

# MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL  
FEBRUARY 7, 2001  
AGENDA**

**CALL TO ORDER**

**ROLL CALL**

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

- Executive Director's Report ("security card" policy)
- Renovations: Status Report (none: see 1/31/01 report)
- Fiscal Update (none: see 1/31/01 report)
- Migration Project Status
- Interim Studies: Status Report

**REPORTS FROM COUNCIL COMMITTEES**

- Personnel Committee
- Space Committee
- Technology and Migration Committee
- Time and Attendance Subcommittee

**OLD BUSINESS**

Item #1: Legislature's FY 2002-2003 "Part I" Budget Request

Item #2: Establishing An Early Deadline for Submission of Major Substantive Rules

Item #3: Submission of Study Reports

- Commission to Study the Needs and Opportunities Associated With the Production of Salmonid Sport Fish in Maine (pursuant to Resolve 1999, chapter 82)
- Citizens Advisory Committee to Secure the Future of Maine's Wildlife and Fish (pursuant to Resolve 1999, chapter 86)
- Committee to Develop a Compensation Program for Victims of Abuse at the Governor Baxter School for the Deaf and to Continue Oversight of Multi-agency Cooperation (pursuant to Resolve 1999, chapter 127, Part B)

- Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-Terrain Vehicles and Watercraft (pursuant to Resolve 1999, chapter 131)
- Task Force to Study Market Power Issues Related to the Solid Waste Hauling and Disposal Industry (pursuant to P.L. 1999, Chapter 773)
- Joint Select Committee to Study the Creation of a Public/Private Purchasing Alliance to Ensure Access to Health Care for All Maine Citizens (pursuant to H.P. 1857)
- Joint Select Committee on School-Based Health Care Services (pursuant to H.P. 1864)
- Committee to Study Further Decriminalization of the Criminal Laws of Maine (pursuant to H.P. 1914, as amended by Senate Amendment "A", S-722)
- Task Force to Study Growth Management (pursuant to Joint Order, S.P. 1090)
- Task Force on the Maine Learning Technology Endowment (pursuant to P.L. 1999, Chapter 731, Part FFF, Sec. FFF-2)

## **NEW BUSINESS**

Item #1: Submission of Study Report

- Committee to Study Economically and Socially Just Policies for Foreign Investments and Foreign Purchasing by the State (pursuant to H.P. 1755)

## **ANNOUNCEMENTS AND REMARKS**

## **ADJOURNMENT**

# **DRAFT**

## **MAINE STATE LEGISLATURE**

### **INTERIM SECURITY CARD/ACCESS POLICY**

**February 7, 2001**

#### **I. Statement of Intent**

It is the intent of the Legislature to provide a safe and secure work environment for Legislators and Legislative Staff while maintaining as much of an open and accessible Legislative Campus for Maine's Citizens as possible.

*This policy is for the short-term only. A more detailed policy is under construction, will be presented to staff offices for their review and presented to the Legislative Council for their action at their February 21, 2001 meeting.*

#### **II. General System Administration**

##### **A. Background**

The Legislature, in a shared approach with the Executive, installed the same Honeywell system in the State House as the Executive installed in the Cross State Office Building (CSOB.) The Legislature, while directly tied into the State's system, defines and administers its security access independently from the Executive. Delta Security monitors the security system on a 24 hour/day, 7 days/week basis.

The computerized system uses magnetic cards to replace keys for access into the two buildings and to primary doors for Legislative offices and Hearing Rooms.

Card readers are in place and operating in the State House South Wing and in the CSOB. Activation of the State House West Wing readers is underway and the State House North Wing will be activated in late 2001.

##### **B. Administration**

The Executive Director of the Legislative Council is responsible for maintaining security cardholder information for Legislators, Legislative employees and other individuals requiring access to rooms controlled by the Legislature. The Executive Director, in collaboration with the Office of

# **DRAFT**

Information Services, is responsible for the maintenance of Legislative cardholder records within the security system.

Except when required by law, no information about the Legislature's space or cardholders contained in or collected by the security system will be considered public. Requests concerning this information must be directed to the Executive Director.

## **C. Access privileges by location**

### ***1. General***

Security system access for the State House, the second floor of the Cross State Office Building (CSOB), and the connector between the two buildings (with exceptions noted) is governed by the President of the Senate, the Speaker of the House, the Chair of the Legislative Council and administered by the Executive Director of the Legislative Council as indicated below.

### ***2. Establishing Legislator and Legislative Staff Access***

#### **Maine State Senate:**

Determination of access for Members of the Senate and Senate Staff is the responsibility of the Senate President.

- Access to the main doors of the State House and CSOB
- Committee rooms and chairs' offices
- Other legislative spaces specified by the Legislative Council for general access (eg, retiring rooms, "cyber rooms", etc.)
- President of the Senate's Office
- President Pro Tem's Office
- Secretary of the Senate Office
- Senate Democratic Office
- Senate Republican Office

#### **Maine House of Representatives:**

Determination of access for Members of the House and House Staff is the responsibility of the Speaker of the House.

- Access to the main doors of the State House and CSOB
- Committee rooms and chairs' offices

# **DRAFT**

- Other legislative spaces specified by the Legislative Council for general access (eg, retiring rooms, “cyber rooms”, etc.)
- Speaker of the House’s Office
- Clerk of the House Office
- House Democratic Office
- House Republican Office

## **Legislative Council Offices:**

Determination of access for Members of the Legislative Council and staff of the Legislative Council offices is the responsibility of the Chair of the Legislative Council.

- Access to the main doors of the State House and CSOB
- Other legislative spaces specified by the Legislative Council requiring special access (eg, Committee rooms, “cyber rooms”, etc.)
- Office of the Executive Director
- Law and Legislative Reference Library
- Office of Fiscal and Program Review
- Office of Legislative Information Services
- Office of Policy and Legal Analysis
- Office of the Revisor of Statutes

### **3. Approval Process**

- The Executive Director will provide the appropriate forms to each area for adding, changing, or deleting information.
- Any access privilege additions, changes or deletions must be approved by the President of the Senate, the Speaker of the House, the Chair of the Legislative Council and **co-signed by the Executive Director** before the data is entered into the security system.
- Under the direction of a cardholder or when a card has been determined to be lost or stolen that card may be deactivated. The Executive Director must be notified of this action the next business day.
- Note: State House offices assigned to the Governor and the Governor’s staff are not the responsibility of the Legislature.
- Only under the direction of the Executive Director or by persons designated in writing by the Executive Director will Delta Security allow any other access to a room in the Legislature's spaces. The one exception to this requirement is: In an emergency situation requiring specific emergency

# **DRAFT**

response professionals access may be granted to a room. The Executive Director must be notified of this action the next business day.

Adopted by the 120<sup>th</sup> Legislative Council: \_\_\_\_\_  
on: \_\_\_\_\_

**120<sup>th</sup> MAINE STATE LEGISLATURE**  
**LEGISLATIVE COUNCIL**  
**Bill Drafting Implementation Update**  
**January 31, 2001**

- \$300K Scope Reduction:
  - Proposed scope reduction change order received from Compaq
  - Progress payments being held until the scope reduction is finalized
  
- On Going Tasks:
  - Established a technical working group to develop the process to convert the Maine Revised Statutes database
  - Reviewed "get text" functions
  - Reviewed "errors bill" requirements
  - Confirmed specific publishing expectations including options for MSRA
  - Reviewed the jacket process
  - Confirmed the data required for Bill Summary and Enacted Law
  - Confirmed the format of data for fiscal notes, budget bills, and appropriations
  - Finalized the requirements for printing fiscal notes with other documents
  - Reviewed processes for editing documents external to the system
  - Reviewed task types, group roles, and security at the task type level
  - Confirmed LDR readiness
  - Provided IRC LDR test data
  
- Schedule:
  - Compaq remains on track for an April installation
  - OIS is providing direct support for LDR/LMS onsite testing starting 1/30/01.



**120<sup>th</sup> MAINE STATE LEGISLATURE**  
**LEGISLATIVE COUNCIL**  
**Bill Drafting Contract \$300,000 Reduction**  
**January 31, 2001**

Objective:

Reduce the total value of the contract for the bill drafting system between the Legislative Council and Compaq Computer Corp. from \$4,500,000 to \$4,200,000. This is being done to bring the total contract value in alignment with the funding level authorized by the Legislative Council.

Components of \$300,000 Reduction:

<u>Item Description</u>	<u>Reduction Value</u>	<u>Remarks</u>	<u>Impacts</u>
Side-by-Side Comparison Utilities		Word comparison - OIS works with users to develop	OIS
Fiscal Notes - Import Facility		No "budget" system exist, deferred work	OFPR
Reporting - OIS develops Reports		Need for training - Crystal Reports	OIS
Reduced Levels of Tracking		Events entered manually vs. automatic - Core Document Tracking Remains	ROS
Value of Above Scope Reductions	\$ (223,000)		
Reduction in the Number of Software Licenses	\$ (42,000)	Text Editor, Report Writer, etc., Compaq to provide specifics	ALL
Damages	\$ (35,000)	No scope impact	Compaq
	<u>\$ (300,000)</u>		

Next Action:

Council approval to proceed with a preparing a decrease price change order for \$300,000 to bring the total contract value to \$4,200,000.

**120<sup>th</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL**

**Web Page Hosting – InforME  
Service Level Agreement  
January 31, 2001**

**Objective:**

Prepare a draft service level agreement (SLA) between the Legislature and InforME for the “hosting” of the Legislature’s Internet Web Page.

**Status:**

Legislature’s requirements are being defined  
Sample draft SLAs being obtained

**Plan:**

Complete a draft SLA for review by the Technology Committee no later than 2/15/01.

MARGARET E. MATHESON  
Revisor of Statutes

JUZANNE M. GRESSER  
Principal Attorney

EDWARD A. CHARBONNEAU IV  
MARK A. SWANSON  
Legislative Attorneys



MAINE STATE LEGISLATURE  
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KIM M. ALLEN  
JUDITH L. PAQUETTE  
JAY SELBERG  
Paralegals

**Date:** February 7, 2001

**To:** Michael V. Saxl, Chair of the Legislative Council  
Richard A. Bennett, Vice Chair of the Legislative Council  
Members of the Legislative Council

**Cc:** Michael H. Michaud, Senate President

**From:** Margaret E. Matheson, Revisor *MEM*

**RE:** DRAFTING STATUS REPORT

As of this morning, drafting statistics for live requests are as follows:

- More than 640 have been sent to the chambers for introduction;
- About 510 are out for review and signature, more than 400 of which are still subject to the change cycle;
- About 450 are in production in the Revisor's Office, about 40 of which are undergoing the change cycle; and
- About 390 are in the drafting process.

To date, 19 after deadline requests have been accepted.

G/letters120th/stats0207



**Maine State Legislature**  
**OFFICE OF POLICY AND LEGAL ANALYSIS**

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**TO:** The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
And Honorable Members of the Legislative Council

**FROM:**   
David E. Boulter, Director

**DATE:** January 30, 2001

**RE:** Legislative Studies Update

I have attached a summary of the legislative study commissions authorized by the 119<sup>th</sup> Legislature during its Second Regular Session and their status. Except as noted below, all study commissions have completed their work and their reports have either been issued or will be shortly.

Study Commission	Report Date	Status
Committee to Study Access to Private and Public Lands in Maine (HP 1951)	1 <sup>st</sup> extension to December 15, 2000; 2 <sup>nd</sup> extension to February 26, 2001 requested	Seeking extension for interim report and re-authorization for continued study until December 5, 2001.

**Multi-year Studies**

Study Commission	Report Date	Status
Commission to Study Domestic Violence	December 5, 2001	2-year study
Commission to Study the Establishment of an Environmental Leadership Program	January 15, 2001	2-year study. Commission not yet convened; chairs have resigned.
Round Table to Study Economic & Labor Issues Relating to the Forest Products Industry	December 5, 2001	Round Table convened; study will reconvene following end of session
Task Force to Study Market Power Issues Relating to the Solid Waste Hauling and Disposal Industry	December 6, 2001	Interim report issued. Study will reconvene following session

cc: Senate President Michael H. Michaud  
Jim Clair, Executive Director, Legislative Council

David E. Boulter, Director  
Offices Located in the State House, Rooms 101/107/135

## **Progress Report on Legislative Studies**

(Studies authorized or undertaken during 119th Legislature, 2nd Regular Session)

Status as of Wednesday, January 31, 2001

<u><b>Study Commission</b></u>	<u><b>Date First Convened</b></u>	<u><b>Date, Time &amp; Location of Next Meeting</b></u>	<u><b>Report Date</b></u>	<u><b>Status/Progress of Study Commission</b></u>
<b>Access to Private and Public Lands in Maine,</b> Committee to Study (HP 1951)	8/14/00	Wed, 2/14/01	12/15/00 2 <sup>nd</sup> extension requested until 2/26/01	Seven meetings have been held . Committee plans to submit an interim report requesting to extend the study over the next interim with final report date of Dec. 5, 2001. Letter submitted to Council for 1/31 meeting.
<b>Bomb Threats in Maine Schools, Joint Study</b> Committee to Study (HP 1938)	8/17/00	no more meetings	11/01/00	Study completed. Report issued 11/00.
<b>Child Abuse,</b> Commission on the Study and Prevention of (HP 1930)	9/5/00	no more meetings	11/01/00	Study completed. Report issued 11/01/00.
<b>Council on Children and Families</b> and the Governor's Children's Cabinet (on-going) (LD 2679) PL 1999, c. 785	N/A	N/A	Annually	On-going. Meets 3 times a year
<b>Decriminalization of the Criminal Laws of Maine,</b> Committee to Study Further (HP 1914)	9/12/00	no more meetings	12/15/00	Study completed. Report issued 1/5/01. Legislation filed.
<b>Domestic Violence,</b> Commission to Study (LD 2651) Resolves 1999, c. 126	9/27/00	TBA	12/05/01	Fourth meeting was held on 01/29/01; discussion regarding further meetings during session – unsure of scope of work.
<b>Economic Development Incentive Commission</b> (5 MRSA §10370-L, §§5)			12/1/00 target; deadline not specified	Report to be issued shortly.
<b>Educational Programming at Juvenile Correctional Facilities,</b> Improve (LD 2608) [a: Task Force on Educational Programming at Juvenile Correctional Facilities; b: Policy Review Council] (LD 2608) PL 1999, c. 770	9/15/00	no more meetings	12/15/00	Study completed. Report to be issued by 1/31/01.
<b>Environmental Leadership Program,</b> Commission to Study the Establishment of an (LD 1562) Resolves 1999, c. 134	New appointments required	not scheduled	12/01/01	Not convened. Chair appointments need to be made, due to resignations This is a 2-year study.
<b>Foreign Investments and Foreign Purchasing by the State,</b> Commission to Study Economically and Socially Just Policies for (LD 2461) Resolves 1999, c. 135	9/25/00	no more meetings	12/31/00	Study completed. Report to be issued by 1/31/01.

## **Progress Report on Legislative Studies**

(Studies authorized or undertaken during 119th Legislature, 2nd Regular Session)

Status as of Wednesday, January 31, 2001

<u><b>Study Commission</b></u>	<u><b>Date First Convened</b></u>	<u><b>Date, Time &amp; Location of Next Meeting</b></u>	<u><b>Report Date</b></u>	<u><b>Status/Progress of Study Commission</b></u>
<b>Forest Products Industry</b> , Round Table to Study Economic and Labor Issues Relating to the (LD 2005) Resolves 1999, c. 124	10/25/00	<u>Logging Labor Force</u> Fri, 2/2/01 <u>Market Forces</u> Fri, 2/9/01  1:00 pm Rm 216 SOB	12/05/01	After the 2 meetings listed at left, the Round Table will take a temporary hiatus during session and reconvene in July. Next, will hold 2 public hearings during summer to gather feedback on recommendations. Will prepare final report in fall.
<b>Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft</b> , Commission to Study Equity in the Distribution of (LD 2645) Resolves 1999, c. 131	8/29/00	TBA if authorized	12/06/00	Current study concluded and report issued. Legislation to reauthorize this Commission (LD 28) was voted unanimous OTP last week by IFW Committee.
<b>Gasoline and Fuel Prices</b> , Committee on (HP 1774)	9/7/00	no more meetings	12/15/00	Study completed. Report issued in December, 2000.
<b>Governor Baxter School for the Deaf</b> , Committee to Develop a Compensation Program for Victims of Abuse at the (LD 1620) Resolves 1999, c. 127		no more meetings	11/01/00 Received extension to 12/1/00	Study completed. Report issued in December, 2000.
<b>Growth Management</b> , Task Force to Study (JO SP 1090)	8/31/00	no more meetings	11/01/00 Received extension to 12/15/00	Study completed. Report to be issued by 1/31/01.
<b>Home-Heating Costs</b> , Reduce Burden of (Resolves 1999, c. 132)	8/30/00	N/A	11/1/00	Study completed. Submitted report.
<b>Income Tax Exemptions</b> (36 MRSA §197-199)	8/24/00	Not scheduled	1/1/01	Submitted report.
<b>Internet Policy</b> , Blue Ribbon Commission to Establish a Comprehensive (LD 2557) PL 1999, c. 762	1999	no more meetings	11/15/00	Study completed. Report issued in December, 2000. 3 bills submitted (LDs 270, 298, 299)
<b>Judicial Compensation Commission</b> (4 MRSA §1701)		no more meetings	12/1/00	Study completed. Report issued in November, 2000.
<b>Learning Technology Endowment</b> , Task Force on the Maine (LD 2510), PL 1999, c. 731, Part FFF	9/7/00	no more meetings	1/15/01	Study completed. Report to be issued by 1/31/01.
<b>MCJUSTIS/MEJIS</b> - Errors and Inconsistencies in the Laws of Maine, Correct (LD 2334) PL 1999, c. 790	1998	no more meetings	01/31/01	Study completed. Legislation completed. Final Report to be submitted by MCJUSTIS.
<b>Performance Budgeting</b> , Commission on (5 MRSA c. 1510C)			1/15/01	New appointments required, not yet made.

## **Progress Report on Legislative Studies**

(Studies authorized or undertaken during 119th Legislature, 2nd Regular Session)

Status as of Wednesday, January 31, 2001

<u><b>Study Commission</b></u>	<u><b>Date First Convened</b></u>	<u><b>Date, Time &amp; Location of Next Meeting</b></u>	<u><b>Report Date</b></u>	<u><b>Status/Progress of Study Commission</b></u>
Psychiatric Treatment Initiative, Joint Select Committee on the (JO - HP 1955)	9/11/00	no more meetings	11/1/00	Study completed. Report issued 11/1/00.
Purchasing Alliance to Ensure Access to Health Care for all Maine Citizens, Joint Select Committee to Study the Creation of a Public/Private (HP 1857)	9/19/00	no more meetings	12/01/00	Study completed. Report issued 12/00; legislation drafted for introduction.
Retail Rate Reimbursement for Parts & Labor (PL 1999, c. 766)	8/10/00	no more meetings	11/1/00 Requested extension to 12/1/00	Study completed. Submitted report.
Retirement System, Study Pension Plan Design and Benefits Under the Maine State ( <u>Labor Committee's interim work</u> ) (LD 835)	6/26/00	no more meetings	N/A	Recommendations presented to 120 <sup>th</sup> Labor Committee.
Joint Rules, Joint Select Committee on	9/7/00	none scheduled	09/29/00	Study completed. Joint Rules for 120 <sup>th</sup> Legislature adopted.
Salmonoid Sport Fish in Maine, Commission to Study the Needs and Opportunities Associated with the Production of (LD 986) Resolves 1999, c. 82 (on-going)	1999	TBA	9/30/00 Received extension to 12/31/00	Study completed. Report issued on 12/00. Legislation to be introduced to reauthorize for additional 2 years..
School-based Health Care Services, Joint Select Committee on (HP 1864)	8/15/00	no more meetings	12/01/00	Study completed. Report issued 12/00; legislation drafted for introduction
Solid Waste Hauling and Disposal Industry, Task Force to Study Market Power Issues Related to the (LD 2442) PL 1999, c. 773	8/28/00	not scheduled	12/6/00 Interim Report  12/5/01 Final Report	Interim report issued on 1/26/01. Task Force not authorized to submit legislation. Study continues next interim, with data collection occurring during session.
State Compensation Commission (3 MRSA §2-B)		not scheduled	1/1/02	No plans to meet
Veterans of the Vietnam War, Resolve to Recognize in the State House Hall of Flags (LD 2471) Resolves 1999, c. 113	9/25/00	Thu, 3/01/01 10:00 am Location TBA	11/1/00  12/01/01 Proposed new final report date	Report completed as required by original legislation in November. However, the Department of Defense, Veterans and Emergency Management is submitting legislation to extend the deadline for the Commission to make its recommendation on a design for a plaque and flag to December 1, 2001. Tentatively, the Commission is scheduled to meet again on Thursday, March 1.

## *Progress Report on Legislative Studies*

(Studies authorized or undertaken during 119th Legislature, 2nd Regular Session)

Status as of Wednesday, January 31, 2001

<u>Study Commission</u>	<u>Date First Convened</u>	<u>Date, Time &amp; Location of Next Meeting</u>	<u>Report Date</u>	<u>Status/Progress of Study Commission</u>
<b>Wildlife and Fish</b> , Citizens Advisory Committee to Secure the Future of Maine's Resolves 1999, c. 86 (on- going)	10/99	no more meetings	12/15/00	Study completed. Report issued on 1/25/01.
<b>Year 2000 Computer Problem</b> , Joint Select Committee on the Year (JO SP 190) (continuation)	1999	no more meetings	none	Study completed. Interim report issued 12/99. No more meetings planned. Completed as of December 6, 2000.

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# 2<sup>nd</sup> DRAFT

## MAINE STATE LEGISLATURE

### *FOOD & BEVERAGES IN COMMITTEE ROOMS*

February 5, 2001

#### I. Statement of Intent

It is the intent of the Legislative Council to develop and preserve the aesthetic and historical integrity of the State House. To that end, this policy will help ensure that the public's investment in those facilities under the auspices of the Legislative Council is protected. There are opportunities for members of the general public and others to use on-site cafeteria services for meals and snacks. However, the scheduling of legislative sessions and committee meetings often limit the amount of time Legislators have to eat. This policy attempts to balance the desire for well-maintained legislative committee rooms with the time constraints placed on Legislators.

#### II. Committee Rooms

In accordance with Title 3, §162, sub §12 and the model "rules of procedure" provided to each committee, eating and drinking in the State House and Cross Office Building are governed as follows:

- A. Only Committee members and committee staff may consume food and beverages in committee rooms. Water is permitted by others as long as the container is properly disposed of after use;
- B. Committee members shall refrain from eating in committee rooms during public hearings;
- C. Caucus meetings held in committee rooms are exempt from these provisions;
- D. Rooms 228 and 334 in the State House are available for use by any group interested in holding a meeting during which food or beverages are desired. Permission to use these rooms for this purpose must be granted in advance by the Chair of the Legislative Council; and
- E. There may be rooms available on the first floor of the Cross Office Building in the future to host legislative functions, non-legislative study committees and other groups for which food and drink is desired. Please contact the Executive Director's Office for more details.

Adopted by the 120<sup>th</sup> Legislative Council: \_\_\_\_\_  
on: \_\_\_\_\_

# 2nd DRAFT

## MAINE STATE LEGISLATURE

### **HANGING ART WORK & OTHER ITEMS ON THE WALLS IN SPACE CONTROLLED BY THE LEGISLATIVE COUNCIL**

February 5, 2001

#### I. Statement of Intent

It is the intent of the Legislative Council to preserve and develop the aesthetic and historical integrity of the State House. To that end, this policy will help ensure that the public's investment in those facilities under the auspices of the Legislative Council is protected.

#### II. Works of Historical Significance/Fine Arts

- A. Several agencies, including the Maine Historic Preservation Commission and the Maine State Museum, are working on this policy. It is intended to provide guidance to the Legislative Council on where various works should be located, how they are to be moved and how they are to be protected.

#### III. Other items

- A. Committees wishing to hang or display artwork must be granted permission by the Chair of the Legislative Council; *and Vice Chair*
- B. Once approved, all requests should be forwarded to the Executive Director's Office to schedule the work. Requests for other work, such as the hanging of clocks and calendars, should also be forwarded to the Executive Director's Office; and
- C. Staff in that office will ensure that, wherever possible, existing "picture rails" are utilized. Alternatives to nails and screws will be utilized wherever possible.

Adopted by the 120<sup>th</sup> Legislative Council: \_\_\_\_\_  
on: \_\_\_\_\_

**120<sup>th</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL**

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**SPACE COMMITTEE RECOMMENDATIONS: Jan. 31, 2001**

**1. Sound Broadcast over the Legislative Local Area Network  
Broadcast Points**

Recommended 120<sup>th</sup> LAN broadcast points:

1. House Chamber
2. Senate Chamber
3. State House Room 228, Appropriations Committee Room
4. State House Room 126, Transportation Committee Room
5. State House Room 127, Taxation Committee Room
6. State House Room 334, Legislative Council Chamber
7. State House Hall of Flags
8. CSOB Room 208, Business and Economic Development  
Committee Rm.
9. CSOB Room 209, Utilities and Energy Committee Rm.

**2. Lobbyist Services location on the 3<sup>rd</sup> Floor, State House**

That the location for the "lobbyist services" be located on the 3<sup>rd</sup> floor of the State House, in the West Wing, north side close to where the service was previously located.



**Maine State Legislature**  
**OFFICE OF POLICY AND LEGAL ANALYSIS**

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**Memorandum**

**To:** The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice Chair  
And Honorable Members of the Legislative Council

**From:** *D. B.*  
David E. Boulter, Director

**Date:** January 29, 2001

**Re:** Establishing an early deadline for submission of major substantive rules

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**Policy Question:**

If the Legislative Council anticipates an adjournment of the First Regular Session that is several weeks earlier than the statutory adjournment date of June 20, 2001, does the Council want to establish an early deadline for the filing of major substantive rules by state agencies that require legislative review?

**Policy Options:**

Several options are available to the Council.

If adjournment is to be early -- on or about June 1<sup>st</sup> -- the Council may, pursuant to law, choose to either:

- A. Not change the current deadline of May 4<sup>th</sup>, in which case the available time for legislative review and action on the rules would be shortened by about 2 ½ weeks (from 45 to 28 calendar days); or
- B. Establish an earlier deadline that is anytime between April 6<sup>th</sup> and May 4<sup>th</sup>.

A 2-½ week reduction in legislative review time would be noticeable when considering the lead-time necessary for advertising and holding public hearings on the rules. Committee work on rules review typically consists of publication of notice, public hearing and at least one work session before making a committee report. Historically, the Legislature has required some change to 2/3 of the rules filed for review.

JAN 29 2001

*David E. Boulter, Director*  
Offices Located in the State House, Rooms 101/107/135

Memo to Legislative Council  
Re: Deadline for major substantive rules  
January 29, 2001

**Background:**

It is my understanding that an adjournment date about 3 weeks earlier than the statutory date of adjournment is being considered.

As you may recall, major substantive rules proposed by state agencies must be submitted to the Legislature for review and authorization prior to being finally adopted. Agencies will be filing new major substantive rules with the Legislature over the next several months. **If rules are timely filed or late-filed rules are accepted for review, the Legislature must act on the rules this session or they go into effect without legislative authorization.**

The Council is authorized by statute to set an earlier deadline for submission of major substantive rules if it decides an earlier submission date is necessary to assure that the Legislature will have sufficient time to hear, work, draft and debate rules review legislation before it adjourns. 5 MRSA §8072(7). Under the law, the Legislative Council may set a new filing deadline of up to 75 days before statutory adjournment if an early adjournment is anticipated.

Under the Administrative Procedure Act, agencies generally may submit provisional rules for legislative review anytime up to 45 days before the statutory adjournment date. In the First Regular Session of the 120<sup>th</sup> Legislature the statutory adjournment date is June 20, 2001 so absent any change by the Legislative Council, the deadline for filing rules for legislative review is Friday, May 4, 2001.

**Suggested New Deadline:**

The Legislative Council may want to consider establishing a filing deadline of **Friday, April 20, 2001** (2 weeks earlier) which should allow the committees adequate time to complete their rule reviews by May 11<sup>th</sup> when work on most other bills will have been completed. If the Council authorizes an alternative filing date, this office will notify affected agencies of the changed schedule for filing provisionally adopted rules.

I would be happy to discuss this matter further or answer any questions you may have.

cc: Senate President Michael H. Michaud  
Jim Clair, Exec. Dir.



**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**COMMISSION TO STUDY THE NEEDS AND OPPORTUNITIES ASSOCIATED WITH  
THE PRODUCTION OF SALMONID SPORT FISH IN MAINE**

January 10, 2001

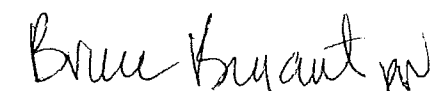
The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Commission to Study the Needs and Opportunities Associated with the Production of Salmonid Sport Fish in Maine has submitted the attached report including recommended legislation to the 120<sup>th</sup> Maine Legislature, pursuant to Resolves 1999, chapter 82. Copies of the report have been transmitted to the Joint Standing Committee on Inland Fisheries and Wildlife. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

  
Sen. R. Leo Kieffer, Co-Chair

  
Rep. Bruce S. Bryant, Co-Chair

cc: Members of the Legislative Council (w/enc.)  
Senate President Michael H. Michaud

JAN 10 2000



**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**CITIZENS ADVISORY COMMITTEE TO SECURE  
THE FUTURE OF MAINE'S WILDLIFE AND FISH**

January 2001

The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Citizens Advisory Committee to Secure the Future of Maine's Wildlife and Fish has submitted the attached report to the Joint Standing Committee on Inland Fisheries and Wildlife, pursuant to Resolve 1999, c. 86. Copies of the report have also been placed on the file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in dark ink, appearing to read "William O'Gara".

Senator William O'Gara, Co-chair

A handwritten signature in dark ink, appearing to read "Matthew Dunlap".  
Representative Matthew Dunlap, Co-chair

cc: Senate President Michael H. Michaud  
Jim Clair, Executive Director, Legislative Council  
Members of the Legislative Council  
David E. Boulter, Director, Office of Policy and Legal Analysis

JAN 26 2001



**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**COMMITTEE TO DEVELOP A COMPENSATION PROGRAM FOR VICTIMS  
OF ABUSE AT THE GOVERNOR BAXTER SCHOOL FOR THE DEAF AND TO  
CONTINUE OVERSIGHT OF MULTIAGENCY COOPERATION**

December 15, 2000

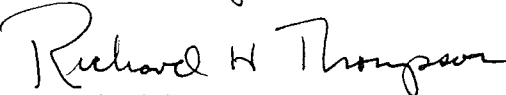
The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Committee to Develop a Compensation Program for Victims of Abuse at the Governor Baxter School for the Deaf and to Continue Oversight of Multiagency Cooperation has submitted the attached report including recommended legislation to the 120<sup>th</sup> Maine Legislature, pursuant to Resolve 1999, c. 127, Part B. Copies of the report have been transmitted to the Joint Standing Committees on Judiciary and Appropriations and Financial Affairs. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

  
Senator Sharon Anglin Treat, Senate Chair

  
Representative Richard H. Thompson, House Chair

DEC 22 2000

cc: Members of the Legislative Council (w/enc.)  
Senate President Michael H. Michaud





**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**COMMISSION TO STUDY EQUITY IN THE DISTRIBUTION OF GAS TAX  
REVENUES ATTRIBUTABLE TO SNOWMOBILES, ALL-TERRAIN VEHICLES AND  
WATERCRAFT**

January 4, 2001

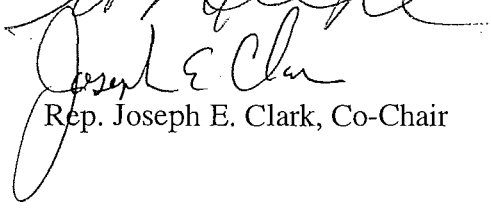
The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft has submitted the attached report including recommended legislation to the 120<sup>th</sup> Maine Legislature, pursuant to Resolves 1999, chapter 131. Copies of the report have been transmitted to the Joint Standing Committees on Inland Fisheries and Wildlife, Agriculture, Conservation and Forestry, Marine Resources, Transportation and Taxation. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

  
Sen. Marge L. Kilkelly, Co-Chair

  
Rep. Joseph E. Clark, Co-Chair

cc: Members of the Legislative Council (w/enc.)  
Senate President Michael H. Michaud

**JAN - 4 2000**



**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**TASK FORCE TO STUDY MARKET POWER ISSUES RELATED TO THE  
SOLID WASTE HAULING AND DISPOSAL INDUSTRY**

January 26, 2001

The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Task Force to Study Market Power Issues Related to the Solid Waste Hauling and Disposal Industry has submitted the attached report to the 120<sup>th</sup> Maine Legislature, pursuant to Public Law 1999, chapter 773. Copies of the report have been transmitted to the Joint Standing Committee on Natural Resources. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in cursive script, reading "John M. Nutting".

Sen. John M. Nutting, Co-Chair

A handwritten signature in cursive script, reading "Robert W. Duplessie".

Rep. Robert W. Duplessie, Co-Chair

cc: Members of the Legislative Council (w/enc.)  
Senate President Michael H. Michaud

JAN 26 2001



**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**JOINT SELECT COMMITTEE TO STUDY THE CREATION OF A  
PUBLIC/PRIVATE PURCHASING ALLIANCE TO ENSURE  
ACCESS TO HEALTH CARE FOR ALL MAINE CITIZENS**

December 2000

The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Joint Select Committee to Study the Creation of a Public/Private Purchasing Alliance to Ensure Access to Health Care For All Maine Citizens has submitted the attached report including recommended legislation to the 120<sup>th</sup> Maine Legislature, pursuant to H.P. 1857. Copies of the report have been transmitted to the Joint Standing Committee on Banking and Insurance. Copies of the report have also been placed on the file with the Law and Legislative Reference Library.

Sincerely,

Handwritten signature of Jill M. Goldthwait in cursive.

Senator Jill M. Goldthwait, Co-chair

Sincerely,

Handwritten signature of Jane Saxl in cursive.

Representative Jane Saxl, Co-chair

cc: Senate President Michael H. Michaud  
Jim Clair, Executive Director, Legislative Council  
Members of the Legislative Council  
Senator Jill Goldthwait and Representative Jane Saxl, Chairs, Joint Standing Committee on  
Banking and Insurance  
David E. Boulter, Director, Office of Policy and Legal Analysis

DEC 28 2000



**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**JOINT SELECT COMMITTEE ON  
SCHOOL-BASED HEALTH CARE SERVICES**

December 2000

The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Committee on School-Based Health Care Services has submitted the attached report including recommended legislation to the 120<sup>th</sup> Maine Legislature, pursuant to H.P. 1864. Copies of the report have been transmitted to the Joint Standing Committee on Banking and Insurance. Copies of the report have also been placed on the file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in cursive script that reads "Neria Douglass".

Senator Neria R. Douglass, Co-chair

A handwritten signature in cursive script that reads "Elaine Fuller".

Representative Elaine Fuller, Co-chair

cc: Senate President Michael H. Michaud  
Jim Clair, Executive Director, Legislative Council  
Members of the Legislative Council  
David E. Boulter, Director, Office of Policy and Legal Analysis

DEC 20 2000



**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**COMMITTEE TO STUDY FURTHER DECRIMINALIZATION OF  
THE CRIMINAL LAWS OF MAINE**

January 5, 2001

The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Committee to Study Further Decriminalization of the Criminal Laws of Maine has submitted the attached report including recommended legislation to the 120<sup>th</sup> Maine Legislature, pursuant to H.P. 1914, as amended by Senate Amendment "A", S-722. Copies of the report have been transmitted to the chairs of the Joint Standing Committees on Banking and Insurance, Business and Economic Development, Inland Fisheries and Wildlife, Marine Resources, Agriculture, Conservation and Forestry, Judiciary and Natural Resources. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

*Robert E. Murray, Jr. mhb*

Senator Robert E. Murray, Jr., Senate Chair

*Charles C. LaVerdiere mhb*

Representative Charles C. LaVerdiere, House Chair

cc: Members of the Legislative Council (w/enc.)  
Senate President Michael H. Michaud

**JAN - 9 2000**



**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**TASK FORCE TO STUDY GROWTH MANAGEMENT**


January 29, 2001

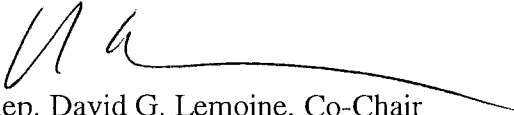
The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Task Force to Study Growth Management has submitted the attached report including recommended legislation to the 120<sup>th</sup> Maine Legislature, pursuant to Joint Order, S.P. 1090. Copies of the report have been transmitted to the Joint Standing Committee on Natural Resources. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

  
Sen. Neria R. Douglass, Co-Chair

  
Rep. David G. Lemoine, Co-Chair

cc: Members of the Legislative Council (w/enc.)  
Senate President Michael H. Michaud

JAN 30 2001



**Maine State Legislature**  
**OFFICE OF POLICY AND LEGAL ANALYSIS**

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

**TASK FORCE ON THE  
MAINE LEARNING TECHNOLOGY ENDOWMENT**

January 2001

The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Task Force on the Maine Learning Technology Endowment has submitted the attached report including recommended legislation to the 120<sup>th</sup> Maine Legislature, pursuant to P.L. 1999, chapter 731, Part FFF, Sec. FFF-2. Copies of the report have been transmitted to the Joint Standing Committee on Education and Cultural Affairs. Copies of the report have also been placed on the file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in cursive script, reading "Michael F. Brennan".

Representative Michael F. Brennan, Chair

cc: Senate President Michael H. Michaud  
Jim Clair, Executive Director, Legislative Council  
Members of the Legislative Council  
David E. Boulter, Director, Office of Policy and Legal Analysis

JAN 30 2001



*Maine State Legislature*  
**OFFICE OF POLICY AND LEGAL ANALYSIS**

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

**COMMITTEE TO STUDY ECONOMICALLY AND  
SOCIALY JUST POLICIES FOR FOREIGN INVESTMENTS  
AND FOREIGN PURCHASING BY THE STATE**

January 2001

The Honorable Michael V. Saxl, Chair  
The Honorable Richard A. Bennett, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Representative Saxl and Senator Bennett:

This letter is to inform you that the Commission to Study Economically and Socially Just Policies for Foreign Investments and Foreign Purchasing by the State has submitted the attached report including recommended legislation to the 120<sup>th</sup> Maine Legislature, pursuant to H.P. 1755. Copies of the report have been transmitted to the Joint Standing Committee on State and Local Government. Copies of the report have also been placed on the file with the Law and Legislative Reference Library.

Sincerely,

Handwritten signature of Peggy A. Pendleton in cursive.

Senator Peggy A. Pendleton, Co-chair

Handwritten signature of Zachary E. Matthews in cursive.

Representative Zachary E. Matthews, Co-chair

cc: Senate President Michael H. Michaud  
Jim Clair, Executive Director, Legislative Council  
Members of the Legislative Council  
David E. Boulter, Director, Office of Policy and Legal Analysis

FEB - 6 2001



**MAINE LEGISLATIVE COUNCIL  
120th LEGISLATURE**

**RULES OF PROCEDURE**

**Adopted by the Legislative Council, December 6, 2000**

1. **Organizational meeting:** The President of the Senate shall call the biennial organizational meeting of the Legislative Council into session and preside until the election of the Chair.
2. **Chair:** The Council shall select a Chair, who shall preside at all meetings of the Council when present. The position of Chair must alternate in succeeding biennial sessions between members from the Senate and members from the House.
3. **Vice Chair:** The Council shall select a Vice Chair who shall act as Chair in the absence of the Chair. The Vice Chair may not be a member of the same branch of the Legislature as the Chair.
4. **Quorum:** The Council may not conduct business in the absence of a quorum, which consists of six members. Any action of the Council requires the affirmative votes of not less than 6 members. | ★
5. **Meetings:** The Council's meeting schedule is determined by vote of the Council or by call of the Chair.
6. **Meeting Location:** The official meeting place of the Legislative Council is the Legislative Council Chambers, and the Chair shall convene all meetings there unless a different place is specified in the call of the meeting.
7. **Meeting Notice:** The Chair shall issue written calls for all regular and special meetings of the Council. The call must give the date, time, and place of the meeting and such other information as the Chair directs.
8. **Public Meetings:** All meetings of the Council are public except for executive sessions, and the Council shall take all final action at a public meeting.

## LEGISLATIVE COUNCIL

9. **Council Subcommittees:** The Chair shall name subcommittees of the Council. The subcommittees must consist of at least three members. All subcommittees shall have representation from each of the two major political parties.
10. **Approval of Step Increases:** All step increases subject to a vote of the 120<sup>th</sup> Council are approved for the term of this Council. A majority of the Personnel Committee shall give final approval to each increase before it will be effective. No other action is required by the Council unless directed by the Personnel Committee.
11. **Council Records:** The Executive Director of the Legislative Council shall maintain an accurate permanent public record of all meetings and proceedings of the Council.
12. **Order of Business:** The regular order of business of the Council is:
  1. Call to Order
  2. Roll Call
  3. Summary of Previous Council Meeting
  4. Executive Director's Report
  5. Reports from Council Committees
  6. Old Business
  7. New Business
  8. Announcements and Remarks
  9. Adjournment
13. **Statements to the Press:** Only the Council Chair or persons authorized by the Chair may make official statements to the press or to the public on behalf of the Legislative Council.
14. **Rules of Order:** The Chair or Vice Chair shall conduct the proceedings of the Council in accordance with Robert's Rules of Order except as otherwise specified in the Council's own rules or by law.
15. **Revision of Rules:** The Council may amend these rules, with the exception of Rule 4, upon a two-thirds vote of the Council members present and voting, provided that the vote to amend is by at least six affirmative votes.

# LEGISLATIVE COUNCIL

16. Capitol Area Advisory Committee: The Chair shall name a Capitol Area Advisory Committee to be made up of 7 members as follows:

A. Two members from the Legislative Council, representing each of the two major political parties;

B. The Director of the Maine Historic Preservation Commission, or his designee; *who are residents of Augusta*

C. Four members of the public, two appointed by the Mayor of Augusta, and two appointed by the Chair, Kennebec County Commissioners. *who are residents of Kennebec Cty.*

The Chair shall be elected from the membership. The Advisory Committee's meeting schedule is determined by vote of the Advisory Committee or by call of the Chair.

17. Capitol Park: Any *action?* ~~proposal~~ impacting Capitol Park, be it a temporary or permanent change, *must be approved (Robert)* ~~must be considered~~ by the Legislative Council consistent with these rules. The Council must first receive a recommendation on any proposal from the Capitol Area Advisory Committee prior to a final vote.

LEGISLATIVE COUNCIL  
REQUESTS TO INTRODUCE LEGISLATION

February 8, 2001

Action

SPONSOR: Rep. Baker, Christina L.

LR 2434 An Act to Improve Legislative Efficiency through Technology

SPONSOR: Rep. Cressey, Jr., Philip

LR 2437 Resolve, to Credit Certified Teacher 3 Points Towards Retirement for Taking Time to be Fingerprinted

SPONSOR: Rep. Snowe-Mello, Lois A.

LR 2433 An Act to Give Veterans Day Back to Veterans

SPONSOR: Rep. Tuttle, Jr., John L.

LR 2435 An Act to Name the Maine Turnpike the POW-MIA Memorial Turnpike

## **TABLED BY THE LEGISLATIVE COUNCIL**

<b>SPONSOR:</b>	<b>Rep. Bryant, Bruce S.</b>	<b>TABLED</b> <b>01/31/01</b>
LR 2415	An Act to Ensure Public Participation in the Waiver Process for Certificate of Need Review	
<b>SPONSOR:</b>	<b>Sen. Douglass, Neria R.</b>	<b>TABLED</b> <b>01/31/01</b>
LR 2344	An Act Regarding Dismissal of Municipal Employees for Cause	
<b>SPONSOR:</b>	<b>Rep. Gooley, Walter R.</b>	<b>TABLED</b> <b>01/31/01</b>
LR 2392	An Act to Decrease the BETR Reimbursement by the Amount Received under a TIF Agreement	
<b>SPONSOR:</b>	<b>Rep. Green, Bonnie</b>	<b>TABLED</b> <b>01/31/01</b>
LR 2389	An Act to Promote Fair and Expeditious Resolution of Cases Before the Maine Human Rights Commission	
<b>SPONSOR:</b>	<b>Rep. Matthews, Zachary E.</b>	<b>TABLED</b> <b>01/31/01</b>
LR 2361	An Act to Create a Tax Amnesty Day	
<b>SPONSOR:</b>	<b>Rep. Tuttle, Jr., John L.</b>	<b>TABLED</b> <b>01/31/01</b>
LR 2383	Resolve, Directing the State Auditor to Simplify the Reporting Form for Candidates	

## **JOINT RESOLUTION**

<b>SPONSOR:</b>	<b>Sen. Douglass, Neria R.</b>	<b>TABLED</b> <b>01/31/01</b>
LR 2342	JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO RECOGNIZE THE YEARS 2000 TO 2010 AS THE BONE AND JOINT DECADE	