for your consideration of our legislative study priorities. Please contact either us should you have questions regarding this matter.

cc: Sarah C. Tubbesing, Executive Director, Legislative Council
David E. Boulter, Director, Office of Policy & Legal Analysis

Health and Human Services

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE
—

H.P. 144 - L.D. 206

**Resolve, to Establish the Commission to Study Bulk
Purchasing of Prescription Drugs and Medical Supplies**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, a comprehensive study of bulk purchasing of prescription drugs and medical supplies is needed to determine whether bulk purchasing could be used to provide Maine residents access to affordable prescription drugs and medical supplies, such a study to be undertaken during the summer and fall of 1999; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That there is established the Commission to Study Bulk Purchasing of Prescription Drugs and Medical Supplies, referred to in this resolve as the "commission"; and be it further

Sec. 2. Membership. Resolved: That the commission consists of 12 members appointed as follows:

1. The President of the Senate shall appoint 5 members as follows:

A. Two Senators, one from each major political party. The first-named Senator is the Senate chair;

B. One person from a professional organization representing pharmaceutical manufacturers;

C. One person from a statewide organization representing health care carriers regulated under the Maine Revised Statutes, Titles 24 and 24-A; and

D. One person from a statewide organization representing hospitals;

2. The Speaker of the House of Representatives shall appoint 5 members as follows:

A. Four Representatives, 2 from each major political party. The first-named Representative is the House chair; and

B. One person from a statewide organization representing pharmacies; and

3. The Governor shall appoint 2 members as follows:

A. The Director of the Bureau of Medical Services within the Department of Human Services or the director's designee; and

B. One person from a statewide organization representing pharmaceutical wholesalers; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chairs shall call and convene the first meeting of the commission no later than July 30, 1999; and be it further

Sec. 4. Duties. Resolved: That the commission shall study bulk purchasing of prescription drugs and medical supplies. The commission shall study the need for a bulk purchasing mechanism and the financial benefits and potential savings to private citizens, insurance carriers, self-insured employee health benefit plans and publicly funded health coverage. The commission shall evaluate the potential impact of bulk purchasing on the State's economy and on pharmacies, hospitals and other health care facilities within the State. In its report, the commission shall propose a plan for bulk purchasing that

represents the best judgment of a majority of the members of the commission for a bulk purchasing mechanism for the State.

In examining the issue of bulk purchasing of prescription drugs and medical supplies, the commission may examine bulk purchasing mechanisms in use in other states and countries and shall consult with interested parties representing a broad range of views.

The commission is authorized to meet as necessary to complete its work, up to a maximum of 4 meetings of the commission; and be it further

Sec. 5. Staff assistance. Resolved: That the commission may request staffing and clerical assistance from the Legislative Council; and be it further

Sec. 6. Compensation. Resolved: That the commission members who are Legislators are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at meetings of the commission and are entitled to reimbursement for travel and other necessary expenses, upon application to the Legislative Council. The Executive Director of the Legislative Council shall administer the commission's budget; and be it further

Sec. 7. Report. Resolved: That the commission shall submit its report with any accompanying legislation to the Joint Standing Committee on Health and Human Services by December 1, 1999. If the commission requires a limited extension of time to conclude its work and make its report, it may apply to the Legislative Council, which may grant the extension. Upon submission of its required reports, the work of the commission terminates; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Commission to Study Bulk Purchasing of Prescription Drugs and Medical Supplies

Personal Services	\$1,320
All Other	1,700

Provides funds for the per

diem and expenses of legislative members for 4 meetings of the Commission to Study Bulk Purchasing of Prescription Drugs and Medical Supplies and to print the required report.

LEGISLATURE
TOTAL

\$3,020

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE
—

S.P. 390 - L.D. 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**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3881, sub-§6, as enacted by PL 1993, c. 600, Pt. A, §16, is amended to read:

6. Prevention programs. "Prevention programs" means programs, plans or training associated with the primary prevention of child abuse and neglect and the promotion of high-quality child care.

Sec. 2. 22 MRSA §3884, sub-§1, ¶A, as enacted by PL 1993, c. 600, Pt. A, §16, is amended to read:

A. Review and evaluate existing prevention programs, including high-quality child care options;

Sec. 3. 22 MRSA §3884, sub-§3, ¶B, as enacted by PL 1993, c. 600, Pt. A, §16, is amended to read:

B. Build the leadership capacity of public and private sector individuals and institutions regarding prevention programs and prevention policies and the importance of high-quality child care in all children's early years; and

Sec. 4. 22 MRSA §3884, sub-§5, as enacted by PL 1993, c. 600, Pt. A, §16, is amended to read:

5. Criteria for awarding grants. Publicize criteria and review applications for grants and award those grants to recipients that best address the purposes of this chapter and submit to the Legislature the list of both successful and unsuccessful applicants who have allowed their names to be placed on the list along with reasons for and against the applicants;

Sec. 5. Study committee. There is established the Maine Children's Trust Study Committee, referred to in this section as the "committee," to review the Maine Children's Trust, Incorporated, referred to in this section as the "trust."

1. Membership. The President of the Senate shall appoint 2 Senators, one from each major political party, one of whom is a member of the Joint Standing Committee on Health and Human Services and one of whom is a member of the Joint Standing Committee on Taxation. The Speaker of the House of Representatives shall appoint 3 Representatives, at least one from each major political party, 2 of whom are members of the Joint Standing Committee on Health and Human Services and one of whom is a member of the Joint Standing Committee on Taxation. The first-named Senator is the Senate chair and the first-named Representative is the House chair. All appointments must be made within 30 days following the effective date of this Act. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments.

2. Meetings. When the appointment of all members of the committee is complete, the chairs shall call the first meeting, which must take place no later than October 10, 1999. The committee may meet 4 times.

3. Duties. The committee shall review the mission, performance and accountability of the trust. The committee shall report to the Joint Standing Committee on Health and Human Services the results of the study, including any recommendations for change, by December 1, 1999. If the committee requires an extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

4. Staff. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the committee.

5. Reimbursement. Committee members are entitled to legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement of necessary expenses for their attendance at authorized meetings of the committee.

6. **Committee budget.** The chairs of the committee, with assistance from committee staff, shall administer the committee's budget. Within 10 days after its first meeting, the committee shall present a work plan and proposed budget to the Legislative Council for its approval. The committee may not incur expenses that would result in the committee exceeding its approved budget. Upon request from the committee, the Executive Director of the Legislative Council or the designee of the executive director shall provide the committee chairs and staff with a status report on the committee's budget, expenditures incurred and paid and available funds.

Sec. 6. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1999-00

LEGISLATURE

**Maine Children's Trust Study
Committee**

Personal Services	\$1,100
All Other	1,500

Provides funds for the per diem and expenses of the legislative members of the Maine Children's Trust Study Committee.

**LEGISLATURE
TOTAL**

\$2,600

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 918 - L.D. 1296

**Resolve, to Create the Task Force to Explore Alternative
Payment Mechanisms for Dental Health Care**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the work of the Task Force to Explore Alternative Payment Mechanisms for Dental Health Care needs to begin by July 30, 1999 and emergency legislation is required to enable the task force to begin its work prior to 90 days after the end of the First Regular Session of the 119th Legislature; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Task force established. Resolved: That the Task Force to Explore Alternative Payment Mechanisms for Dental Health Care, referred to in this resolve as the "task force," is established; and be it further

Sec. 2. Membership. Resolved: That the task force consists of 9 members as follows:

1. Two Legislators, one from each of the 2 major political parties, appointed as follows:

A. One Senator, who serves as Senate chair, appointed by the President of the Senate; and

B. One member of the House of Representatives, who serves as House chair, appointed by the Speaker of the House;

2. One member of the public, appointed by the President of the Senate;

3. One representative of Maine community health centers, appointed by the Speaker of the House from a list submitted by the Maine Ambulatory Care Coalition;

4. One representative of a nonprofit dental clinic or dental center, appointed by the President of the Senate;

5. The Commissioner of Human Services or the commissioner's designee;

6. The Superintendent of Insurance or the superintendent's designee; and

7. Two persons representing a statewide dental association, appointed by the Governor; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chairs shall call and convene the first meeting of the task force no later than July 30, 1999; and be it further

Sec. 4. Duties. Resolved: That the task force shall study alternative payment mechanisms for dental health care, including voucher systems, copayments and other mechanisms that allow for fair compensation for a dentist while reducing the amount of paperwork, and administration of the payment process; and be it further

Sec. 5. Staff assistance. Resolved: That the Office of Policy and Legal Analysis shall provide staffing assistance to the task force; and be it further

Sec. 6. Reimbursement. Resolved: That the task force members who are Legislators are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes,

Title 3, section 2, for each day's attendance at meetings of the task force. Public members not otherwise compensated by their employers or other entities are entitled to receive a per diem equal to the legislative per diem for attendance at authorized meetings of the task force. All members of the task force are entitled to reimbursement for travel and other necessary expenses upon application to the Legislative Council. The Executive Director of the Legislative Council shall administer the task force's budget; and be it further

Sec. 7. Report. Resolved: That the task force shall submit its report with any accompanying legislation to the Joint Standing Committee on Health and Human Services by December 1, 1999. If the task force requires an extension of time to conclude its work and make its report, it may apply to the Legislative Council, which may grant the extension. Upon submission of its required reports and legislation, the work of the task force terminates; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Task Force to Explore Alternative Payment Mechanisms for Dental Health Care

Personal Services	\$1,925
All Other	2,250

Provides funds for the per diem and expenses of legislative and other eligible members for 5 meetings of the Task Force to Explore Alternative Payment Mechanisms for Dental Health Care.

LEGISLATURE TOTAL

\$4,175

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
S.P. 643 - L.D. 1825

**Resolve, to Establish the Commission to Study Children in
Need of Services**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, children in need of services are difficult to identify and are sometimes resistant to accepting services and are sometimes endangered by their own behavior; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission to Study Children in Need of Services, referred to in this resolve as "the commission," is established; and be it further

Sec. 2. Membership. Resolved: That the commission consists of 15 members appointed as follows.

1. The President of the Senate shall appoint 5 members: one Senator from the joint standing committee of the Legislature

having jurisdiction over criminal justice matters, one Senator from the joint standing committee of the Legislature having jurisdiction over education matters, one Senator from the joint standing committee of the Legislature having jurisdiction over health and human services matters, one representative of community-based organizations working with children and their families and one representative of children.

2. The Speaker of the House shall appoint the following 5 members: one Representative from the joint standing committee of the Legislature having jurisdiction over criminal justice matters, one Representative from the joint standing committee of the Legislature having jurisdiction over education matters, one Representative from the joint standing committee of the Legislature having jurisdiction over health and human services matters, one representative of community-based organizations working with children and their families and one representative of parents.

3. The following commissioners or their designees are members: the Commissioner of Human Services; the Commissioner of Education; the Commissioner of Corrections; the Commissioner of Mental Health, Mental Retardation and Substance Abuse Services; and the Commissioner of Public Safety.

4. The first named Senate member is the Senate chair and the first named Representative member is the House chair; and be it further

Sec. 3. Appointments. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the Chairs shall call and convene the first meeting of the commission no later than September 1, 1999; and be it further

Sec. 4. Duties. Resolved: That the commission shall 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. In examining these issues, the commission shall consult with children, children's groups and organizations, schools and community-based organizations serving children and their families; and be it further

Sec. 5. Staff assistance. Resolved: The commission may request staffing and clerical assistance from the Legislative Council; and be it further

Sec. 6. Reimbursement. Resolved: That the commission members who are Legislators are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement for necessary expenses for each day's attendance at meetings of the commission. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem. The Executive Director of the Legislative Council shall administer the commission's budget; and be it further

Sec. 7. Report. Resolved: That the commission shall submit its report with any accompanying legislation to the Joint Standing Committee on Health and Human Services by December 1, 1999. The commission may request an extension of the reporting date from the Legislative Council if it finds that it is unable to complete its work by December 1, 1999; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Commission to Study Children
in Need of Services**

Personal Services	\$2,200
All Other	2,500

Provides funds for the per diem and expenses of the legislative and other eligible members for 4 meetings of the Commission to Study Children in Need of Services and to print the required report.

**LEGISLATURE
TOTAL**

\$4,700

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

SENATE

JUDY PARADIS, DISTRICT 1, CHAIR
GEORGETTE B. BERUBE, DISTRICT 21
BETTY LOU MITCHELL, DISTRICT 10

JANE ORBETON, LEGISLATIVE ANALYST
DIANE POTTER, COMMITTEE CLERK



HOUSE

THOMAS J. KANE, SACO, CHAIR
JOSEPH E. BROOKS, WINTERPORT
ELAINE FULLER, MANCHESTER
MICHAEL W. QUINT, PORTLAND
EDWARD R. DUGAY, CHERRYFIELD
DANIEL B. WILLIAMS, ORONO
GLENYS P. LOVETT, SCARBOROUGH
TARREN R. BRAGDON, BANGOR
LOIS A. SNOWE-MELLO, POLAND
THOMAS F. SHIELDS, AUBURN

STATE OF MAINE

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON HEALTH AND HUMAN SERVICES

MEMORANDUM

From: Judy A. Paradis, Senate Chair *JAP*
Thomas J. Kane, House Chair *TJK*
To: Mark W. Lawrence, President of the Senate
W. Steven Rowe, Speaker of the House of Representatives
Date: May 21, 1999
Re: Committee Request for Authorization to Meet During Interim

We are writing to request authorization for the Health and Human Services Committee to meet on 6 days during the interim for the purposes of conducting committee business. The committee has voted to carry over 8 bills on long-term care and has committed itself to a thorough examination of long-term care issues prior to the Second Regular Session. Working during the interim committee members hope to bring together the interested parties and the Department of Human Services and to explore areas of potential agreement.

In addition to long-term care, the committee has voted to carry over 4 bills on ombudsman services for the Departments of Corrections, Human Services and Mental Health, Mental Retardation and Substance Abuse Services. The committee may wish to discuss ombudsman services during its interim meetings.

The committee has voted Ought to Pass on LD 2082, a pharmaceutical rebate program within the Department of Human Services. This program will require major substantive rules review as promptly as possible so that operation of the program may begin on a timely basis. The committee would like to be able to meet during the interim to begin the review process.

We request authorization to meet 6 times during the interim, beginning in early September and completing work in mid-December. We request the assistance of our legislative analyst from the Office of Policy and Legal Analysis, Jane Orbeton. Thank you for your consideration. Please let us know if additional information would be helpful to you in considering this request.

cc: Jane Orbeton, Legislative Analyst
David E. Boulter
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MEMORANDUM

From: Judy A. Paradis, Senate Chair
 Thomas J. Kane, House Chair
 Joint Standing Committee on Health and Human Services

To: G. Steven Rowe, Speaker of the House of Representatives
 Mark W. Lawrence, President of the Senate

Date: May 21, 1999
 Re: Study Priorities

Studies from the Health and Human Services Committee

Priority Number	LD	Topic	Type Study	Meeting Date, Staffing, Report Date, Cost
2	206	Bulk purchasing of pharmaceuticals, as amended by Committee Amendment "A" and House "A"	12 members (6 legislators), 4 meetings, recommendations for a plan to be submitted in report to HHS Committee	First meeting by 8/1/99, staffing and clerical assistance by request to Legislative Council, report due 12/1/99, cost \$3020
4	1169	Maine Children's Trust, as amendment by Committee Amendment "A"	5 members (all legislators), 4 meetings, recommendations for change to be submitted in report to HHS Committee	First meeting by 10/1/99, staffing by OPLA upon approval by Legislative Council, report due 12/1/99, cost \$2600
3	1296	Alternate payment mechanisms for dental care, as amended by Committee Amendment "A"	9 members (2 legislators), report and accompanying legislation to be submitted to HHS Committee	First meeting by 7/30/99, staffing by OPLA, report due 12/1/99, cost \$3020
1	1825	Children in need of services, as amended by Committee Amendment "A"	15 members (6 legislators), report and accompanying legislation to be submitted to HHS Committee	First meeting by 9/1/99, staffing and clerical assistance by request to Legislative Council, report due 12/1/99, cost \$4700

cc: Health and Human Services Committee members
 G:\OPLA\HHS\COMMITTEEMUNACORRESP\5-211999.DOC

Inland Fisheries and Wildlife

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
S.P. 332 - L.D. 986

**Resolve, Establishing a Commission to Study the Needs and
Opportunities Associated with the Production of Salmonid
Sport Fish in Maine**

Sec. 1. Commission established. Resolved: That the Commission to Study the Needs and Opportunities Associated with the Production of Salmonid Sport Fish in Maine, referred to in this resolve as the "commission," is established; and be it further

Sec. 2. Commission membership. Resolved: That the commission consists of the following 13 members:

1. One member of the Joint Standing Committee on Inland Fisheries and Wildlife appointed by the President of the Senate;

2. Two members of the Joint Standing Committee on Inland Fisheries and Wildlife appointed by the Speaker of the House;

3. The Commissioner of Inland Fisheries and Wildlife or the commissioner's designee;

4. The Superintendent of Fish Culture, Department of Inland Fisheries and Wildlife;

5. One member of Trout Unlimited nominated by the president of that organization and appointed by the Governor;

6. Two members of the Inland Fisheries and Wildlife Advisory Council appointed by the Governor;

7. Three individuals representing owners or operators of a private fish hatchery in the State appointed by the Governor;

8. One member of the Sportsman's Alliance of Maine nominated by the president of that organization and appointed by the Governor; and

9. One individual who owns or operates a private aquaculture facility in the State and who is appointed by the Governor; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities must notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chair of the Legislative Council shall call and convene the first meeting of the commission no later than October 1, 1999. The commission shall select a chair from among its legislative members; and be it further

Sec. 4. Duties. Resolved: That the commission shall assess and evaluate salmonid fish culture facilities in Maine and associated production and distribution capabilities, opportunities and needs, including waste discharge licensing issues. In addition, the commission shall develop recommendations designed to provide for the production and distribution of fish needed to meet future sport fish management program needs in the most cost effective manner; and be it further

Sec. 5. Staff assistance. Resolved: That the commission shall request staffing assistance from the Legislative Council; and be it further

Sec. 6. Compensation. Resolved: That legislative members are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the commission. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the commission; and be it further

Sec. 7. Report. Resolved: That the commission shall submit its report, together with any necessary implementing legislation, to the Joint Standing Committee on Inland Fisheries and Wildlife no later than September 29, 2000. If the commission requires an extension, it may apply to the Legislative Council, which may grant the extension; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

	1999-00	2000-01
LEGISLATURE		
Commission to Study the Needs and Opportunities Associated with the Production of Salmonid Sport Fish in Maine		
Personal Services	\$4,785	\$2,420
All Other	4,350	2,700
<p>Provides funds for the per diem and expenses of legislative and other eligible members of the Commission to Study the Needs and Opportunities Associated with the Production of Salmonid Sport Fish in Maine and to print the required report.</p>		
LEGISLATURE		
TOTAL	<u>\$9,135</u>	<u>\$5,120</u>

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
S.P. 725 - L.D. 2045

**Resolve, to Establish the Citizens' Advisory Committee
to Secure the Future of Maine's Wildlife and Fish**

Sec. 1. Committee established. Resolved: That the Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish, referred to in this resolve as the "committee," is established; and be it further

Sec. 2. Membership. Resolved: That the committee consists of the following 24 members:

- A. The Commissioner of Inland Fisheries and Wildlife or the commissioner's designee;
- B. The Director of the State Planning Office or the director's designee;
- C. The Commissioner of Environmental Protection or the commissioner's designee;
- D. The Commissioner of Conservation or the commissioner's designee;
- E. Two Legislators appointed by the President of the Senate;
- F. Three Legislators appointed by the Speaker of the House of Representatives;
- G. One member who represents a statewide organization of licensed Maine Guides, appointed by the Governor;

H. One member who represents a statewide organization of hunters, anglers and trappers, appointed by the Governor;

I. One member who represents the interests of sporting camp owners, appointed by the Governor;

J. One member who represents a statewide nonprofit organization that specializes in wildlife conservation and natural resource education, appointed by the Governor;

K. One member who represents a statewide nonprofit organization that specializes in land acquisition to protect the diversity of Maine's native plant and wildlife habitat, appointed by the Governor;

L. One member who is an economist and who specializes in natural resource economics, appointed by the Governor;

M. One member who is a professor of wildlife ecology or fisheries, appointed by the Governor;

N. One member who represents a business that offers ecological tours, appointed by the Governor;

O. One member with professional wildlife or fisheries experience who represents the interest of a large corporate landowner, appointed by the Governor;

P. One member who is a writer, publisher or editor who has experience with environmental, outdoor recreation or wildlife issues, appointed by the Governor;

Q. One member who is a Maine citizen who represents nonconsumptive uses of wildlife, appointed by the Governor;

R. One member representing trappers, appointed by the Governor;

S. One member with experience in fish and wildlife law enforcement, appointed by the Governor;

T. One member representing a Maine paper mill, appointed by the Governor; and

U. One member employed as a professional logger, appointed by the Governor; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the

effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. The chairs of the committee shall commence the first meeting of the committee no later than October 15, 1999. The committee may hold up to 6 meetings; and be it further

Sec. 4. Chair; officers. Resolved: That the committee shall choose one of its members to serve as chair. The committee may select other officers and designate their duties; and be it further

Sec. 5. Duties. Resolved: That the committee shall study the following aspects of Maine's fish and wildlife resources:

A. The needs of Maine's fish and wildlife and the needs of Maine's citizens in relation to Maine's fish and wildlife, whether the needs are being met and the risks associated with unmet needs;

B. The studies, programs, organizational structures and budgets utilized by other states to manage and conserve fish and wildlife resources;

C. The financial contribution to the State's economy of the recreational fish and wildlife industries;

D. Whether the structure, tasks, resources, programs and funding of wildlife conservation are adequate to secure fish and wildlife as an economic resource and as a valued Maine heritage; and

E. Strategies, actions and solutions that are necessary to secure Maine's wildlife heritage; and be it further

Sec. 6. Funding. Resolved: That the Commissioner of Inland Fisheries and Wildlife may accept funds on behalf of the committee from any public or private source. The commissioner shall establish a separate account for these funds and administer the account. The commissioner may use the funds to hire a staff person and contract for services related to the committee's duties; and be it further

Sec. 7. Staff. Resolved: That the Department of Inland Fisheries and Wildlife shall provide staffing assistance to the committee. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis also shall provide necessary staffing services to the committee; and be it further

Sec. 8. Compensation. Resolved: That members of the committee who are Legislators are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at meetings of the committee. All members of the committee are entitled to reimbursement for travel and other necessary expenses, upon application to the Legislative Council. The Executive Director of the Legislative Council shall administer the committee's budget; and be it further

Sec. 9. Report. Resolved: That the committee shall submit its report, together with any recommended implementing legislation, to the Joint Standing Committee on Inland Fisheries and Wildlife no later than January 15, 2001. If the committee requires an extension of time to complete its report, it may apply to the Legislative Council, which may grant an extension.

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

	1999-00	2000-01
LEGISLATURE		
Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish		
Personal Services	\$1,100	\$550
All Other	4,000	2,500
Provides funds for the per diem and expenses of legislative members and the expenses of other eligible members of the Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish and to print the required report.		
LEGISLATURE		
TOTAL	\$5,100	\$3,050

; and be it further

Sec. 11. Allocation. Resolved: That the following funds are allocated from Other Special Revenue funds to carry out the purposes of this resolve.

1999-00

2000-01

**INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

**Office of the Commissioner - Inland
Fisheries and Wildlife**

All Other

\$500

\$500

Allocates funds to allow the
department to provide
necessary services to the
Citizens' Advisory Committee
to Secure the Future of
Maine's Wildlife and Fish.

SENATE

MARGE L. KILKELLY, DISTRICT 16, CHAIR
RICHARD P. RUHLIN, DISTRICT 6
R. LEO KIEFFER, DISTRICT 2

DAVID C. WEBB, LEGISLATIVE ANALYST
DARLENE SIMONEAU, COMMITTEE CLERK



HOUSE

MATTHEW DUNLAP, OLD TOWN, CHAIR
RICHARD H. C. TRACY, ROME
JOSEPH E. CLARK, MILLINOCKET
BRUCE S. BRYANT, DIXFIELD
WILLIAM R. COTE, LEWISTON
ROYCE W. PERKINS, PENOBSCOT
HOWARD A. CHICK, LEBANON
HARRY G. TRUE, FRYEBURG
KEN HONEY, BOOTHBAY
A. DAVID TRAHAN, WALDOBORO

STATE OF MAINE

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON INLAND FISHERIES AND WILDLIFE

May 21, 1999

To: The Honorable Mark W. Lawrence, Chair
Legislative Council

From: Senator Marge L. Kilkelly, Senate Chair
Representative Matthew Dunlap, House Chair
Joint Standing Committee on Inland Fisheries and Wildlife

RE: Legislative Study Priorities

We are writing to inform you of our priorities for legislative studies that have been recommended by the Joint Standing Committee on Inland Fisheries and Wildlife. The committee has recommended 2 studies.

The committee has voted on its priorities for these studies and the results are as follows:

1. **LD 986**, Resolve, Establishing a Commission to Study the Feasibility of Reestablishing a Brook Trout and Landlocked Salmon Hatchery in Northern Maine
2. **LD 2045**, Resolve, to Establish the Citizens' Advisory Committee to Secure the Future of Maine's Wildlife and Fish

Thank you for considering our recommendations as you prioritize studies. Please let us know if you have any questions.

cc: Honorable Members of the 119th Legislative Council
Sally Tubbesing, Executive Director of the Legislative Council

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MAY 21 1999

Judiciary

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
S.P. 697 - L.D. 1972

**Resolve, to Establish a Commission to Encourage
Incorporations in Maine**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the economic viability of the State can be greatly improved by encouraging businesses to incorporate in Maine; and

Whereas, the Commission to Encourage Incorporations in Maine needs to start its work immediately upon adjournment of the First Regular Session of the 119th Legislature; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission to Encourage Incorporations in Maine, referred to in this resolve as the "commission," is established; and be it further

Sec. 2. Membership. Resolved: That the commission consists of 8 members as follows:

1. Three members of the Senate, appointed by the President of the Senate. At least one Senator must be a member of the Joint Standing Committee on Judiciary, and no more than 2

Senators may be from the majority party. The first Senator named serves as the Senate Chair of the commission; and

2. Five members of the House of Representatives, appointed by the Speaker of the House of Representatives. At least 3 Representatives must be members of the Joint Standing Committee on Judiciary, and no more than 4 Representatives may be members from the majority party. The first Representative named serves as the House Chair of the commission; and be it further

Sec. 3. Appointments. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chairs shall call and convene the first meeting of the commission no later than July 30, 1999; and be it further

Sec. 4. Duties. Resolved: That the commission shall study methods of encouraging corporations to incorporate or reincorporate in this State. In undertaking the study, the commission shall:

1. Review recent actions, if any, taken by other states and the effects of such actions;

2. Review other studies and literature related to incorporations;

3. Consult with experts and interested parties;

4. Look for creative incentives to broaden Maine's economic base; and

5. Take any other action it determines appropriate; and be it further

Sec. 5. Staff assistance. Resolved: That, upon approval by the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the commission; and be it further

Sec. 6. Reimbursement. Resolved: That the commission members are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at meetings of the commission, as well as reimbursement for travel and other necessary expenses upon application to the Legislative Council. The chairs of the commission, with assistance from the commission staff, shall administer the study budget. Within 10 days after its first meeting, the commission shall present a work plan and proposed budget to the Legislative Council for approval. The commission

may not incur expenses that result in the commission's exceeding its approved budget.

Upon request from the commission, the Executive Director of the Legislative Council or the executive director's designee shall promptly provide the commission chairs and staff with a status report on the study budget, expenses incurred and paid and available funds; and be it further

Sec. 7. Report. Resolved: That the commission shall submit its report with any accompanying legislation for the Second Regular Session of the 119th Legislature by December 15, 1999. If the commission requires a limited extension of time to conclude its study and make its report, it may apply to the Legislative Council, which may grant the extension; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Commission to Encourage
Incorporations in Maine**

Personal Services	\$2,200
All Other	2,500

Provides funds for the per diem and expenses of legislative members for 5 meetings of the Commission to Encourage Incorporations in Maine and to print the required report.

LEGISLATURE

TOTAL	<u>\$4,700</u>
--------------	----------------

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

In House April 8, 1999

WHEREAS, the Maine Indian Claims Settlement Act of 1980 recognized Maine's Native American Tribes as Sovereign Nations; and

WHEREAS, the Legislature finds that there is a need to address the issue of recognition of the tribal government representatives of Maine's Native Sovereign Nations in the Legislature; and

WHEREAS, the Legislature finds that there is a need to conduct a study to review the involvement of Native American tribes in state legislatures throughout the United States and other countries; now, therefore, be it

ORDERED, the Senate concurring, that the Committee to Address the Recognition of the tribal government representatives of Maine's Native Sovereign Nations in the Legislature is established as follows.

1. **Committee established.** The Committee to Address the Recognition of the Tribal Government Representatives of Maine's Native Sovereign Nations in the Legislature, referred to in this order as the "committee," is established.

2. **Membership.** The committee consists of 8 members as follows.

A. The President of the Senate shall appoint 3 members from the Senate, one of whom must be a member of the minority party.

B. The Speaker of the House of Representatives shall appoint 3 members from the House of Representatives, one of whom must be a member of the minority party.

C. The Representative of the Penobscot Nation to the Legislature.

D. The Representative of the Passamaquoddy Tribe to the Legislature.

3. Chairs. The first Senate member named is the Senate chair and the first House member named is the House chair.

4. Appointments; convening committee. All appointments must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. Within 15 days after all members have been appointed, the chairs shall call and convene the first meeting of the committee. The committee may meet as often as necessary, at the call of the chairs.

5. Duties. The committee shall conduct a study to address the issue of recognition of the tribal government representatives of Maine's Native Sovereign Nations in the Legislature. In conducting the study, the committee shall review:

A. The current participation and responsibilities that Native American representatives have in the legislative process throughout the nation and other countries;

B. The rules concerning such participation contained in the House Rules, Senate Rules and Joint Rules of the 119th Legislature; and

C. With input from the office of the Attorney General and tribal attorneys, the possible constitutional issues arising from such representation as well as the issues that may arise from the Maine Indian Claims Settlement Act of 1980.

The study must address the issues of voting rights and the sponsorship of legislation and may include other relevant issues.

6. Staff assistance. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the committee.


7. Compensation. Members of the committee are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement for travel and other necessary expenses for attendance at meetings of the committee.

8. Report. The committee shall submit a report along with any recommended legislation and any recommended changes to the House Rules, Senate Rules and Joint Rules to the Joint Standing Committee on Judiciary and the Legislative Council by December 1, 1999. Following receipt of the report, the Joint Standing

R. α 3.

Committee on Judiciary may introduce legislation to the Second Regular Session of the 119th Legislature. If the committee requires an extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

9. **Committee budget.** The chairs of the committee, with assistance from the committee staff, shall administer the committee's budget. Within 10 days after its first meeting, the committee shall present a work plan and proposed budget to the Legislative Council for its approval. The committee may not incur expenses that would result in the committee's exceeding its approved budget.

SPONSORED BY: 
(Representative BROOKS)

TOWN: Winterport

R. of S.

Joint Study Order Establishing a Committee to Study the Recognition of Sovereign Nations in the Legislature

Lead Cosponsor: (sign) [Signature]
(print name) CATHCART

Cosponsors pursuant to Joint Rule 206, subsection 1:

✓ 1. (sign) [Signature]
(print name) JOHN W Benoit

✓ 2. (sign) [Signature]
(print name) Kilkelly

✓ 3. (sign) [Signature]
(print name) James D. Libby

✓ 4. (sign) [Signature]
(print name) Slingsby

✓ 5. (sign) [Signature]
(print name) Chellie Pingree

✓ 6. (sign) [Signature]
(print name) Michael V. G. [Signature]

✓ 7. (sign) [Signature]
(print name) Thomas W. Murphy Jr.

✓ 8. (sign) [Signature]
(print name) Richard Thompson

DATE: May 12, 1999

(Filing No. S-271)

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Reproduced and distributed under the direction of the Secretary of the Senate.

8

10

**STATE OF MAINE
SENATE
119TH LEGISLATURE
FIRST REGULAR SESSION**

12

14

16

SENATE AMENDMENT " A " to H.P. 1524, "Joint Study Order Establishing a Committee to Study the Recognition of Sovereign Nations in the Legislature"

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Amend the joint order in the first ORDERED paragraph by inserting after subsection 3 the following:

22

'4. House subcommittee. The House subcommittee consists of the 3 members of the House of Representatives appointed by the Speaker, the Representative of the Penobscot Nation and the Representative of the Passamaquoddy Tribe.

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28

5. Senate subcommittee. The Senate subcommittee consists of the 3 members of the Senate appointed by the President of the Senate, the Representative of the Penobscot Nation and the Representative of the Passamaquoddy Tribe.'

30

32

Further amend the joint order in the first ORDERED paragraph in subsection 5 in the first line by inserting after the following: "Duties" the following: 'of the committee'

34

36

Further amend the joint order in the first ORDERED paragraph in subsection 5 in paragraph B in the 2nd line by striking out the following: "House Rules, Senate Rules and"

38

40

Further amend the joint order in the first ORDERED paragraph by inserting after subsection 5 the following:

42

44

'6. Duties of the subcommittees. The House subcommittee shall review the House Rules concerning the participation and responsibilities of Native American representatives in the legislative process. The Senate subcommittee shall review the Senate Rules concerning the participation and responsibilities of Native American representatives in the legislative process.'

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R & S

Passed
as Am

SENATE AMENDMENT "A" to H.P. 1524

2 Further amend the joint order in the first ORDERED paragraph
4 by striking out all of subsection 8 and inserting in its place
the following:

6 '8. Report. The committee members shall report as
8 follows. The members of the committee who are members of the
Senate and the House shall submit their report on the Joint Rules
10 to the Joint Rules Committee. The members of the committee who
are members of the House shall submit their report on the House
12 Rules to the Speaker of the House. The members of the committee
who are members of the Senate shall submit their report on the
Senate Rules to the President of the Senate. The committee may
14 submit its report on any additional matters, along with any
recommended legislation, to the appropriate joint standing
16 committee, as determined by the presiding officers, and to the
Legislative Council. The Representative of the Penobscot Nation
18 and the Representative of the Passamaquoddy Tribe, together or
separately, may submit reports to the Joint Rules Committee, the
20 Speaker of the House, the President of the Senate and the
appropriate joint standing committee, as determined by the
22 presiding officers. All reports must be submitted by December 1,
1999. Following receipt of a report, a joint standing committee
24 may report out a bill to the Second Regular Session of the 119th
Legislature to implement the recommendations contained in the
26 report. If the Representative of the Penobscot Nation or the
Representative of the Passamaquoddy Tribe or if the committee or
28 its subcommittees require an extension of time to make their
reports, they may apply to the Legislative Council, which may
30 grant the extension.'

32 Further amend the joint order by renumbering the subsections
34 to read consecutively.

36 SUMMARY

38 This amendment establishes a House subcommittee and a Senate
subcommittee. The House subcommittee shall review the House
40 Rules concerning the participation and responsibilities of Native
American representatives in the legislative process. The Senate
42 subcommittee shall review the Senate Rules concerning the
participation and responsibilities of Native American
44 representatives in the legislative process. It also changes the
reporting requirements.

46
48 SPONSORED BY: Mark W. Lawrence
(President LAWRENCE)

50 COUNTY: York

52

SENATE AMENDMENT

SENATE

SUSAN W. LONGLEY, DISTRICT 11, CHAIR
SHARON ANGLIN TREAT, DISTRICT 18
JOHN W. BENOIT, DISTRICT 17

MARGARET J. REINSCH, LEGISLATIVE ANALYST
DEBORAH C. FRIEDMAN, LEGISLATIVE ANALYST
SUSAN PINETTE, COMMITTEE CLERK



STATE OF MAINE

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON JUDICIARY

HOUSE

RICHARD H. THOMPSON, NAPLES, CHAIR
THOMAS BULL, FREEPORT
CHARLES C. LAVERDIERE, WILTON
PATRICIA T. JACOBS, TURNER
CHARLES E. MITCHELL, VASSALBORO
WILLIAM S. NORBERT, PORTLAND
DEBRA D. PLOWMAN, HAMPDEN
DAVID R. MADORE, AUGUSTA
G. PAUL WATERHOUSE, BRIDGTON
WILLIAM J. SCHNEIDER, DURHAM
DONNA M. LORING, PENOBSCOT NATION

TO: The Honorable Mark W. Lawrence, President of the Senate
The Honorable G. Steven Rowe, Speaker of the House of Representatives

FROM: Susan W. Longley, Senate Chair
Richard H. Thompson, House Chair

DATE: May 21, 1999

RE: Judiciary Committee study priorities

The Judiciary Committee has reported out only one piece of legislation providing for a study that involves legislators, **LD 1972, Resolve, to Establish a Commission to Encourage Incorporations in Maine**. It is therefore at the top of our priority list for studies.

Thank you for your consideration. Please let us know if you have any questions.

G:\OPLALHS\COMMTTEEJUD\CORRESP\STUDY-1.DOC

Labor

(Request for Committee Study only)

SENATE

NERIA R. DOUGLASS, DISTRICT 22, CHAIR
 LLOYD P. LAFOUNTAIN, DISTRICT 32
 S. PETER MILLS, DISTRICT 13

DEBORAH C. FRIEDMAN, LEGISLATIVE ANALYST
 DAVID C. ELLIOTT, LEGISLATIVE ANALYST
 GAIL KERNS, COMMITTEE CLERK



STATE OF MAINE

HOUSE

PAMELA HENDERSON HATCH, SKOWHEGAN,
 ROLAND B. SAMSON, JAY
 ZACHARY E. MATTHEWS, WINSLOW
 ROGER D. FRECHETTE, BIDDEFORD
 ALBION D. GOODWIN, PEMBROKE
 CHRISTOPHER T. MUSE, SOUTH PORTLAND
 RUSSELL P. TREADWELL, CARMEL
 JAY MACDOUGALL, NORTH BERWICK
 ADAM MACK, STANDISH
 GERALD M. DAVIS, FALMOUTH

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON LABOR

MEMO TO: The Honorable Mark W. Lawrence, President of the Senate
 The Honorable G. Steven Rowe, Speaker of the House of Representatives

FROM: Neria R. Douglass, Senate Chair *Neria Douglass*
 Pamela Henderson Hatch, House Chair *Pamela Hatch*
 Joint Standing Committee on Labor

DATE: May 14, 1999

RE: Request to Meet During the Interim

We are writing to request permission to meet as a committee during the interim. We have 2 matters we hope to discuss during the meetings: the Government Evaluation Act review of the Department of Labor and the Workers' Compensation Board hearing process.

We heard a bill this session, LD 1357, that would have created a study commission to review the workers' compensation hearing process, to address complaints that the process is slow and unresponsive to the needs of workers. However, representatives of the Workers' Compensation Board told us that the Board has been working diligently to improve the process and they asked for time to complete the improvements and demonstrate that they have alleviated concerns about the process. We would like to give the Board an opportunity to complete its internal improvement work, and to report its progress to us, before we decide whether additional Legislative study is warranted. We have therefore voted to carry over LD 1357 and to meet during the month of October to hear from the Board.

It is difficult to determine whether the committee will need more than one meeting to discuss this issue until we see the results of the Board's analysis. We hope that you will be willing to consider an additional meeting so that we may review this important issue before next session begins.

We have also notified the Department of Labor that we want to perform the scheduled GEA review of the department. We would like to meet after we receive the report, but before session begins, so that we will have sufficient time to discuss the report with the department. We expect that the report will come to us in November, and we would seek permission at that time to meet.

Legal and Veterans Affairs

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 76 - L.D. 89

**Resolve, to Study Standardized Periods of Military Service
and Other Matters Related to the Award of State of Maine
Veterans' Benefits**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, there exist numerous state laws that provide for veterans' benefits that are separately administered by several different state departments and agencies; and

Whereas, these laws recognize varying periods of service for eligibility to receive veterans' benefits; and

Whereas, these nonstandardized periods of service may prohibit certain veterans from receiving certain benefits under state law; and

Whereas, these nonstandardized periods of service have made the administering of veterans' benefits to Maine veterans both inconsistent and confusing, particularly when the periods of service conflict with eligibility requirements under federal law; and

Whereas, several matters concerning the burial of veterans, veterans' property tax exemptions, the maintenance of veterans' grave sites, and the types and extent of medical services offered to veterans and their families, among other issues, have been presented to the 119th Legislature; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of

Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Committee established. Resolved: That the Committee to Study Standardized Periods of Military Service and Other Matters Related to the Award of State of Maine Veterans' Benefits, referred to in this resolve as the "committee," is established; and be it further

Sec. 2. Membership. Resolved: That the committee consists of the following 13 members:

1. Two members of the Senate who also serve as members of the Joint Standing Committee on Legal and Veterans Affairs, appointed by the President of the Senate;

2. Three members of the House of Representatives who also serve as members of the Joint Standing Committee on Legal and Veterans Affairs, appointed by the Speaker of the House of Representatives; and

3. Eight members who represent the joint standing committees listed in paragraphs A to E. The 8 committee members must be drawn equally from both Houses of the Legislature and from the 2 major political parties. The President of the Senate and the Speaker of the House shall appoint from their respective Houses committee members who represent the following committees:

A. The Joint Standing Committee on Health and Human Services;

B. The Joint Standing Committee on Labor;

C. The Joint Standing Committee on State and Local Government;

D. The Joint Standing Committee on Taxation; and

E. The Joint Standing Committee on Transportation; and be it further

Sec. 3. Appointment. Resolved: That appointments must be made within 30 days of the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making the appointments; and be it further

Sec. 4. Chair. Resolved: That the first named Senate member is the Senate chair and the first named House of Representatives member is the House chair; and be it further

Sec. 5. Meetings and working groups. Resolved: That the cochairs of the committee shall call and convene the first meeting of the committee within 30 days of the date that the last member is appointed. The committee cochairs may form advisory working groups from among affected agencies, veterans organizations and the public to help carry out its responsibilities; and be it further

Sec. 6. Compensation. Resolved: That the committee members are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the committee. Working group members not otherwise compensated for expenses by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses to attend authorized working group meetings; and be it further

Sec. 7. Staff. Resolved: That upon approval of the Legislative Council the Office of Policy and Legal Analysis shall provide necessary staffing services to the committee; and be it further

Sec. 8. Duties. Resolved: That the committee shall study the laws of this State that relate to the award of state veterans' benefits and consider alternatives that will codify and standardize the present laws related to eligibility for benefits based on periods of military service. In examining these issues, the committee shall consider all laws of the State that relate to veterans' benefits, including, but not limited to, those administered by the Department of Defense, Veterans and Emergency Management, the Department of Labor, the Department of Human Services and the Maine State Retirement System. As part of its study, the committee shall:

1. Hold public hearings to gather public comment on veterans' benefit issues. At least one public hearing must be held in each principal region of the State (north, central and south) as determined by the committee chairs;

2. Review and assess all existing laws of the State that contain eligibility criteria for veterans' benefits based on periods of military service, including, but not limited to, laws related to the veterans' property tax exemption, medical care for veterans and their families and veterans' burial. The review and assessment must include the identification of discrepancies and

inconsistencies in eligibility criteria based on periods of military service, among other criteria;

3. Identify and assess differences among state and federal laws regarding veterans' benefits eligibility criteria;

4. Identify and consider alternatives for codifying and standardizing laws regarding eligibility criteria for veterans' benefits based on periods of military service, including eligibility issues as related to peace-time veterans; and

5. Recommend appropriate legislation to reflect the findings of the committee; and be it further

Sec. 9. Report. Resolved: That the committee shall submit a report that must include its findings, together with any recommended legislation, to the Second Regular Session of the 119th Legislature by December 15, 1999; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Committee to Study Standardized Periods of Military Service and Other Matters Related to the Award of State of Maine Veterans' Benefits

Personal Services	\$4,290
All Other	8,300

Provides funds for the per diem and expenses of legislative members and the expenses of other eligible members of the Committee to Study Standardized Periods of Military Service and Other matters Related to the Award of State of Maine Veterans' Benefits, to hold 3 public hearings and to print the required report.

LEGISLATURE TOTAL

\$12,590

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

In House February 23, 1999

WHEREAS, the Legislature finds that it is important to examine the effects of the recent United States Department of Veterans Affairs health services reorganization on the Veterans Administration Medical Center at Togus; and

WHEREAS, it is vital to review the impact of recent United States Department of Veterans Affairs decisions on the quality and availability of the care of our veterans; now, therefore, be it

ORDERED, the Senate concurring, that there is established a Commission to Examine the Adequacy of Services, referred in this order as the "commission," at the Veterans Administration Medical Center; and be it further

ORDERED, that the commission consists of the members of the Joint Standing Committee on Legal and Veterans Affairs, one representative of each of Maine's 4 congressional offices and one representative of the Governor's office. The commission shall select a chair from among its members; and be it further

ORDERED, that the commission shall examine:

1. Services provided to veterans and the adequacy of those services to meet the needs of the veterans;
2. Funding provided to the medical center and the adequacy of those funds in providing necessary services to the veterans;
3. The possibility of the medical center being operated by partial receivership; and
4. Other issues the commission may determine relevant to the operation of the medical center; and be it further

ORDERED, that the commission shall present its findings to the Second Regular Session of the 119th Legislature by December 1, 1999. If the commission requires an extension of the reporting deadline, it may apply to the Legislative Council, which may grant the extension; and be it further

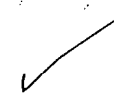
208

ORDERED, that the legislative members of the commission are entitled to receive the legislative per diem for their attendance at authorized meetings of the commission.

SPONSORED BY: John L Tuttle jr
(Representative TUTTLE)

TOWN: Sanford

A 273



L.D.

DATE: 5-5-99

(Filing No. H- 466)

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Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1052, "Joint Study Order Establishing a Commission to Examine the Adequacy of Services at the Togus Veterans Administration Medical Center"

Amend the joint study order by striking out everything after the 2nd WHEREAS paragraph and inserting in its place the following:

'ORDERED, the Senate concurring, that the Joint Select Committee to Examine Adequacy of Services at the Togus Veterans Administration Medical Center is established as follows.

1. **Commission established.** The Joint Select Committee to Examine the Adequacy of Services at the Togus Veterans Administration Medical Center, referred to in this order as the "committee," is established.

2. **Membership.** The committee consists of 18 members as follows:

A. All of the members of the Joint Standing Committee on Legal and Veterans Affairs;

B. One representative from each of Maine's 4 congressional offices, invited jointly by the President of the Senate and the Speaker of the House of Representatives; and

C. One representative from the Office of the Governor, invited jointly by the President of the Senate and the Speaker of the House.

COMMITTEE AMENDMENT

7. of 8

COMMITTEE AMENDMENT "A" to H.P. 1052

3. **Appointments; chair.** All appointments and invitations must be made no later than 30 days following the passage of this order. The President of the Senate and the Speaker of the House shall notify the Executive Director of the Legislative Council upon making their appointments and invitations. When the membership is complete, the Chair of the Legislative Council shall call and convene the first meeting of the committee no later than June 1, 1999. The committee shall select a chair from among its legislative members..

4. **Duties.** The committee shall examine:

A. Services provided to veterans by the Togus Veterans Administration Medical Center and the adequacy of those services to meet the needs of the veterans;

B. Funding provided to the medical center and the adequacy of those funds in providing necessary services to the veterans;

C. The possibility of the medical center being operated under partial receivership; and

D. Other issues the committee may determine relevant to the operation of the medical center.

5. **Staff assistance.** Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the committee.

6. **Compensation.** Legislative members of the committee are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement for travel and other necessary expenses for attendance at meetings of the committee.

7. **Report.** The committee shall submit a report along with any recommended legislation to the Second Regular Session of the 119th Legislature by December 31, 1999. If the committee requires an extension of the reporting deadline, it may apply to the Legislative Council, which may grant the extension.'

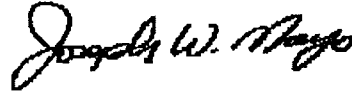
SUMMARY

This amendment amends the original joint study order by adding a section on staff assistance. It also revises the format of the order to conform with the current legislative study committee guidelines.

HOUSE OF REPRESENTATIVES

February 23, 1999

READ AND PASSED.
SENT FOR CONCURRENCE



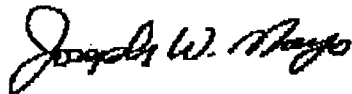
CLERK

HOUSE OF REPRESENTATIVES

February 25, 1999

HELD AT THE REQUEST OF REPRESENTATIVE TUTTLE OF
SANFORD.

ON MOTION OF REPRESENTATIVE TUTTLE OF SANFORD
RECONSIDERED PASSAGE.
ON FURTHER MOTION OF SAME REPRESENTATIVE REFERRED
TO COMMITTEE ON LEGAL AND VETERANS AFFAIRS.
SENT FOR CONCURRENCE



CLERK

IN THE SENATE CHAMBER

March 2, 1999

READ AND REFERRED TO THE COMMITTEE ON LEGAL AND
VETERANS AFFAIRS
IN CONCURRENCE



SECRETARY OF THE SENATE

BEVERLY C. DAGGETT, DISTRICT 15, CHAIR
 RICHARD J. CAREY, DISTRICT 14
 NORMAN K. FERGUSON, JR., DISTRICT 24

DANIELLE D. FOX, LEGISLATIVE ANALYST
 CHRISTOPHER J. SPRUCE, LEGISLATIVE ANALYST
 ELAINE DOAK, COMMITTEE CLERK



STATE OF MAINE

JOHN L. TUTTLE, JR., SANFORD, CHAIR
 ALBERT P. GAMACHE, LEWISTON
 NANCY L. CHIZMAR, LISBON
 CHARLES D. FISHER, BREWER
 ROSITA GAGNE, BUCKFIELD
 JANICE E. LABRECQUE, GORHAM
 ARTHUR F. MAYO III, BATH
 ROYCE W. PERKINS, PENOBSCOT
 THEODORE H. HEIDRICH, OXFORD
 TERRENCE P. MCKENNEY, CUMBERLAND

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON LEGAL AND VETERANS' AFFAIRS

MEMORANDUM

May 28, 1999

TO: The Honorable Senator Mark Lawrence, Chair
 The Honorable G. Steven Rowe, Vice-Chair

FROM: Senator Beverly C. Daggett, Senate Chair
 Representative John L. Tuttle, Jr., House Chair

RE: Committee priorities for studies

The Legal and Veterans' Affairs Committee has determined the following priorities for proposed studies within its policy jurisdiction:

- | <u>Priority</u> | <u>LD</u> |
|-----------------|---|
| 1. | LD 89 Resolve, to Study Standardized Periods of Military Service and Other Matters Related to the Award of State of Maine Veterans' Benefits; and |
| 2. | HP 1052 Joint Order - Commission to Examine the Adequacy of Services at the Veterans Administration Medical Center |

cc: David Boulter, Director OPLA

Marine Resources

(Request for Committee Study Only)



MAINE STATE LEGISLATURE
Augusta, Maine 04333

TO: The Honorable Mark W. Lawrence, President of the Senate
The Honorable G. Steven Rowe, Speaker of the House of Representatives

FROM: Senator Jill M. Goldthwait, Senate Chair *JM*
Representative David M. Etnier, House Chair *DE*
Joint Standing Committee on Marine Resources

Senator Carol A. Kontos, Senate Chair *CK*
Representative Scott W. Cowger, House Chair *SCW*
Joint Select Committee on Research and Development

DATE: May 18, 1999

RE: Interim meeting request - LD 1827

We are writing to request permission for the Marine Resources Committee and the Research and Development Committee to meet during the interim to discuss LD 1827, *An Act to Establish the North Atlantic Cold Water Observatory*. This bill was referred jointly to the Joint Standing Committee on Marine Resources and the Joint Select Committee on Research and Development, and the committees voted to carry it over to the Second Regular Session.

We understand that a Remote Sensing Advisory Committee is currently working on a proposal to amend this bill and that consultants will present a feasibility study report to the Advisory Committee within the next couple of months. We are therefore asking for your approval of a joint meeting, including per diem and expenses, for the 2 committees to review the report of the Advisory Committee and discuss the pending legislation.

Thank you for your consideration of our request, and please let us know if you have any questions.

Natural Resources

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
S.P. 391 - L.D. 1170

**An Act Concerning the Review of State Solid Waste Management
Policies**

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the task force established by the State Planning Office needs to deal with the solid waste management issues as soon as possible; and

Whereas, it is necessary for the task force to be able to report by December 31, 1999; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §2123-B, as enacted by PL 1995, c. 588, §3, is amended to read:

§2123-B. Review of policy

In conjunction with revisions of the plan ~~every-5-years~~ as determined appropriate by the office, but no less often than once every 5 years, the office shall establish a broad-based task

force, including 5 Legislators from the joint standing committee of the Legislature having jurisdiction over natural resource matters and representatives of groups interested in ~~commercial landfills~~ solid waste management policy. The legislative members are entitled to the legislative per diem and must be chosen as follows: 2 members must be Senators appointed by the President of the Senate and 3 members must be Representatives appointed by the Speaker of the House of Representatives. The task force shall review state solid waste management policy regarding--the development--of--commercial--solid--waste--disposal--facilities, including the timeline and establishment process for the development of a state-owned solid waste disposal facility; host community benefits; the development of commercial solid waste facilities and the economic competitiveness of commercial facilities; the appropriateness of developing regional disposal facilities to better serve municipalities and businesses; the continued development and expansion of beneficial reuse and recycling; and the proper role of municipal zoning and other local control in regard to siting, expansion and operation of solid waste disposal facilities and shall report its findings and recommendations to the Governor, the department and the joint standing committee of the Legislature having jurisdiction over natural resource matters.

Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1999-00

LEGISLATURE

Task Force to Review Solid Waste Management Policy

Personal Services	\$1,925
All Other	1,750

Provides funds for the per diem and expenses of legislative members for 7 meetings of the Task Force to Review Solid Waste Management Policy.

LEGISLATURE

TOTAL

\$3,675

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 899 - L.D. 1256

**Resolve, to Establish a Task Force to Study the Operation
of and Support for the Board of Environmental Protection**

Sec. 1. The Task Force to Study the Operation of and Support for the Board of Environmental Protection established. Resolved: That the Task Force to Study the Operation of and Support for the Board of Environmental Protection, referred to in this resolve as the "task force," is established; and be it further

Sec. 2. Membership; chair. Resolved: That the task force consists of no more than 6 members of the Joint Standing Committee on Natural Resources, appointed as follows:

1. No more than 2 members of the Senate, appointed by the President of the Senate; and

2. No more than 4 members of the House of Representatives, appointed by the Speaker of the House.

The Speaker of the House shall appoint the chair of the task force; and be it further

Sec. 3. Appointments; convening of task force. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. Within 15 days after appointment of all members, the chair shall call and convene the first meeting of the task force; and be it further

Sec. 4. Duties. Resolved: That the task force shall review the structure and operation of the Board of Environmental Protection to determine whether the board is operating as an independent body or as part of the executive branch of government, whether the board has adequate administrative and technical staff and whether the board's structure and operation provide for credible, fair and responsible public participation in the decision-making process. In reviewing the board, the task force shall invite the participation of interested parties, including representatives of environmental groups, representatives of business interests and property owners; and be it further

Sec. 5. Meetings. Resolved: That the task force may hold 5 meetings, and one of the meetings may be a public hearing; and be it further

Sec. 6. Compensation. Resolved: That the members of the task force are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at authorized meetings of the task force; and be it further

Sec. 7. Staff assistance. Resolved: That upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the task force; and be it further

Sec. 8. Task force budget. Resolved: That the chair of the task force, with assistance from the task force staff, shall administer the task force's budget. Within 10 days after its first meeting, the task force shall present a work plan and proposed budget to the Legislative Council for approval. The task force may not incur expenses that would result in the task force exceeding its approved budget; and be it further

Sec. 9. Report. Resolved: That by January 15, 2000 the task force shall submit a report with its findings to the Joint Standing Committee on Natural Resources. The Joint Standing Committee on Natural Resources shall report out any legislation to the Second Regular Session of the 119th Legislature concerning findings of the task force; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Task Force to Study the Operation of and
Support for the Board of Environmental
Protection**

Personal Services	\$1,650
All Other	3,000

Provides funds for the per diem and expenses of legislative members of the Task Force to Study the Operation of and Support for the Board of Environmental Protection, one public hearing and printing costs for the required report.

**LEGISLATURE
TOTAL**

\$4,650

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 1103 - L.D. 1550

**Resolve, to Establish a Task Force to Study the Improvement
of Public Water Supply Protection**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, public water supply protection is a voluntary activity wherein the water supplier has limited power to protect its own resources; and

Whereas, contamination with bacteria, nitrates, hydrocarbon and fuel products and pesticides and other toxic chemicals remains a common concern for public water suppliers in Maine despite existing programs; and

Whereas, the Governor has made the protection of public water supplies a priority in plans for providing safe water to the citizens of the State; and

Whereas, recent events have demonstrated the susceptibility of public water supply wells to unexpected contamination; and

Whereas, a study of public water supply protection must be initiated promptly in order that the study may be completed and a report submitted in time for the next legislative session; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Task force established. Resolved: That the Public Water Supply Protection Task Force, referred to in this resolve as the "task force," is established to study the improvement of public water supply protection; and be it further

Sec. 2. Membership. Resolved: That the task force consists of 17 members appointed as follows:

1. Four Legislators, 2 of whom must be Senators, appointed by the President of the Senate and 2 of whom must be members of the House of Representatives, appointed by the Speaker of the House;

2. One member representing the Department of Human Services, appointed by the Commissioner of Human Services;

3. One member representing the Department of Environmental Protection, appointed by the Commissioner of Environmental Protection;

4. One member representing the Department of Conservation, appointed by the Commissioner of Conservation;

5. One member representing the Department of Inland Fisheries and Wildlife, appointed by the Commissioner of Inland Fisheries and Wildlife;

6. One member representing the Department of Transportation, appointed by the Commissioner of Transportation; and

7. Eight public members appointed by the Governor representing consumer-owned water utilities, investor-owned water utilities, the petroleum industry, municipalities, business owners and the real estate industry; and be it further

Sec. 3. Chairs. Resolved: That the first named Senate member is the Senate chair of the task force and the first named House of Representatives member is the House chair of the task force; and be it further

Sec. 4. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The Executive Director of the

Legislative Council must be notified by all appointing authorities once the selections have been made. Within 15 days after the completion of the appointment of all members, the Chair of the Legislative Council shall call and convene the first meeting of the task force; and be it further

Sec. 5. Duties. Resolved: That the task force shall:

1. Review existing protections for public water supplies including any regulations pursuant thereto; and

2. Identify steps to improve protection of public water supply wells and intakes from the following threats:

A. New septic system installations;

B. Petroleum storage facilities;

C. Facilities handling or storing in excess of 10 gallons of hazardous materials;

D. Facilities handling or selling pesticides;

E. The spreading of sludge or other residuals; and

F. Surface water uses posing threats to drinking water quality; and be it further

Sec. 6. Staff. Resolved: That the task force shall request staffing assistance from the Department of Environmental Protection and the Department of Human Services; and be it further

Sec. 7. Reimbursement. Resolved: That the task force members who are Legislators are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, for each day's attendance at meetings of the task force and reimbursement for travel and other necessary expenses upon application to the Legislative Council; and be it further

Sec. 8. Report. Resolved: That the task force shall submit its report, together with any necessary implementing legislation, to the Joint Standing Committee on Natural Resources by January 14, 2000; and be it further

Sec. 9. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Public Water Supply Protection Task Force

Personal Services	\$1,760
All Other	1,600

Provides funds for the per diem and expenses of legislative members for 8 meetings.

LEGISLATURE

TOTAL

\$3,360

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

(2-2) The Following Communication: (S.C. 247)

**THE SENATE OF MAINE
OFFICE OF THE SECRETARY
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333**

May 12, 1999

The Honorable Joseph W. Mayo
Clerk of the House
State House Station 2
Augusta, ME 04333

Dear Clerk Mayo:

Please be advised that the Senate has Insisted to its previous action and Joined in a Committee of Conference on the disagreeing action between the two branches of the Legislature on the Bill, "An Act to Allow a One-time Double Exemption for Income Tax Filers Who Adopt a Dependent Child," (H.P. 295) (L.D. 403).

The President has appointed as conferees on the part of the Senate the following:

Senator Beverly C. Daggett of Kennebec
Senator Richard J. Carey of Kennebec
Senator S. Peter Mills of Somerset

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

ORDERS

(4-1) On motion of Representative MARTIN of Eagle Lake, the following Joint Order: (H.P. 1581)
(Presented on behalf of the Joint Standing Committee on Natural Resources pursuant to Joint Rule 353)

WHEREAS, on October 13, 1998, the Governor submitted a request to the United States Environmental Protection Agency to discontinue participation in the federal reformulated gasoline program. This request was a direct result of a groundwater study that raised significant concerns about methyl tertiary-butyl ether, or "MTBE," in groundwater; and

WHEREAS, the Environmental Protection Agency granted this request contingent upon several conditions being met, including the identification of a replacement fuel or strategy that provides volatile organic compound reductions equivalent to reformulated gasoline, or "RFG"; and

WHEREAS, the Board of Environmental Protection recently issued a ruling that requires fuel in southern Maine to have a Reid Vapor Pressure, or "RVP," of 7.8 as of May 1, 1999. An RVP fuel of 7.2 is projected for the year 2000; and

WHEREAS, a supplier to Maine of 7.2 RVP fuel has not yet been identified; and

WHEREAS, the supply and delivery of alternative fuels have serious implications for the State's economy and the State's compliance with the federal Clean Air Act; now, therefore, be it

ORDERED, the Senate concurring, that the Stakeholders Group to Explore Options and Alternatives to MTBE and RFG is established as follows.

1. Stakeholders group established. The Stakeholders Group to Explore Options and Alternatives to MTBE and RFG, referred to in this joint study order as the "stakeholders group," is established.

2. Membership. The stakeholders group consists of 12 members appointed as follows:

A. Two members from the Senate who serve on the Joint Standing Committee on Natural Resources appointed by the President of the Senate;

B. Three members of the House of Representatives who serve on the Joint Standing Committee on Natural Resources appointed by the Speaker of the House of Representatives;

C. An employee in the Department of Environmental Protection, Bureau of Air Quality, appointed by the President of the Senate;

D. A representative of the Maine Petroleum Association, recommended by that organization and appointed by the Speaker of the House;

E. A representative of the Maine Oil Dealers Association, recommended by that organization and appointed by the President of the Senate;

F. Two representatives of a fuel industry in the State, appointed by the Speaker of the House;

G. An employee of the Natural Resources Council of Maine, nominated by the executive director of that organization and appointed by the President of the Senate; and

H. An employee or representative of the American Lung Association of Maine, nominated by the executive director of that organization and appointed by the Speaker of the House.

3. Chairs. The first Senate member named is the Senate chair and the first House member named is the House chair.

4. Appointment; convening stakeholders group. All appointments must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chairs of the stakeholders group shall call and convene the first meeting of the stakeholders group no later than July 30, 1999.

5. Duties. The stakeholders group shall explore alternatives to the uses of RFG and MTBE. The stakeholders group also shall:

A. Evaluate fuel handling problems that lead to groundwater contamination and expand public education on fuel handling issues;

B. Review issues to help to ensure that the transitions to the low RVP fuels occur without undue price and supply disruptions;

C. Identify opportunities to comply with the state implementation plan; and

D. Review any other appropriate issues relating to the use of alternative fuels.

6. Staff assistance. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the stakeholders group.

7. Compensation. Legislative members of the stakeholders group are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at meetings.

8. Report. The stakeholders group shall submit a report on their findings along with any recommended legislation to the Joint Standing Committee on Natural Resources by December 31, 1999. Following the receipt of this report, the Joint Standing Committee on Natural Resources may introduce legislation to the Second Regular Session of the 119th Legislature. If the stakeholders group requires an extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

9. Budget. The chairs of the stakeholders group, with assistance from the stakeholders group staff, shall administer the stakeholders group budget. Within 10 days after its first meeting, the stakeholders group shall present a work plan and proposed budget to the Legislative Council for its approval. The stakeholders group may not incur expenses that would result in the stakeholders group exceeding its approved budget.

Upon request from the stakeholders group, the Executive Director of the Legislative Council or the executive director's designee shall provide the stakeholders group chairs and staff with a status report on the study budget, expenditures incurred and paid and available funds.

SPECIAL SENTIMENT CALENDAR

Recognizing:

(5-1) Mr. and Mrs. Wilfred O'Roak, of Sherman Mills, on the occasion of their 50th Wedding Anniversary, March 12, 1999. We extend our congratulations and best wishes to them on this special occasion;

(SLS 154)

(5-2) Tristan A. Mullis, of Corinna, a member of Boy Scout Troop No. 65, who has attained the high rank and distinction of Eagle Scout. We extend our congratulations to Tristan on this achievement;

(HLS 387)

Presented by Representative TOBIN of Dexter.
Cosponsored by Senator DAVIS of Piscataquis.

(5-3) Ida Mehdizadegan, a sophomore at Presque Isle High School, who won first place in energy related contests sponsored by Maine Public Service Company for her study, "Sawdust as a Greenhouse Medium." We send our congratulations to her on this achievement;

(HLS 388)

Presented by Representative DUNCAN of Presque Isle.
Cosponsored by Representative KNEELAND of Easton, Representative WHEELER of Bridgewater,
Senator KIEFFER of Aroostook.

L.D.

DATE: 5/13/99

(Filing No. H-582)

Reproduced and distributed under the direction of the Clerk of the House.


STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to H.P. 1581, "Joint Study Order Establishing a Stakeholders Group to Explore Options and Alternatives to MTBE and Reformulated Gasoline"

Amend the joint order in the first ORDERED paragraph in subsection 2 in paragraph F in the first line by striking out the following: "a fuel industry in the State" and inserting in its place the following: 'the fuel industry'

SUMMARY

This amendment clarifies that 2 of the members of the stakeholders group must be representatives of the fuel industry.

SPONSORED BY: 
(Representative MARTIN)

TOWN: Eagle Lake

M
RdS.

STATE OF MAINE

In Senate May 13, 1999

WHEREAS, both service center communities that are the State's job centers and rural communities whose lands support natural resource-based enterprises are essential to the State's economy; and

WHEREAS, the health of these communities and their lands and the costs of delivering public services are affected by state policies on capital investments, taxation, regulation and the location of state office buildings; and

WHEREAS, a long-standing goal of the State, as expressed in the Maine Revised Statutes, Title 30-A, section 4312, is to encourage orderly growth and development in appropriate areas of each community, while protecting the State's rural character, making efficient use of public services and preventing development sprawl; now, therefore, be it

ORDERED, the House concurring, that the Legislative Task Force on Patterns of Development is established as follows.

1. **Task force established.** The Legislative Task Force on Patterns of Development, referred to in this order as the "task force," is established.

2. **Membership.** The task force consists of 14 members appointed as follows.

A. The President of the Senate shall appoint 6 members from the Senate, including at least one from each of the Joint Standing Committee on Natural Resources, the Joint Standing Committee on Business and Economic Development, the Joint Standing Committee on Transportation, the Joint Standing Committee on Taxation and the Joint Standing Committee on Agriculture, Conservation and Forestry.

B. The Speaker of the House of Representatives shall appoint 8 members from the House of Representatives, including at least one from each of the Joint Standing Committee on Natural Resources, the Joint Standing Committee on Business and Economic Development, the Joint Standing

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Committee on Transportation, the Joint Standing Committee on Taxation, the Joint Standing Committee on Agriculture, Conservation and Forestry, the Joint Standing Committee on State and Local Government and the Joint Standing Committee on Education.

3. **Chairs.** The first Senate member named is the Senate chair and the first House member named is the House chair.

4. **Appointments; meetings.** All appointments must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. The chairs of the task force shall call and convene the first meeting of the task force no later than 30 days after the adjournment of the First Regular Session of the 119th Legislature. The task force may hold up to 6 meetings and shall conduct at least one public hearing on its recommendations prior to submitting its final report to the Legislature.

5. **Responsibilities.** The responsibilities of the task force include the following:

A. Reviewing legislation relating to patterns of development carried over by the First Regular Session of the 119th Legislature and making findings on the following issues:

- (1) Growth-related capital investments and location decisions by the State, drawing on the concepts contained in Legislative Document 1080, "An Act to Direct State Capital Investments to Locally Designated Growth Areas," and Legislative Document 1414, "Resolve, to Support Downtown Revitalization through the Location of State Facilities and Targeting Economic Development Funding";
- (2) Fiscal policies that may have the effect of pushing rural lands out of productive use, including issues raised in Legislative Document 544, "An Act to Value Homestead Exemption Farm Land at Current Use," placing unintended burdens on service center communities or promoting development sprawl;
- (3) Coordination of state and local urban transportation planning and streamlining of local and state land use rules and regulations, including highway access management, to permit and encourage efficient neighborhood and economic development in growth areas;

ADD.

(4) The productive use of farms and woodlands and the preservation of open space around urbanizing areas, including issues raised in Legislative Document 449, "An Act Requiring Disclosures to be Made to Purchasers of Land Abutting Agricultural Land"; and

(5) Such other areas as the task force considers appropriate;

B. Drawing upon past work of the Legislature and state agencies, including the recommendations of the Task Force on Regional Service Center Communities contained in its September 1998 report, "Reviving Service Centers," and the findings of the State Planning Office in its May 1997 report, "The Cost of Sprawl"; and

C. Based on its findings, making recommendations to the Legislature concerning pending legislation and, as necessary to implement its findings, preparing legislation to promote orderly development, promote rural enterprise and preserve the open lands on which rural enterprise depends, strengthen service center communities and downtowns and discourage development sprawl. In preparing its recommendations, the task force shall rely to the greatest extent possible on nonregulatory means to achieve these objectives, including tax policies, financial incentives and disincentives, capital investment policies, streamlining of regulations for development proposed in locally designated growth areas, downtown and historic preservation reinvestment policies, right-to-farm provisions and similar mechanisms. The task force shall make recommendations consistent with the goals and local planning mechanisms of the Maine Revised Statutes, Title 30-A, sections 4301 to 4349.

6. Working groups. The task force shall form advisory working groups from among affected agencies, trade organizations, organizations devoted to economic growth and environmental protection and the public to help carry out its responsibilities.

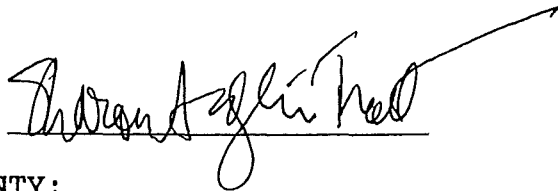
7. Compensation. Members of the task force are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the task force. Participants in the advisory working groups serve without compensation.

8. Staff assistance. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the task force.

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9. **Reporting dates.** The task force shall submit an interim report by December 15, 1999 and a final report by March 1, 2000, together with any implementing legislation to the joint standing committees of the Legislature represented on the task force. If the task force requires an extension of time to submit its reports or legislation, it may apply to the Legislative Council, which may grant the extension.

Sec. 10. Task force budget. The chair of the task force, with assistance from the task force staff, shall administer the task force's budget. Within 10 days after its first meeting, the task force shall present a work plan and proposed budget to the Legislative Council for approval. The task force may not incur expenses that would result in the task force exceeding its approved budget.

PRESENTED BY: 

TOWN-COUNTY:

Presented by Senator Treat on behalf of the Joint Standing Committee on Natural Resources pursuant to Joint Rule 353.

SENATE

SHARON ANGLIN TREAT, DISTRICT 18, CHAIR
JOHN M. NUTTING, DISTRICT 20
JAMES D. LIBBY, DISTRICT 34

AMY B. HOLLAND, LEGISLATIVE ANALYST
DAVID C. WEBB, LEGISLATIVE ANALYST
MELISSA HINKLEY, COMMITTEE CLERK



STATE OF MAINE

HOUSE

JOHN L. MARTIN, EAGLE LAKE, CHAIR
SCOTT W. COWGER, HALLOWELL
LINDA ROGERS MCKEE, WAYNE
DAVID M. ETNIER, HARPSWELL
JOSEPH E. CLARK, MILLINOCKET
ROBERT W. DUPLESSIE, WESTBROOK
HENRY L. JOY, CRYSTAL
ROBERT A. CAMERON, RUMFORD
ROBERT A. DAIGLE, ARUNDEL
DAVID L. TOBIN, WINDHAM

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON NATURAL RESOURCES

May 21, 1999

To: The Honorable Mark W. Lawrence, Chair
Legislative Council

From: Senator Sharon Anglin Treat, Senate Chair
Representative John L. Martin, House Chair
Joint Standing Committee on Natural Resources

A handwritten signature in black ink, appearing to be "SJA", written over the "From:" line of the letter.

DATE: May 21, 1999

RE: Legislative Study Priorities

We are writing to inform you of our priorities for legislative studies that have been recommended by the Natural Resources Committee. The committee has recommended 4 studies; two of those are on the Special Study Table and two are on the Special Appropriations Table.

The committee has voted on its priorities for these studies and the results are as follows:

1. **LD 1550**, Resolve, to Establish a Task Force to Study the Improvement of Public Water Supply Protection;
2. **HP 1581**, Joint Order Relative to the Stakeholders Group to Explore Options and Alternatives to MTBE and RFG;
3. **LD 1256**, Resolve, to Establish a Task Force to Study the Operation of and Support for the Board of Environmental Protection; and
4. **SP 871**, Joint Order Relative to the Legislative Task Force on Patterns of Development.

Thank you for considering our recommendations as you prioritize studies. Please let us know if you have any questions.

cc: Honorable Members of the 119th Legislative Council
Sally Tubbesing, Executive Director of the Legislative Council

State and Local Government

STATE OF MAINE

**IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE**

H.P. 226 - L.D. 304

**Resolve, to Establish the Task Force on State Office
Building Location and Other State Growth-related Capital
Investments**

Whereas, local, state and federal public agencies have historically located their offices in service center communities; and

Whereas, these offices have most often been located in the traditional downtown areas of service center communities; and

Whereas, there is a growing tendency for public agencies to shift locations of their offices and to make other growth-related capital investments away from downtown areas and outside of other areas that have been designated by municipalities for growth and redevelopment to commercial strips and away from service centers to suburban communities; and

Whereas, these relocations and redirection of other state investments may have a devastating impact on the economic and social vitality of a downtown area or a service center community or bring about undesirable patterns of development; and

Whereas, the Legislature has determined that these service center communities and other locally designated growth areas not only are essential to the economic health of the State but also can play important roles in the efficient delivery of state, local and regional services; now, therefore, be it

Sec. 1. Task force created. Resolved: That, because community service centers and other locally designated growth areas in Maine are vital to job creation and the delivery of critical services, the Task Force on State Office Building Location and Other State Growth-related Capital Investments, referred to in this resolve as the "task force," is created to assess the impact of state office buildings in downtown service centers within regional service center communities and of other state growth-related capital investments in other locally designated growth areas and to recommend ways to ensure continued location of state office buildings within both those service center communities and their traditional downtown service centers and to ensure that other state growth-related capital investments are made in areas designated for growth by municipalities in their comprehensive plans; and be it further

Sec. 2. Membership. Resolved: That the task force consists of the following 11 members:

1. Three members of the Senate appointed by the President of the Senate;

2. Four members of the House of Representatives appointed by the Speaker of the House;

3. The Commissioner of Administrative and Financial Services or the commissioner's designee;

4. A representative from a department or agency of Federal Government invited jointly by the President of the Senate and the Speaker of the House;

5. The Commissioner of Economic and Community Development or the commissioner's designee; and

6. The Director of the State Planning Office within the Executive Department or the director's designee; and be it further

Sec. 3. Appointments. Resolved: That appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments; and be it further

Sec. 4. Chairs. Resolved: That the President of the Senate and the Speaker of the House shall each appoint from among the members of the task force a cochair of the task force within 30 days of the effective date of this resolve; and be it further

Sec. 5. Meetings and working groups. Resolved: That the cochairs of the task force shall call and convene the first meeting of the task force within 30 days of the date that the last member is appointed. The task force shall form advisory working groups from among affected agencies, trade organizations and the public to help carry out the task force's responsibilities; and be it further

Sec. 6. Compensation. Resolved: That legislative members are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the task force; and be it further

Sec. 7. Staff. Resolved: That upon approval of the Legislative Council the Office of Policy and Legal Analysis shall provide necessary staffing services to the task force; and be it further

Sec. 8. Duties. Resolved: That the task force shall consider in its assessments and recommendations the conclusions and recommendations of the Task Force on Regional Service Center Communities contained in its report, "Reviving Service Centers" (State Planning Office, September, 1998) and the concepts contained in Legislative Document 1080 and Legislative Document 1414, which were presented to the First Regular Session of the 119th Legislature. The task force shall:

1. Assess the role of state office buildings in the continued viability of downtown service centers within the State and the impact of other state growth-related capital investments within and outside of locally designated growth areas;

2. Analyze recent trends in relocating state and federal agency offices from downtown service centers to commercial strips and from service centers to suburban communities and in the location of other state growth-related capital investments outside of locally designated growth areas;

3. Assess how other states have responded to these trends;

4. Recommend appropriate legislation to ensure that state offices continue to enhance the historic role of downtowns within the State's regional service centers and that state growth-related capital investments are made in a manner consistent with the Maine Revised Statutes, Title 30-A, sections 4312 and 4326; and

5. Review and make recommendations on other directly related matters the task force considers necessary; and be it further

Sec. 9. Report. Resolved: That no later than February 15, 2000 the task force shall submit a report that includes its findings to the Joint Standing Committee on State and Local Government as well as any recommended legislation to the Second Regular Session of the 119th Legislature; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

**Task Force on State Office Building
Location and Other State Growth-related
Capital Investments**

Personal Services	\$1,925
All Other	2,250

Provides funds for the per diem and expenses of legislative members for 5 meetings of the Task Force on State Office Building Location and Other Growth-related Capital Investments and to print the required report.

**LEGISLATURE
TOTAL**

\$4,175

Taxation

SENATE

PEGGY A. PENDLETON, DISTRICT 30, CHAIR
JILL M. GOLDTHWAIT, DISTRICT 5
PAUL T. DAVIS, DISTRICT 8

CHRISTOPHER J. SPRUCE, LEGISLATIVE ANALYST
DANIELLE D. FOX, LEGISLATIVE ANALYST
DEBBIE THERIAULT, COMMITTEE CLERK



STATE OF MAINE

ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT

HOUSE

DOUGLAS J. AHEARNE, MADAWASKA, CHAIR
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BENJAMIN L. RINES, JR., WISCASSET
JOHN F. MCDONOUGH, PORTLAND
JOANNE T. TWOMEY, BIDDEFORD
RANDALL L. BUMPS, CHINA
SUSAN KASPRZAK, NEWPORT
ARLAN R. JODREY, BETHEL
EARL E. RICHARDSON, GREENVILLE
BELINDA A. GERRY, AUBURN
DONALD G. SOCTOMAH, PASSAMACUODDY TRIBE

June 2, 1999

TO: Hon. Mark Lawrence, Senate President
Hon. G. Steven Rowe, Speaker of the House

FROM: Sen. Peggy Pendleton, Senate Chair *PP*
Rep. Douglas Ahearne, House Chair *DA*
Joint Standing Committee on State and Local Government

RE: Permission to meet during the interim

Pursuant to Joint Rule 315, we respectfully request that members of the Joint Standing Committee on State and Local Government be granted authorization to meet during the interim to conduct work of the committee. Because the Committee is scheduled to conduct Government Evaluation Act reviews on three agencies during the Second Regular Session of the 119th Legislature, the Committee may find it necessary to meet during the interim to review the effectiveness of those agencies under GEA.

Additionally, certain Committee members and the Committee co-chairs will be participating in a subcommittee during the interim on one of the Committee's carryover bills, LD 299, An Act to Create a Governance System for Unorganized Territories. Sen. Peggy Pendleton, Rep. Douglas Ahearne, Rep. Susan Kasprzak and Rep. Belinda Gerry are the subcommittee members, along with the bill's sponsor, Rep. Henry Joy. The subcommittee will be working with Committee staff on redrafting the bill.

If you have any questions on this request, please contact the Chairs or Committee staff.



119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

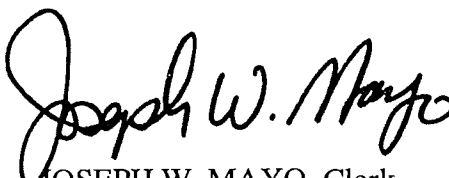
No. 299

H.P. 221

House of Representatives, January 14, 1999

An Act to Create a Governance System for Unorganized Towns.

Reference to the Committee on State and Local Government suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative JOY of Crystal.

Cosponsored by Representatives: MACK of Standish, O'NEAL of Limestone, STEDMAN of Hartland, WHEELER of Bridgewater, Senator: DAVIS of Piscataquis.

Be it enacted by the People of the State of Maine as follows:

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**CONCEPT DRAFT
SUMMARY**

This bill is a concept draft pursuant to Joint Rule 208. This bill seeks to create a governance system for unorganized towns. The bill makes several changes to the laws governing unorganized towns, the deorganization of municipalities and the Maine Land Use Regulation Commission as follows:

1. It establishes a council-type government for all unorganized towns in Maine. Membership is to be composed of one representative per populated unorganized town and voting is to be weighted one person-one vote;

2. This bill allows property owners in unpopulated towns to select a representative to serve on an advisory board to a governing council;

3. This bill authorizes the unorganized towns to establish their own school governance system;

4. It requires use of the Maine Land Use Regulation Commission's development plan for 3 years with no changes. Further, it authorizes the election of members to a body to oversee land and economic development. It requires the Maine Land Use Regulation Commission to be phased out over 3 years;

5. It prohibits land in unorganized towns from being removed from tax rolls regardless of the tax status of the buyer;

6. This bill authorizes the new governance structure for unorganized towns to enter into contracts with counties, municipalities and the State, as well as Native Americans, for various services;

7. It requires county services to the unorganized towns to be phased out over 3 years;

8. This bill does not affect the sovereignty of unorganized territory owned by Native Americans, but does allow cooperative agreements to be developed among Native Americans and the council of the unorganized towns. It also requires Native Americans to establish zoning and land use plans for their lands in the unorganized towns;

2 9. It requires that a name and a seat of government be
established for the unorganized towns operating through their
governance structure;

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6 10. It grants all rights and privileges of organized
municipalities, towns and cities to the unorganized towns
operating through their governance structure;

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10 11. This bill requires the unorganized towns, operating
through their governance structure, to draft a charter;

12 12. It allows islands to petition the governance board to
contract services with neighboring communities;

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16 13. This bill requires plantations to develop their own
zoning plans; and

18 14. It allows organized municipalities to deorganize in the
future and, with permission of the Legislature, to join the
governance system of the unorganized towns.

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Taxation

STATE OF MAINE

In Senate April 7, 1999

WHEREAS, the Legislature finds that there is a trend in other states to change the way in which income of multistate businesses is apportioned for income tax purposes; and

WHEREAS, the interaction of different apportionment approaches creates a disincentive for capital investment in Maine; and

WHEREAS, this trend may be placing Maine at a competitive disadvantage in attracting and retaining investment and jobs; now, therefore, be it

ORDERED, the House concurring, that the Commission to Study Single-sales Factor Apportionment is established as follows:

1. **Commission established.** The Commission to Study Single-sales Factor Apportionment, referred to in this order as the "commission," is established.

2. **Membership.** The commission consists of the following 11 members:

A. The State Tax Assessor or the State Tax Assessor's designee;

B. The Commissioner of Economic and Community Development or the commissioner's designee;

C. Three members from the Senate appointed by the President of the Senate. Two of these members must be members of the Joint Standing Committee on Taxation and one member must be a member of the Joint Standing Committee on Business and Economic Development;

D. Four members of the House of Representatives appointed by the Speaker of the House. Three of these members must be members of the Joint Standing Committee on Taxation and one member must be a member of the Joint Standing Committee on Business and Economic Development; and

R 4 S
E. Two members of the business community appointed by the Governor.

3. **Chairs.** The first Senate member named is the Senate chair. The first House member named is the House chair.

4. **Appointments; convening commission.** All appointments must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chairs of the commission shall call and convene the first meeting of the commission no later than August 15, 1999.

5. **Duties.** The commission has the following duties:

A. To gather information pertaining to single-sales factor corporate income tax apportionment, including, without limitation, the experience of other states that have adopted single-sales factor corporate income tax apportionment; and

B. To make recommendations to the Joint Standing Committee on Taxation as to the advisability of adopting single-sales factor corporate income tax apportionment in the State, including any recommendations for legislation.

6. **Staff assistance.** Upon approval of the Legislative Council, the Office of Fiscal and Program Review shall provide necessary staffing services to the commission. The Department of Administrative and Financial Services, Bureau of Revenue Services shall provide information and services as requested by the commission.

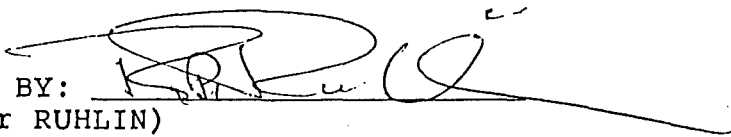
7. **Compensation.** Legislative members of the commission are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at meetings of the commission.

8. **Report.** The commission shall submit a report to the Joint Standing Committee on Taxation by January 1, 2000. The Joint Standing Committee on Taxation may introduce legislation in the Second Regular Session of the 119th Legislature to implement the recommendations of the commission.

9. **Commission budget.** The chairs of the commission, with assistance from the commission staff, shall administer the commission's budget. Within 10 days after its first meeting, the commission shall present a work plan and proposed budget to the Legislative Council for its approval. The commission may not

incur expenses that would result in the commission exceeding its approved budget.

Upon request from the commission, the Executive Director of the Legislative Council or the executive director's designee shall provide the commission chairs and staff with a status report on the study budget expenditures incurred and paid and available funds.

SPONSORED BY: 
(Senator RUHLIN)

COUNTY: Penobscot

Joint Study Order, to Establish the Commission to Study Single-sales Factor Apportionment

Lead Cosponsor: (sign) [Signature]

(print name) Kenneth T. Gagnon

Cosponsors pursuant to Joint Rule 206, subsection 1:

1. (sign) _____

(print name) _____

2. (sign) [Signature]

(print name) CIANCETTI

3. (sign) [Signature]

(print name) David Lemire

4. (sign) _____

(print name) _____

5. (sign) _____

(print name) _____

6. (sign) _____

(print name) _____

7. (sign) _____

(print name) _____

8. (sign) _____

(print name) _____

IN THE SENATE CHAMBER

April 7, 1999

READ AND REFERRED TO THE COMMITTEE ON TAXATION
SENT DOWN FOR CONCURRENCE UNDER SUSPENSION OF
THE RULES ORDERED SENT FORTHWITH

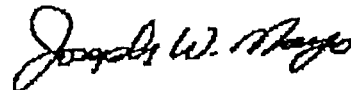


SECRETARY OF THE SENATE

HOUSE OF REPRESENTATIVES

April 8, 1999

REFERRED TO COMMITTEE ON TAXATION IN CONCURRENCE.
ORDERED SENT FORTHWITH



CLERK

SENATE

RICHARD P. RUHLIN, DISTRICT 6, CHAIR
BEVERLY C. DAGGETT, DISTRICT 15
S. PETER MILLS, DISTRICT 13

JULIE JONES, LEGISLATIVE ANALYST
TRISH MASON, COMMITTEE CLERK



STATE OF MAINE

HOUSE


KENNETH T. GAGNON, WATERTOWN, CHAIR
BONNIE GREEN, MONMOUTH
THOMAS M. DAVIDSON, BRUNSWICK
PATRICK COLWELL, GARDINER
STEPHEN S. STANLEY, MEDWAY
DAVID G. LAMOINE, OLD ORCHARD BEACH
KENNETH F. LEMONT, KITTEERY
ELEANOR M. MURPHY, BERWICK
JOHN T. BUCK, YARMOUTH
PETER E. CIANCHETTE, SOUTH PORTLAND

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON TAXATION

DATE: May 21, 1999

TO: Members, Legislative Council

FROM: Sen. Richard Ruhlin, Senate Chair
Rep, Kenneth Gagnon, House Chair
Joint Standing Committee on Taxation 

RE: Request for approval of subcommittee study

The Joint Standing Committee on Taxation has been referred several bills this session relating to the Farm and Open Space Tax Law and the difficulties faced by family farms that are increasingly confronted with land development pressures and rising property taxes. These issues are important and complex. They require more consideration than the Taxation Committee can give to them with the demands of session work and the large number of bills that have been referred to us this session. The Executive branch has begun to look at these issues as part of its consideration of land use and developmental sprawl.

Our Committee proposes to dispose of all farmland taxation bills this session except LD 544, **An Act to Value Homestead Exemption Farm Land at Current Use** which we have received permission to carry over to the Second Regular Session. We also request permission for a subcommittee of the Taxation Committee to meet up to 4 times during the interim to develop additional information and evaluate options for consideration of the full committee when we return in January. A description of the proposed subcommittee study is attached.

COMMITTEE STUDY REQUEST

JOINT STANDING COMMITTEE ON TAXATION

1. Topic, policy area or nature of the problem to be studied

TOPIC: Taxation of farm and open space land.

EXPLANATION: The Taxation Committee considered several bills relating to the impact of State's tax laws on land used for farming. The Farm and Open Space Law has been in existence for more than 20 years; however, the Committee has received a considerable amount of testimony that the tax policy established by that law has not been adequate in providing a mechanism to assist landowners to keep land in agricultural use in the face of mounting development pressure.

2. Description of the tasks to be completed

The Committee contemplates the following tasks:

1. An analysis of the strengths and weakness of Maine's current farm and open space law; including a comparison with the tree growth tax law
2. A survey of approaches used by states similar to Maine to support landowners to keep land in agricultural use
3. An analysis the extent of development pressure on land in agricultural use, including an identification of origins of and the reasons for that pressure
4. Soliciting information and recommendations from persons with knowledge and interest in this field
5. An evaluation of options for improving Maine's tax law to support agricultural landowners subject to development pressure

3. The proposed chair or chairs.

The Chairs recommend that Rep. Bonnie Green of Monmouth be appointed chair of the subcommittee.

4. Number and identification of the members who will serve on the study

The chairs recommend the appointment of the following 5 Committee members to the subcommittee: Rep. Bonnie Green, Sen. Beverly Daggett, Rep. Patrick Colwell, Sen. S. Peter Mills and Rep. Eleanor Murphy.

5. Proposed study budget and work plan

This study would require only the usual expenses for a study, including legislative per diems and expenses and the usual printing and miscellaneous costs. This is estimated to be \$2,600.

6. Number of and anticipated location of any public meetings to be held

We envision 4 meetings to be held in Augusta.

7. Anticipated convening and completion dates of the study

We would like to get started as soon as possible after the end of the Legislative Session and hope to complete our work by the end of September.

8. Staffing

We request that the Legislative Council assign staff to assist us with this study.

SENATE

RICHARD P. RUHLIN, DISTRICT 6, CHAIR
BEVERLY C. DAGGETT, DISTRICT 15
S. PETER MILLS, DISTRICT 13

JULIE JONES, LEGISLATIVE ANALYST
TRISH MASON, COMMITTEE CLERK



STATE OF MAINE

HOUSE

KENNETH T. GAGNON, WATERVILLE, CHAIR
BONNIE GREEN, MONMOUTH
THOMAS M. DAVIDSON, BRUNSWICK
PATRICK COLWELL, GARDINER
STEPHEN S. STANLEY, MEDWAY
DAVID G. LAMOINE, OLD ORCHARD BEACH
KENNETH F. LEMONT, KITTERY
ELEANOR M. MURPHY, BERWICK
JOHN T. BUCK, YARMOUTH
PETER E. CIANCHETTE, SOUTH PORTLAND

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON TAXATION

May 21, 1999

TO: Members, Legislative Council

FROM: Richard P. Ruhlin, Senate Chair
Kenneth T. Gagnon, House Chair
Joint Standing Committee on Taxation

RE: **REQUEST FOR A LEGISLATIVE COUNCIL-AUTHORIZED STUDY:
MUNICIPAL PROPERTY TAX RATES**

The Joint Standing Committee on Taxation has received many bills that attempt to address the burden placed on many of our citizens from local property tax rates. A partial listing of the broad subjects seeking to provide property tax relief so far this session would include: a Constitutional Amendment directing specific tax relief; bills providing property tax exemptions; bills adding to, or targeting, municipal revenue-sharing; bills adding to, or amending, the Homestead exemption; bills authorizing local option taxes; and bills authorizing service charges on tax exempt property. We will be seeking permission to carry over several of these bills to the Second Regular Session.

The Committee has concluded that we need additional time to study the issues related to Maine's municipal property tax burdens in a more comprehensive fashion. A comprehensive review of these issues is not possible at this time because of the extremely high volume of bills referred to our Committee this session. Please note that the Taxation Committee is already required by 1 MRSA c. 31 to review property tax exemptions during the interim.

Pursuant to Joint Rule 353 and the "Legislative Studies: Drafting Guidelines" published on January 27, 1999, we are requesting that you authorize the Joint Standing Committee on Taxation to conduct a study during the interim between the First and Second Regular Sessions. The salient points of the study are summarized below:

Topic

- Municipal property tax rates and the full range of options available to the 119th Legislature to provide more meaningful property tax relief;

Description of Tasks to be Completed

- 4 - 5 meetings of the full Taxation Committee, chaired by the Senate and House Chairs, to receive information and public comments from representatives of affected groups, including,

but not limited to: property taxpayers; municipal government; county government; K-12 public schools; the business community; and the Bureau of Revenue Services;

- Conducting additional research on our options;
- Recommending specific property tax relief measures, including legislation, for consideration by the 119th Legislature's Second Regular Session.

Proposed Study Budget and Workplan

- One meeting per month from approximately August to November 1999 during which we would discuss specific issues representative of the range of "solutions" presently before the Committee this session;
- Use of OFPR staff to conduct research, disseminate data, develop options and prepare a report and legislation;
- Study to convene no later than August 1999; conclude by December 1, 1999;
- Total cost at or below \$7,500.

We are very pleased with the progress we have made as a committee in hearing, discussing and reporting out the high volume of bills thus far this session. We believe it is the Legislature's best interest for us to reserve some time away from the present pace during which we can assess property tax issues in a more comprehensive manner and consider the many viable options that would provide meaningful relief to our property taxpaying citizens.

We hope you will look favorably upon our request. We would be pleased to answer any questions you may have or to provide you additional information should you wish.

Thank you for your consideration of our request.

cc: Sally Tubbesing, Executive Director
Teen Griffin, Legislative Information Manager
OFPR Staff

SENATE

RICHARD P. RUHLIN, DISTRICT 6, CHAIR
BEVERLY C. DAGGETT, DISTRICT 15
S. PETER MILLS, DISTRICT 13

JULIE JONES, LEGISLATIVE ANALYST
TRISH MASON, COMMITTEE CLERK



STATE OF MAINE

HOUSE


KENNETH T. GAGNON, WATERTOWN, CHAIR
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PATRICK COLWELL, GARDINER
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JOHN T. BUCK, YARMOUTH
PETER E. CIANCHETTE, SOUTH PORTLAND

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON TAXATION

DATE: May 21, 1999

TO: Members, Legislative Council

FROM: Sen. Richard P. Ruhlin, Senate Chair
Rep. Kenneth T. Gagnon, House Chair
Joint Standing Committee on Taxation 

RE: Study Request -- Corporate Land Transfers and the Real Estate Transfer Tax

The Joint Standing Committee requests permission to study the issues contained in LD 1883, **An Act to Ensure that Certain Land Transfers Accomplished through Stock Transfers are not Exempt from the Transfer Tax**. We have received permission to carry this bill over to the Second Regular Session. This bill contains complicated issues relating to the nature of changes in corporate ownership and the applicability of the real estate transfer tax to land owner by the corporation. Further information about our request is contained in the attached form

Thank you for your consideration.

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COMMITTEE STUDY REQUEST

JOINT STANDING COMMITTEE ON TAXATION

1. Topic, policy area or nature of the problem to be studied

The Taxation Committee requests permission to study the application of the real estate transfer tax to corporate transfers. Currently sizable amounts of land may be transferred without being subject to the real estate transfer tax because the transfer occurs through the sale of the corporation that owns the land. No deed is exchanged because the land remains in the ownership of the corporation even though the ownership of the corporation has changed.

2. Description of the tasks to be completed

1. The Committee will investigate the relationship between transfers of land through transfers of corporate ownership and attempt to identify the extent of the practice.

2. The Committee will explore methods of ensuring that transfers of land are taxed equitably.

3. The Committee will recommend the appropriate treatment of land transfers through the transfer of corporate ownership under the real estate transfer tax. The Committee's recommendation will take the form of Committee reports on Ld 1883, An Act to Ensure that Certain Land Transfers Accomplished through Stock Transfers are not Exempt from the Real Estate Transfer Tax, which the Committee has been given permission to carry over.

3. The proposed chair or chairs

The Committee Chairs will chair the study committee

4. Number and identification of the members who will serve on the study

Permission is requested to include all committee members in the study.

5. Proposed study budget and work plan

Standard per diems and expenses for legislators and ancillary expenses for 4 meetings amount to \$5,460.

6. Number of and anticipated location of any public meetings to be held

The Committee requests permission for 4 meetings in Augusta

7. Anticipated convening and completion dates of the study

The study will begin by September 1999 and will be completed by December 15, 1999.

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SENATE

RICHARD P. RUHLIN, DISTRICT 6, CHAIR
BEVERLY C. DAGGETT, DISTRICT 15
S. PETER MILLS, DISTRICT 13

JULIE JONES, LEGISLATIVE ANALYST
TRISH MASON, COMMITTEE CLERK



STATE OF MAINE

HOUSE

KENNETH T. GAGNON, WATERTVILLE, CHAIR
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KENNETH F. LEMONT, KITTERY
ELEANOR M. MURPHY, BERWICK
JOHN T. BUCK, YARMOUTH
PETER E. CIANCHETTE, SOUTH PORTLAND

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON TAXATION

June 3, 1999

TO: Members, Legislative Council

FROM: Richard P. Ruhlin, Senate Chair
Kenneth T. Gagnon, House Chair
Joint Standing Committee on Taxation

**RE: REQUEST FOR A LEGISLATIVE COUNCIL-AUTHORIZED STUDY:
ALTERNATIVES TO PROVIDE A LESS VOLATILE TAX SYSTEM**

Pursuant to Joint Rule 353 and the "Legislative Studies: Drafting Guidelines" published on January 27, 1999, we are requesting that you authorize a subcommittee of the Joint Standing Committee on Taxation to conduct a study during the interim between the First and Second Regular Sessions as follows.

Topic

- A review of the relationship between Maine's tax system and the volatility of revenues that results in disproportionate revenue increases when the economy is performing well and disproportionate revenue decreases when the economy is performing poorly.

Membership of subcommittee:

Five members of the Joint Standing Committee on Taxation selected by the chairs of the Committee

Description of Tasks to be Completed

1. The subcommittee will hold 3 meetings in Augusta.
2. The subcommittee will solicit information from appropriate sources, including the Bureau of Revenue Services, State Planning Office, institutions of higher education, public policy groups and NCSL relating to the reasons why Maine's tax system is so volatile.
3. The subcommittee will gather information relating to the tax systems of other states that have demonstrated the ability to produce a more sustainable and reliable revenue stream, including gross receipts taxes and other alternative forms of taxation.
4. The subcommittee will discuss the opportunities and potential for making the transition in Maine to a less volatile revenue system.

Proposed Study Budget and Work plan

1. 3 meetings in Augusta
2. Use of OFPR staff to organize and attend meetings and prepare analyses and materials as necessary
3. The subcommittee will complete its work by December 15, 1999.
4. We request expenses and per diems for 5 legislators for 3 meetings and \$100 for incidental expenses such as printing, if necessary. TOTAL \$1,675.

We hope you will look favorably upon our request. We would be pleased to answer any questions you may have or to provide you additional information should you wish.

Thank you for your consideration of our request.

cc: Sally Tubbesing, Executive Director
Teen Griffin, Legislative Information Manager
James Clair, OFPR

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Transportation

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
S.P. 571 - L.D. 1638

**Resolve, to Review Traffic Congestion Including Truck
Traffic along the Route 1 York Corridor**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, traffic congestion, including heavy truck traffic, along U.S. Route 1 and other roadways in York County increases greatly each year during the summer and fall months; and

Whereas, the traffic congestion slows travel for Maine residents and tourists, creates noise and other environmental problems along the U.S. Route 1 York corridor and other area roadways and adversely affects area lodging and other commercial establishments; and

Whereas, review and study of issues related to traffic congestion are necessary to improve safety and convenience for all travelers and the quality of life for residents living along the U.S. Route 1 York corridor and area roadways; and

Whereas, emergency legislation is needed to begin the study promptly and to ensure that the issue is carefully considered; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission to Review Traffic Congestion Along the U.S. Route 1 York Corridor, referred to in this order as the "commission," is established; and be it further

Sec. 2. Membership. Resolved: That the commission consists of 12 members appointed as follows:

1. The President of the Senate shall appoint 2 members from the Senate, one of whom serves on the Joint Standing Committee on Transportation and one of whom represents a Senate district in York County;

2. The Speaker of the House shall appoint 2 members from the House of Representatives, one of whom serves on the Joint Standing Committee on Transportation and one of whom represents a House district in the York County area;

3. The managers of the towns of Kittery, Ogunquit, Wells and York or their designees; and

4. The chiefs of police for the towns of Kittery, Ogunquit, Wells and York or their designees; and be it further

Sec. 3. Chairs. Resolved: That the first named Senate member is the Senate chair and the first named House member is the House chair of the commission; and be it further

Sec. 4. Convening of commission. Resolved: That all appointments to the commission must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is completed, the chairs of the commission shall call and convene the first meeting of the commission, which may occur no earlier than 5 days following adjournment sine die of the Legislature but no later than July 15, 1999; and be it further

Sec. 5. Duties. Resolved: That the commission shall conduct a comprehensive review of the following:

1. Past, current and projected traffic flows and patterns along U.S. Route 1, the Maine Turnpike and other major roadways in the York County area between Kittery and Wells;

2. Vehicular accident rates in the U.S. Route 1 York corridor;

3. Noise and dust pollution resulting from traffic and its effects on area businesses and residents;

4. Traffic weigh station activities, truck violations and the extent of traffic diverted from the Maine Turnpike in the York County area to avoid weigh station inspections;

5. Current local roadway signage, traffic signals and local traffic conditions and patterns and their effect on traffic congestion;

6. Traffic patterns of nonlocal traffic, including long-distance carriers that may affect traffic congestion; and

7. State and local law enforcement coverage along the U.S. Route 1 York corridor; and be it further

Sec. 6. Participation by state departments. Resolved: That, in studying these matters, the commission shall invite the participation of the Commissioner of Public Safety, the Commissioner of Transportation and the Executive Director of the Maine Turnpike Authority, or their designees. The commission may require the Department of Transportation, the Department of Public Safety and the Maine Turnpike Authority to provide the commission with such highway, traffic and other information as it determines necessary and beneficial to conduct its study of traffic congestion. In addition, the commission may seek relevant information from experts and interested persons; and be it further

Sec. 7. Meetings. Resolved: That, in conducting its duties, the commission may meet at such times and locations as approved by the President of the Senate and the Speaker of the House of Representatives, except that at least 2 informational meetings of the commission must be held in York County; and be it further

Sec. 8. Staff assistance. Resolved: That, upon approval from the Legislative Council, the Office of Policy and Legal Analysis shall provide staffing services to the commission; and be it further

Sec. 9. Compensation. Resolved: That legislative members are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the commission. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for

their attendance at authorized meetings of the commission; and be it further

Sec. 10. Reporting date. Resolved: That the commission shall conclude its review and submit a report of its findings and recommendations, along with any suggested legislation, to the Joint Standing Committee on Transportation and to the Commissioner of Transportation by November 15, 1999. If the commission finds it is unable to meet its reporting date, the chairs shall submit to the Legislative Council, in writing, a request for extension of the reporting date, the reasons an extension is requested and a proposed new reporting date prior to the reporting date. The Legislative Council may grant an extension. Upon the submission of its required report, the commission terminates; and be it further

Sec. 11. Commission budget. Resolved: That the chairs of the commission, with assistance from the commission staff, shall administer the commission's budget. Within 10 days after its first meeting, the commission shall present a work plan and proposed budget to the Legislative Council for its approval. The commission may not incur expenses that would result in the commission exceeding its approved budget.

Upon request from the commission, the Executive Director of the Legislative Council or the Executive Director's designee shall provide the commission chairs and staff with a status report on the study budget, expenditures incurred and paid and available funds; and be it further

Sec. 12. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Commission to Review Traffic Congestion Along the U.S. Route 1 York Corridor

Personal Services	\$1,100
All Other	3,500

Provides funds for the per diem and expenses of legislative members of the Commission to Review Traffic Congestion Along the U.S. Route 1 York Corridor and funds to hold 2

public meetings and print the required
report.

LEGISLATURE
TOTAL

\$4,600

Emergency clause. In view of the emergency cited in the
preamble, this resolve takes effect when approved.

STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
FIRST REGULAR SESSION
SENATE ADVANCED JOURNAL AND CALENDAR

Tuesday, May 25, 1999

SUPPLEMENT NO. 17

PAPERS FROM THE HOUSE

Joint Order

(1-1) The following Joint Order:

H.P. 1596

ORDERED, the Senate concurring, that the Commission to Review Traffic Congestion on Route 236 from Kittery to Berwick, referred to in this order as the "commission," is established.

1. Membership. The commission consists of 12 members appointed as follows:

A. The President of the Senate shall appoint 2 members from the Senate, one of whom serves on the Joint Standing Committee on Transportation and one of whom represents a Senate district in York County;

B. The Speaker of the House shall appoint 2 members from the House of Representatives, one of whom serves on the Joint Standing Committee on Transportation and one of whom represents a House district in the York County area;

C. The managers of the towns of Kittery, Eliot, Berwick and South Berwick or their designees; and

D. The chiefs of police for the towns of Kittery, Eliot, Berwick and South Berwick or their designees.

2. Chairs. The first named Senate member is the Senate chair and the first named House member is the House chair of the commission.

3. Convening of commission. All appointments to the commission must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is completed, the chairs of the commission shall call and convene the first meeting of the commission, which may occur no later than 30 days after all appointments have been made.

4. Duties. The commission shall conduct a comprehensive review of the following:

A. Past, current and projected traffic flows and patterns along Route 236, the Maine Turnpike and other major roadways in the York County area between Kittery and Berwick;

B. Vehicular accident rates in the Route 236 corridor from Kittery to Berwick;

C. Noise and dust pollution resulting from traffic and its effects on area businesses and residents;

D. Traffic weigh station activities, truck violations and the extent of traffic diverted from the Maine Turnpike in the York County area to avoid weigh station inspections;

E. Current local roadway signage, traffic signals, local traffic conditions and patterns and the increased number of curb cuts and their effect on traffic congestion;

F. Traffic patterns of nonlocal traffic; and

G. State and local law enforcement coverage along the Route 236 corridor from Kittery to Berwick.

5. Participation by state departments. In studying these matters, the commission shall invite the participation of the Commissioner of Public Safety, the Commissioner of Transportation and the Executive Director of the Maine Turnpike Authority, or their designees. The commission may require the Department of Transportation, the Department of Public Safety and the Maine Turnpike Authority to provide the commission with such highway, traffic and other information as it determines necessary and beneficial to conduct its study of traffic congestion. In addition, the commission may seek relevant information from experts and interested persons.

6. Meetings. In conducting its duties, the commission may meet at such times and locations as approved by the President of the Senate and the Speaker of the House of Representatives, except that at least 2 informational meetings of the commission must be held in York County.

7. Staff assistance. Upon approval from the Legislative Council, the Office of Policy and Legal Analysis shall provide staffing services to the commission.

8. Compensation. Legislative members are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement of necessary expenses for their attendance at authorized meetings of the commission. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the commission.

9. Reporting date. The commission shall conclude its review and submit a report of its findings and recommendations, along with any suggested legislation, to the Joint Standing Committee on Transportation and to the Commissioner of Transportation by January 14, 2000. If the commission finds it is unable to meet its reporting date, the chairs shall submit to the Legislative Council, in writing, a request for extension of the reporting date, the reasons an extension is requested and a proposed new reporting date prior to the reporting date. The Legislative Council may grant an extension. Upon the submission of its required report, the commission terminates.

10. Commission budget. The chairs of the commission, with assistance from the commission staff, shall administer the commission's budget. Within 10 days after its first meeting, the commission shall present a work plan and proposed budget to the Legislative Council for its approval. The commission may not incur expenses that would result in the commission exceeding its approved budget.

Upon request from the commission, the Executive Director of the Legislative Council or the Executive Director's designee shall provide the commission chairs and staff with a status report on the study budget, expenditures incurred and paid and available funds.

Comes from the House, **READ** and **PASSED**.

Utilities and Energy

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE
—

S.P. 261 - L.D. 756

**Resolve, to Create a Task Force to Study Ways to Improve
and Streamline the Regulation of Water Utilities**

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, it is desirable to study state agencies' regulation of water utilities; and

Whereas, unless this legislation is enacted as an emergency, there will not be sufficient time in which to complete the study before the Second Regular Session of the 119th Legislature; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Task force created; duties. Resolved: That there is established the Task Force to Study the Regulation of Water Utilities, referred to in this resolve as the "task force." In order to advise the Governor and the Legislature on ways to improve state regulation of water utilities by reducing duplication, focusing regulatory efforts and improving the efficiency of regulation, the task force shall:

1. Assess in an integrated manner the regulatory functions that are currently being performed by various state agencies, including the new capacity development provisions of the federal Safe Drinking Water Act;

2. Determine which regulatory functions are essential;

3. Determine where the responsibility for essential regulatory functions should reside;

4. Assess the feasibility of allowing qualified utilities the option of being regulated at the local level; and

5. Investigate any other improvements to state regulation of water utilities that may be accomplished.

The task force shall present its findings to the Governor and Legislature and may make recommendations, including recommendations for legislative changes; and be it further

Sec. 2. Task force membership; chair. Resolved: That the task force consists of the following 14 members:

1. One member of the Senate, appointed by the President of the Senate;

2. One member of the House of Representatives, appointed by the Speaker of the House;

3. One representative from the Public Utilities Commission, appointed by the chair of the commission;

4. The Public Advocate or the Public Advocate's designee;

5. One representative from the Maine Public Drinking Water Control Program, appointed by the Director of the Division of Health Engineering within the Department of Human Services;

6. One representative of a water utility serving populations greater than 100,000 people, appointed by the Governor;

7. Two representatives of water utilities serving populations of at least 10,001 people, but not more than 100,000 people, one of whom must be an elected or appointed official of such a water utility, appointed by the Governor;

8. Two representatives of water utilities serving populations of at least 3,301 people, but not more than 10,000

people, one of whom must be an elected or appointed official of such a water utility, appointed by the Governor;

9. Two representatives of water utilities serving populations of not more than 3,300 people, one of whom must be an elected or appointed official of such a water utility, appointed by the Governor;

10. A representative of the Maine Water Utilities Association, designated by the association; and

11. The Executive Director of the Maine Rural Water Association.

At the task force's first meeting, the members shall elect a chair; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. Within 15 days after all members have been appointed, the Senate member shall call and convene the first meeting of the task force. The task force may meet as often as necessary, at the call of the chair; and be it further

Sec. 4. Staffing. Resolved: That the State Planning Office shall provide staff assistance to the task force. If the task force requires assistance with the preparation of any recommended legislation, it may request, and upon approval from the Legislative Council receive, assistance from the Office of Policy and Legal Analysis; and be it further

Sec. 5. Compensation. Resolved: That legislative members are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the task force group. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the task force; and be it further

Sec. 6. Report. Resolved: That the task force shall submit its findings, together with any recommendations, including legislation to the Governor and the Joint Standing Committee on Utilities and Energy by December 31, 1999; and be it further

Sec. 7. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

LEGISLATURE**Task Force to Study the Regulation
of Water Utilities**

Personal Services	\$2,970
All Other	3,200

Provides funds for the per diem and expenses of legislative and public members of the Task Force to Study the Regulation of Water Utilities.

LEGISLATURE**TOTAL**

 \$6,170

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-NINE

—
H.P. 851 - L.D. 1185

Resolve, to Establish the Energy Policy Commission

Emergency preamble. Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the restructuring of the electric utility industry will be consummated on March 1, 2000, and it is important that the State begin to develop an energy policy as far prior to that date as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission created; members; appointment. Resolved: That the Energy Policy Commission, referred to in this Act as the "commission," is established to formulate and articulate state policy related to use and promotion of energy in the context of electric industry restructuring. The commission consists of 13 members as follows:

A. The President of the Senate shall appoint 5 members, 3 of whom must be members of the Senate, and of these, one member must serve on the Joint Standing Committee on Utilities and Energy;

B. The Speaker of the House shall appoint 6 members, 4 of whom must be members of the House of Representatives, and of these, 2 members must serve on the Joint Standing Committee on Utilities and Energy;

C. The Director of the State Planning Office or the director's designee; and

D. The Public Advocate or the advocate's designee.

Appointment and designation of members must be completed no later than August 1, 1999; and be it further

Sec. 2. Convening; chair. Resolved: That, when the appointment and designation of all members of the commission is completed, the chair of the Legislative Council shall call and convene the first meeting no later than August 15, 1999. At its first meeting, the commission shall select a chair from among its members who are Legislators. Notice of the selection of the chair must be given to the Executive Director of the Legislative Council; and be it further

Sec. 3. Duties. Resolved: That the commission shall formulate and articulate a state policy related to use of energy in the context of restructuring the electric industry, including the use of renewable energy resources and energy conservation. The commission, in developing a state energy policy, shall consider and evaluate the costs and benefits of at least the following:

A. Increasing Maine's self-reliance on power generation;

B. Self-generation of electricity by consumers;

C. Policies that enhance use of energy conservation;

D. Encouraging ecological sustainability and identifying priorities for generation sources to promote such sustainability;

E. Creating incentives for use of renewable technologies that will support small business development;

F. Encouraging development of energy cooperatives;

G. Removing or modifying regulatory disincentives for the development of renewable energy technologies, including environmental siting regulation and tax policies;

H. Promoting the viability of renewable technologies;

I. Promoting the exporting of energy produced from the sustainable use of renewable Maine resources;

J. Modifying or enhancing the portfolio requirement for competitive providers of retail electric service; and

K. Defining and classifying renewable resources and technologies; and be it further

Sec. 4. Authority. Resolved: That, in examining these matters, the commission may hold up to 5 meetings, including public hearings and informational sessions; and be it further

Sec. 5. Staff. Resolved: That, upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing assistance to the commission; and be it further

Sec. 6. Compensation of members. Resolved: That legislative members are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the commission. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses and a per diem equal to the legislative per diem for their attendance at authorized meetings of the commission; and be it further

Sec. 7. Report. Resolved: That the commission shall submit a report that must include its findings, together with any recommended legislation, to the First Regular Session of the 120th Legislature no later than December 20, 2000. Upon submission of its report, the commission shall terminate. The commission may submit an interim report to the Second Regular Session of the 119th Legislature by December 20, 1999. In the commission's report, the commission shall identify the steps that must be taken to accomplish the energy policy that is developed by the commission; and be it further

Sec. 8. Budget. Resolved: That, with the assistance of staff, the chair of the commission shall administer the budget of the commission. Within 10 days after its first meeting, the commission shall present a work plan and proposed budget to the Legislative Council for approval. The commission may not incur expenses that would result in the commission exceeding its approved budget. Upon request of the commission, the Executive Director of the Legislative Council or the executive director's

designee shall provide the commission chair and staff with a status report on the commission budget, expenditures incurred and paid and available funds; and be it further

Sec. 9. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1999-00

LEGISLATURE

Energy Policy Commission

Personal Services	\$3,025
All Other	5,750

Provides funds for the per diem and expenses of legislative and other eligible members of the Energy Policy Commission and funds to hold 2 public hearings and print the required reports.

LEGISLATURE

TOTAL

\$8,775

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

SENATE

RICHARD J. CAREY, DISTRICT 14, CHAIR
CAROL A. KONTOS, DISTRICT 26
BETTY LOU MITCHELL, DISTRICT 10

JON CLARK, LEGISLATIVE ANALYST
CAROLYN NAIMAN, COMMITTEE CLERK



STATE OF MAINE

HOUSE

THOMAS M. DAVIDSON, BRUNSWICK, CHAIR
PATRICK COLWELL, GARDINER
CHARLES C. LAVERDIERE, WILTON
BRUCE S. BRYANT, DIXFIELD
MONICA MCGLOCKLIN, EMBDEN
WILLIAM R. SAVAGE, BUXTON
DONALD P. BERRY, SR., BELMONT
HARRY G. TRUE, FRYEBURG
RICHARD H. DUNCAN, PRESQUE ISLE
RICHARD W. ROSEN, BUCKSPORT

ONE HUNDRED AND NINETEENTH LEGISLATURE

COMMITTEE ON UTILITIES AND ENERGY

May 21, 1999

To: The Honorable Mark W. Lawrence, Chair
Legislative Council

From: Senator Richard J. Carey, Senate Chair *RJC*
Representative Thomas M. Davidson, House Chair *TMD*
Joint Standing Committee on Utilities and Energy *---*

DATE: May 21, 1999

RE: Legislative Study Priorities

We are writing to inform you of our priorities for legislative studies requested by the committee. The committee has voted on its priorities and the results are as follows:

1. **Letter**, Staff Study to undertake an examination of laws outside Title 35-A, to report on laws that need to be reviewed in light of changes made by the electric industry restructuring law and to make recommendation for updating those laws
2. **LD 1185**, Resolve, to Establish the Energy Policy Commission
3. **LD 756**, Resolve, to Create a Task Force to Study Ways to Improve and Streamline the Regulation of Water Utilities

Thank you for this opportunity to provide our prioritization. Please let us know if you have any questions.

cc: Honorable Members of the 119th Legislative Council
Sally Tubbesing, Executive Director of the Legislative Council

G:\OPLANRG\COMMITTEE\UTE\CORRESP\UTE\STDY\TBLE.DOC(05/21/99 10:33 AM)

MAY 21 1999

STATE OF MAINE

In Senate January 21, 1999

ORDERED, the House concurring, that the Joint Select Committee on the Year 2000 Computer Problem is established as follows.

1. Establishment. The Joint Select Committee on the Year 2000 Computer Problem, referred to in this order as the "committee," is established.

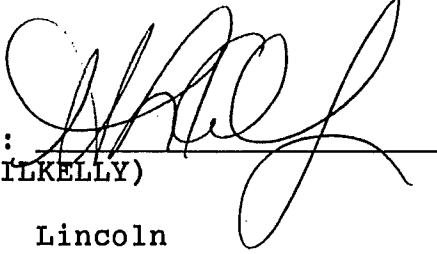
2. Membership. The committee consists of 3 members from the Senate appointed by the President of the Senate and 10 members from the House of Representatives appointed by the Speaker of the House. The first Senate member named is the Senate chair and the first House member named is the House chair.

3. Responsibilities. The responsibilities of the committee include the following:

A. To assess the prevalence of and problems related to the year 2000 computer problem in the public and private sector;

B. To periodically report to the Legislature regarding the progress made by public and private sector businesses and organizations to address the problem; and

C. To report to the Legislature solutions that may be aided by legislative or other action.

SPONSORED BY: 
(Senator KILKELLY)

COUNTY: Lincoln

IN THE SENATE CHAMBER

January 21, 1999

ON MOTION BY SENATOR KILKELLY OF LINCOLN READ ON
MOTION BY SENATOR RAND OF CUMBERLAND TABLED
PENDING PASSAGE LATER TODAY ASSIGNED

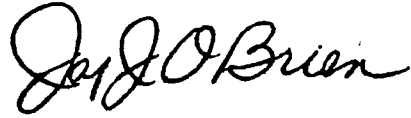


SECRETARY OF THE SENATE

IN THE SENATE CHAMBER

January 21, 1999

UNFINISHED BUSINESS



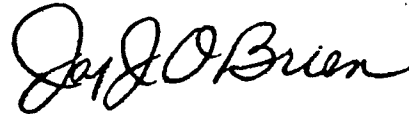
SECRETARY OF THE SENATE

IN THE SENATE CHAMBER

February 2, 1999

TAKEN FROM THE TABLE BY THE PRESIDENT PROTEM

PASSED
SENT DOWN FOR CONCURRENCE

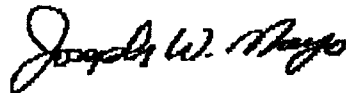


SECRETARY OF THE SENATE

HOUSE OF REPRESENTATIVES

February 3, 1999

READ AND ON MOTION OF REPRESENTATIVE SAXL OF
PORTLAND TABLED PENDING PASSAGE.
LATER TODAY ASSIGNED

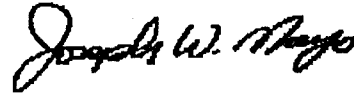


CLERK

HOUSE OF REPRESENTATIVES

February 3, 1999

UNFINISHED BUSINESS

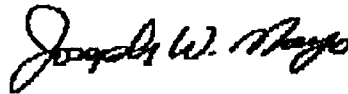


CLERK

HOUSE OF REPRESENTATIVES

February 4, 1999

ON MOTION OF REPRESENTATIVE SAXL OF PORTLAND
TABLED PENDING
PASSAGE.
SPECIALLY ASSIGNED FOR FEBRUARY 9, 1999

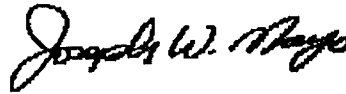


CLERK

HOUSE OF REPRESENTATIVES

February 9, 1999

SPEAKER LAID BEFORE THE HOUSE AND
ON MOTION OF REPRESENTATIVE SAXL OF PORTLAND
TABLED PENDING
PASSAGE.
LATER TODAY ASSIGNED

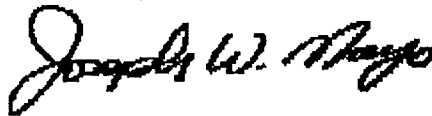


CLERK

HOUSE OF REPRESENTATIVES

February 9, 1999

UNFINISHED BUSINESS

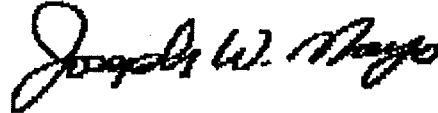


CLERK

HOUSE OF REPRESENTATIVES

February 11, 1999

SPEAKER LAID BEFORE THE HOUSE AND
ON MOTION OF REPRESENTATIVE SAXL OF PORTLAND
TABLED PENDING
PASSAGE.
LATER TODAY ASSIGNED

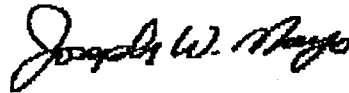


CLERK

HOUSE OF REPRESENTATIVES

February 11, 1999

UNFINISHED BUSINESS



CLERK

HOUSE OF REPRESENTATIVES

February 16, 1999

SPEAKER LAID BEFORE THE HOUSE AND
SUBSEQUENTLY, PASSED.
IN CONCURRENCE



CLERK