

MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL
NOVEMBER 13, 2001
REVISED AGENDA**

CALL TO ORDER

ROLL CALL

SUMMARY OF THE OCTOBER 29, 2001 COUNCIL MEETING

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

- Executive Director's Report
 - Staff Appointments to Legislative Council Positions
- Status of Interim Studies (Elliott)
- Fiscal Report (Pennoyer)

REPORTS FROM COUNCIL COMMITTEES

- Technology and Migration Committee
- Personnel Committee
- Space Committee
 - Subcommittee to Determine the Use of the Interpretive Center

OLD BUSINESS

NEW BUSINESS

Item #1: Rebuilding Fund Request from the Council of State Governments
(Memo from CSG)

Item #2: Appointment of Marc Cyr to the Revenue Forecasting Committee

Item #3: Request for an Additional Meeting

(no additional funding needed)

- Commission to Study Domestic Violence (2 additional meetings)

Item #4: Request For Extension of Study Reporting Deadline

(no additional funding needed)

- Committee to Review Child Protect Services (from December 5, 2001 to December 19, 2001)
- Education Committee's School Funding Study (from December 31, 2001 to January 15, 2002)
- Committee to Study the Needs of Persons with Mental Illness Who are Incarcerated (from December 5, 2001 to January 4, 2002)

Item #5: Request for an Additional Meeting and Extension of Study Reporting Deadline

(no additional funding needed)

- Committee to Study Access to Public and Private Lands in Maine (1 additional meeting and extension from December 5, 2001 to December 19, 2001)

Item #6: Legislative Document Service: Proposed Fee Schedule for Second Regular Session

Item #7: Consideration of Legislators' Appeals of Council Action on Bill Requests and Suggested Procedure for Deciding Appeals

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT

REP. MICHAEL V. SAXL
CHAIR

SEN. RICHARD A. BENNETT
VICE-CHAIR



120th MAINE STATE LEGISLATURE
LEGISLATIVE COUNCIL

SEN. BEVERLY C. DAGGETT
SEN. MARY E. SMALL
SEN. PAUL T. DAVIS, SR.
SEN. SHARON ANGLIN TREAT
REP. PATRICK COLWELL
REP. JOSEPH BRUNO
REP. WILLIAM S. NORBERT
REP. WILLIAM J. SCHNEIDER
DAVID E. BOULTER
~~XXXXXXXXXX~~
EXECUTIVE DIRECTOR

**MEETING SUMMARY
OCTOBER 29, 2001**

CALL TO ORDER

The Chair, Speaker Michael V. Saxl, called the Council meeting to order at 10:38 a.m. in the Legislative Council Chamber.

ROLL CALL

Senators:	Senate President Pro Tempore Bennett, Sen. Daggett, Sen. Small, Sen. Davis, Sen. Treat
Representatives:	Speaker Saxl, Rep. Colwell, Rep. Bruno, Rep. Norbert, Rep. Schneider
Legislative Officers:	Joy O'Brien, Secretary of the Senate Pamela Cahill, Assistant Secretary of the Senate Millicent MacFarland, Clerk of the House David Shiah, Assistant Clerk of the House David E. Boulter, Executive Director, Legislative Council Grant Pennoyer, Director, Office of Fiscal and Program Review David Elliott, Interim Director, Office of Policy and Legal Analysis Margaret Matheson, Revisor of Statutes Lynn Randall, State Law Librarian Paul Mayotte, Director, Legislative Information Services

SUMMARY OF THE SEPTEMBER 26, 2001 COUNCIL MEETING

The Summary of the September 26, 2001, meeting be accepted and placed on file. (Motion by Rep. Norbert, Second by Sen. Bennett, unanimous).

REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS

- **Executive Director's Report**

The Executive Director did not present his report in the interest of conserving the time for the review of bill requests.

- **Status of Interim Studies**

Interim OPLA Director Elliott referred members to the memo and summary of the status of studies in their packets. The information was provided to update the Council members on the status of the studies. Most all studies have met at least once and some are anticipating their final report.

- **Fiscal Report**

OFPR Director Pennoyer provided the following information:

- The General Fund Cash Balances are still positive, but continues to decline. The reason for the positive cash balance is due to the 3 major reserves, the Rainy Day Fund, the working capital reserve and the revenue reserve. Absent those reserves there would be a negative of \$168 million.
- The September, 2001 Revenue Variances show that the General Fund was \$33.8 million less than projected and the Highway Fund was up \$4.1 million for the fiscal year to date.
- The Consensus Economic Forecasting Commission will be meeting on November 6, 2001 in the Appropriations Committee. The Revenue Forecasting Committee will be meeting November 26 and 27, 2001 also in the Appropriations Committee room.

NEW BUSINESS

The Chair moved that the Council take 2 items out of order, unless there was objection. Hearing none, the Chair moved to Items 5 and 6 under New Business.

Item #5: Suggested Procedure for Deciding Legislative Bill Requests

The Speaker asked Mr. Boulter to summarize the suggested protocol to be used to review and decide legislative requests for bills. Mr. Boulter referred to the proposed protocol in the packet. The 1st section summarized the requirements under the Constitution or the Joint Rules of the Legislative Council for introduction of bills in the 2nd Regular Session.

The 2nd section proposed a number of procedures to provide efficiency and consistency in reviewing LR's. They are summarized as follows:

- The Legislative Council will review bill requests alphabetically by sponsor except that bills relating to deaf or hard of hearing would be taken out of order as a group when an ASL Interpreter is present (1:30 pm).

- For procedural consistency, when voting on a bill request, the initial motion on a bill will be presumed to be a motion to accept the bill request for introduction along with a second to that motion. A vote of yea is to let in a bill and a vote of nay is to reject a bill for introduction.
- In order to review all legislative requests in a timely manner, voting will be by a show of hands, but that each Council Member's vote on each bill request will be recorded and the record of that vote will be made available for public inspection in accordance with the Legislative Council rules.
- If a bill request is subject to a ruling under Joint Rule 217, the Legislative Council may vote to accept that bill for introduction, conditional upon a subsequent ruling by the presiding officers. If it has been rejected by the bodies it will need the presiding officers' approval to be reintroduced.
- Legislative sponsors are welcome to observe the deliberations, but discussion of the requests will be confined to members. The appropriate time for individual members or their representatives to discuss bill requests will be during the appeal proceeding, November 13, 2001. Discussions among members themselves will be confined, not to the merits of the bills, but to whether it meets the criteria for introduction.
- If the Legislative Council does turn down a bill request, there is an opportunity for the legislator to appeal that decision at the November 13, 2001 meeting at which time members would have a brief opportunity to present their case to the Council.

Motion: That the Legislative Council adopt the suggested protocol, A-F, for deciding legislative bill requests as set forth in the "Review of Legislative Bill Requests" document dated October 29, 2001. (Motion by Speaker Saxl, second by Sen. Bennett, unanimous).

After discussion among the members of the Council, the following additional motion was offered:

Motion: All LR's identified by the Revisor's Office as needing a presiding officer ruling under Joint Rule 217, identified as closely related to a carryover bill, or identified as being closely related to another LR which was earlier filed (i.e. has a lower LR number) are presumed to have been turned down by a unanimous vote of the Legislative Council. A member whose request for a bill is turned down under this procedure may appeal that decision to the Council, and briefly explain to the Council on November 13th why the LR should be accepted and allowed to be introduced. (Motion by Sen. Bennett, second by Rep. Colwell, unanimous)

Item #6: Requests to Introduce Legislation for Consideration in the Second Regular Session

The Council then proceeded to consider and vote on each bill request in accordance with its policies adopted under item #5 above, approving 79 in all. A list summarizing the Council's action was distributed to legislators following the meeting.

The bills accepted by the Council for introduction action is included on the attached list.

REPORTS FROM COUNCIL COMMITTEES

- Technology and Migration Committee

Sen. Treat reported that the Technology Committee met earlier in the week. She reminded the Council that the Legislative Council had earlier decided that the Legislature would go independently with its own legislative internet connection and to use InforME for its Website maintenance. The Committee had discussed whether the Legislature should do its own contract with InforME or be part of the service level agreement that is done with all of state government. The Committee chose a separate agreement (SLA) which was drafted to be very clear that the Legislature is not subordinate to the Executive Department, but a separate branch of government. It is the recommendation of Legislative Information Services' staff that the Legislature move ahead with the service level agreement, to save time and money.

Motion: That the Executive Director's Office be authorized to sign a service level agreement with InforME to provide Internet web page hosting services at no cost to the Legislature. (Motion by Sen. Treat, second by Rep. Schneider, unanimous).

The second item reported from the Committee related the backup capacity of the computer system. An updated and faster system to back up data from the legislative computer systems is needed. The LIS believed that such a system can be installed without any budget increase to cover the costs (although it may involve moving funds between budget lines). They would use two existing servers and replace the servers the Legislature is presently using. Additional software will need to be purchased.

Motion: That the Executive Director is authorized to proceed with necessary action to reallocate existing approved funds to cover the cost of upgrading the Legislature's computer backup system. (Motion by Sen. Treat, second by Rep. Norbert, unanimous).

Sen. Treat reported that the Technology Committee had been disturbed to learn of the extent of problems with the new drafting system being developed by Compaq Corporation. Apparently, some problems have been long-standing, without resolution. For example, the Revisor's Office reported that the system was very slow, does not meet all standards and could require legal action. The Attorney General's Office is aware of the situation and is advising staff.

Mr. Mayotte said the Legislature completed the user testing on September 28, 2001, on schedule. On October 5, 2001, based on the result of the test, the Legislature submitted an extensive list of nonconforming items to Compaq. Compaq had until October 15, 2001 to correct those problems. On October 24th Compaq informed us it disagreed with our assessment of their application. At present, Mr. Mayotte and Mr. Boulter are discussing with Compaq the items that are in disagreement. Compaq had been paid approximately \$4 million, with about \$200,000 to be paid. Mr. Mayotte believes that if Compaq is willing to work with the Legislature, the problems could be resolved, but Compaq needs to show an openness to resolve the problems. The Speaker asked if there had been any legal assessment from the Attorney General as the strength of the Legislature's position. Mr. Boulter said that the contract provides for formal notice of deficiency to be given, and that was what was triggered when submitting our notice on October 5, 2001, requiring Compaq to respond, which they have done. We have entered

a formal stage of putting Compaq on notice. There are provisions for dispute resolution within the terms of the contract itself. The Legislature will be holding Compaq to the terms of its contract with the Legislature. There was consensus that the Legislature move forward decisively and immediately to resolve the issues with Compaq.

No Council action required at this time.

Sen. Treat reported on the status of securing an independent internet service provider. The Legislature needs an Internet provider. One potential provider was CommTel, who recently notified LIS that it will no longer provide the service the Legislature is looking for. The Legislative staff is again looking for Internet providers. There was discussion and consent that the Legislature look at and explore all the options aggressively including a variety of service providers.

The Speaker requested that Mr. Mayotte communicate to OFPR, the Executive Branch, and the Appropriations and Taxation committees that the Legislature will remain on the WANG system for the next legislative session. This is necessary because of the implications for the transfer of budget documents and other documents using the existing computer system.

- **Personnel Committee**

The Speaker reported that the Committee is in the process of hiring a new Director for the Office of Policy and Legal Analysis. The stakeholders' group recommended a list of 13 applicants for further consideration by the Personnel Committee. All recommendations were considered by the Committee and the Committee selected 5 finalists, which it will interview the week of November 5, 2001. The goal is to have the new Director in place by early December.

- **Space Committee**

- Subcommittee to Determine the Use of the Interpretive Center

The Committee had no report this month.

OLD BUSINESS

None.

NEW BUSINESS

Study-related Matters

Summary Memo from Interim OPLA Director Elliott. The memo summarized the requests made by the study committees and commission.

Item #1: Submission of Study Work Plans and Proposed Budgets for Approval (all within legislative appropriation)

- Study Reimbursement Rates for Maine Bottle Redemption Businesses
- Blue Ribbon Commission on Postsecondary Educational Attainment
- Study Benefits and Costs for Increasing Access to Family Medical Leave
- Committee to Review the Child Protective System
- Education Funding Reform Committee (Tax Policy)
- Study School Funding Formula (Essential Programs and Services)

- Study the Needs of Persons With Mental Illness Who Are Incarcerated
- Round Table to Study Economic and Labor Issues Relating to the Forest Products Industry
- Commission to Study Domestic Violence

Motion: That the work plans and proposed budgets for the above studies be approved. (Motion by Sen. Bennett, second by Speaker Saxl, unanimous).

Item #2: Requests for Extension of Study Reporting Deadline
(all have no budgetary implications)

- Committee to Study Issues Concerning Changes to the Traditional Uses of Maine Forests (Leased-lots Study) (from November 1, 2001 to January 1, 2002)
- Study Unified Response for Emergency Releases and Spills of Toxic or Hazardous Materials (from December 5, 2001 to December 14, 2001)
- Study the Loss of Commercial Fishing Waterfront Access (from December 5, 2001 to December 14, 2001)
- Task Force to Examine the Establishment and Implementation of State Standards for Indoor Air Quality in Maine Schools 2001 (from November 15, 2001 to December 31, 2001)

Motion: That the requests for extension be granted, with the exception of requests that would extend beyond December 19th. Those requests would be granted extensions only to December 19, 2001. (Motion by Sen. Treat, second by Rep. Bruno, unanimous).

Item #3: Requests to Hold an Additional Study Meeting and Extension of Reporting Date
(no additional funding needed)

- Joint Study Committee to Study Growth Management (from December 5, 2001 to December 19, 2001)

Motion: That the Study Committee be granted the additional meeting, with the understanding that the committee may not exceed its currently authorized budget. (Motion by Sen. Bennett, second by Speaker Saxl).

Item #4: Requests for Additional Funding for Authorized and Proposed Meetings

- Committee to Study Issues Concerning Changes to the Traditional Uses of Maine Forests and Lands

Motion: That the Legislative Council authorize additional funding, not to exceed \$1,000, from the study line in the legislative account in order to cover the expenses of the committee for its fourth meeting, and to not authorize a 5th meeting of the committee. (Motion by Sen. Davis, second by Rep. Colwell, unanimous).

ANNOUNCEMENTS AND REMARKS

None.

ADJOURNMENT

The Council was adjourned at 1:55 p.m. (Motion by Rep. Bruno, second by Sen. Davis, unanimous).

REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS

- **Staff Appointments to
Legislative Council Positions**
- **Status of Interim Studies**
- **Fiscal Report**

DAVID E. BOULTER
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL




MAINE STATE LEGISLATURE

OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

Memo

To: The Honorable Speaker Michael V. Saxl, Chair
And Honorable Members of the Legislative Council

From:  David E. Boulter, Executive Director

Date: November 8, 2001

Re: Recent Staff Appointment to Legislative Council Positions

I am pleased to announce that the following individuals have been appointed to positions in Legislative Council offices. I have attached the resumes of the employees for your reference. As you will see from the resumes, the Legislature is fortunate to have such a qualified group of individuals in its employ. If you have any questions, please feel free to contact me at any time.

<u>Employee</u>	<u>Position</u>	<u>Office</u>	<u>Effective Date</u>
James Dionne (internal promotion)	Principal Analyst	Office of Fiscal & Program Review	November 5, 2001
Lisa Baldwin	Legislative Analyst	Office of Policy & Legal Analysis	November 5, 2001
Karen Nadeau Drillen	Legis. Researcher	Office of Policy & Legal Analysis	November 26, 2001
Michael Thompson	Desktop Support Administrator	Office of Legislative Information Services	October 1, 2001

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Fiscal Briefing for the Legislative Council

November 13, 2001

*Prepared by the
Office of Fiscal & Program Review*

1. General Fund Cash Balances

- a. General Fund Total Cash was negative Monday 11/5/01 by minor amount - 1st time in FY02
- b. General Fund Cash without certain reserves was -\$158.9M on 11/7/01 - See Attached

2. October 2001 Revenue Variances

- a. General Fund - Up \$10.5 million/Down \$23.3 FY-T-D
- b. Highway Fund - Up \$4.4 million FY-T-D
(See Preliminary Variances Attached)

3. Economic and Revenue Forecasts

- a. Consensus Economic Forecasting Commission
 - Meeting 11/6/01 - Summary Report Attached
- b. Revenue Forecasting Committee
 - Meeting 11/26/01 - Review Other Revenue Lines
 - Meeting 11/27/01 - Review Major Tax Lines
 - Statutory Report Date of December 1

Updated: November 7, 2001

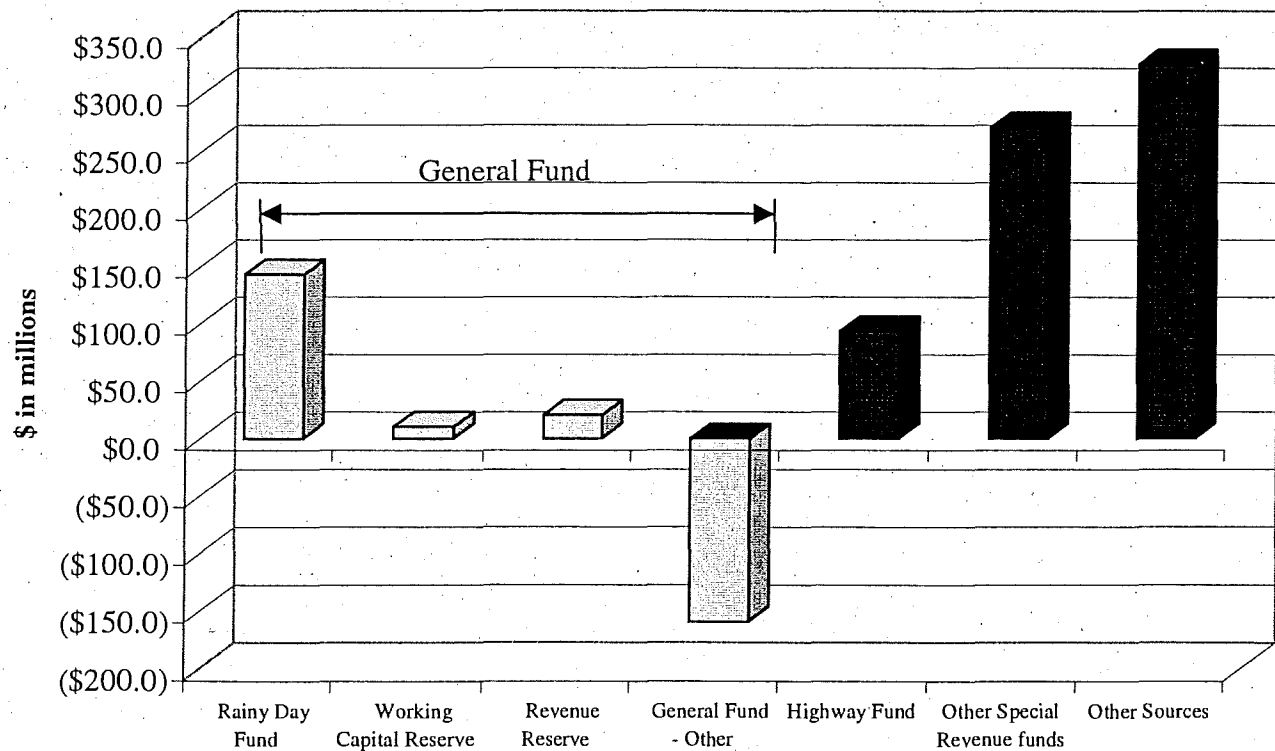
Composition of State's Cash Pool

November 7, 2001

	Beginning Balance
General Fund Cash - Total	\$15,529,581
General Fund - Detail	
Rainy Day Fund	\$143,153,008
Working Capital Reserve	\$10,500,000
Revenue Reserve	\$20,753,351
General Fund - Other	(\$158,876,778)
Highway Fund	\$93,768,540
Other Special Revenue funds	\$271,402,084
Other Sources	\$326,281,713
Total Cash Pool	\$706,981,918

Composition of Cash Pool

November 7, 2001



Revenue Update - Fiscal Year 2001-02

General Fund Revenue Variance Summary		
For the Month of October 2001		
(Based on Budgeted Amounts through 120th Legislature, 1st Reg. Session)		
In Millions		
Revenue Source	October 2001	Fiscal Year-to-Date October 2001
Sales and Use Tax	(\$4.1)	(\$15.1)
Individual Income Tax	\$3.0	(\$9.9)
Corporate Income Tax	\$3.2	(\$0.5)
Cigarette and Tobacco Tax	\$4.0	\$5.5
Public Utilities Tax	\$0.0	\$0.0
Insurance Companies Tax	\$1.6	\$1.9
Inheritance and Estate Tax	(\$0.9)	(\$4.8)
Property Tax - Unorganized Territories	\$0.0	\$0.0
Income from Investments	(\$1.5)	(\$3.1)
Transfer to Municipal Revenue Sharing	(\$0.1)	\$1.3
Transfer from Liquor	\$0.3	\$1.2
Transfer from Lottery	\$1.1	\$0.3
Other Revenues	\$3.8	(\$0.1)
Total General Fund - Variances	\$10.5	(\$23.3)

Highway Fund Revenue Variance Summary		
For the Month of October 2001		
(Based on Budgeted Amounts through 120th Legislature, 1st Reg. Session)		
In Millions		
Revenue Source	October 2001	Fiscal Year-to-Date October 2001
Fuel Taxes	(\$0.9)	\$2.5
Motor Vehicle Registration and Fees	\$1.5	\$2.5
Inspection Fees	(\$0.1)	(\$0.3)
Other Revenues	(\$0.3)	(\$0.3)
Total Highway Fund - Variances	\$0.3	\$4.4

*Prepared by the Office of Fiscal and Program Review
Based on Preliminary Data; Subject to Change*

Report of the Consensus Economic Forecasting Commission November 6, 2001

Charles S. Colgan, Chair

Muskie School of Public Service, USM

Michael Donihue

Colby College

John Davulis

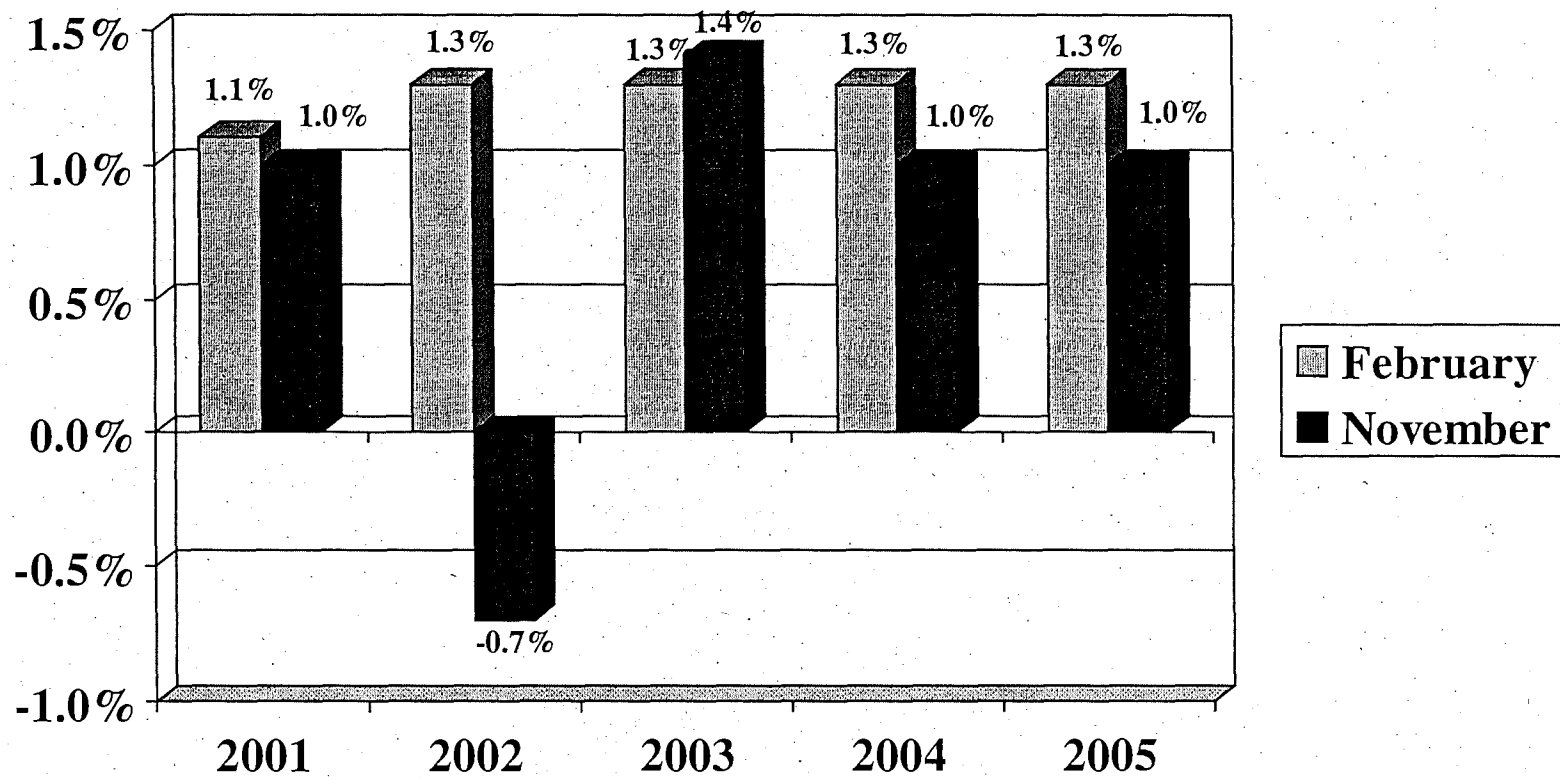
Central Maine Power Company

Leon Bien

Citizens Bank

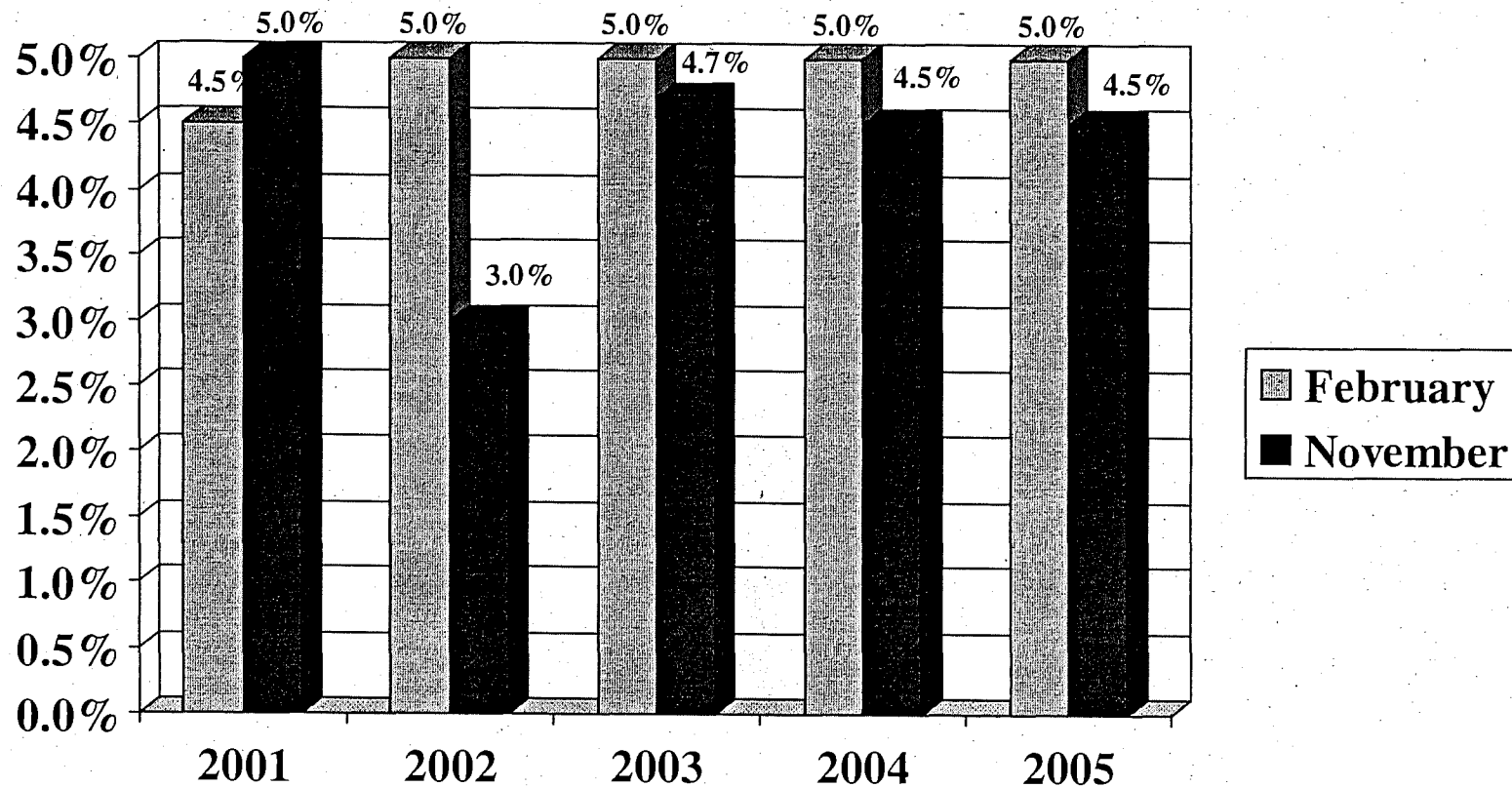
Employment Outlook

Annual Growth Rates

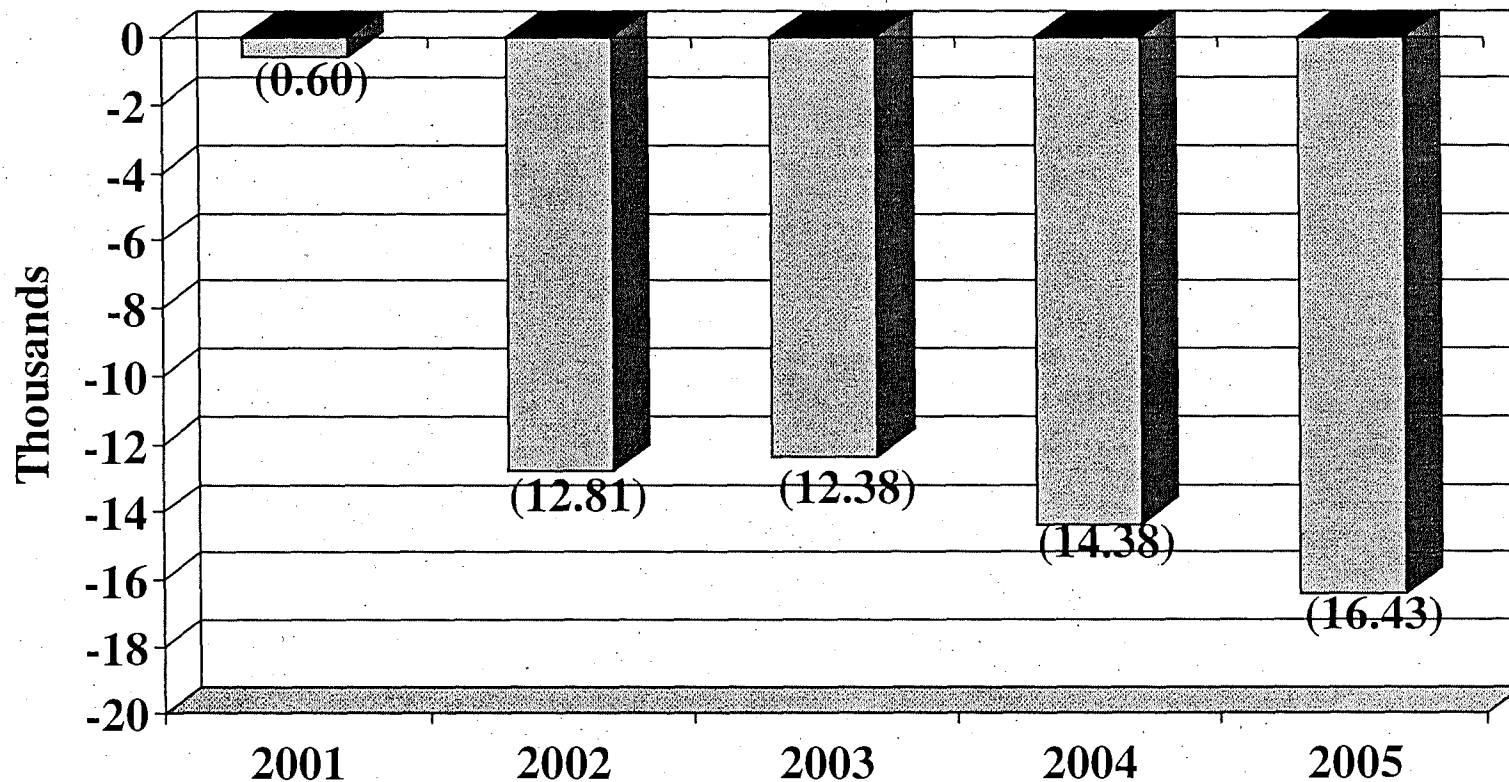


Personal Income Outlook

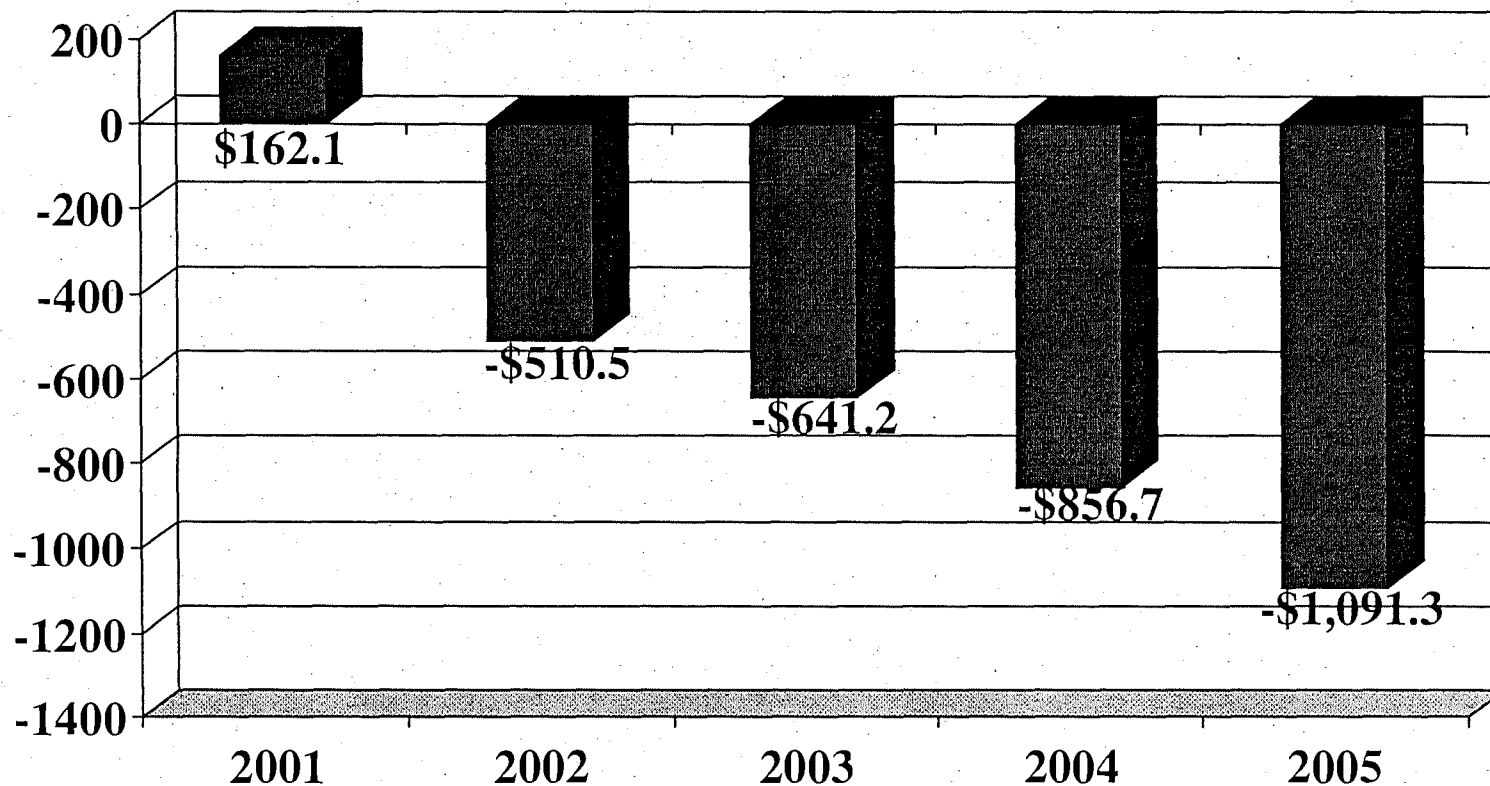
Annual Growth Rates



Change in Employment from Base Forecast

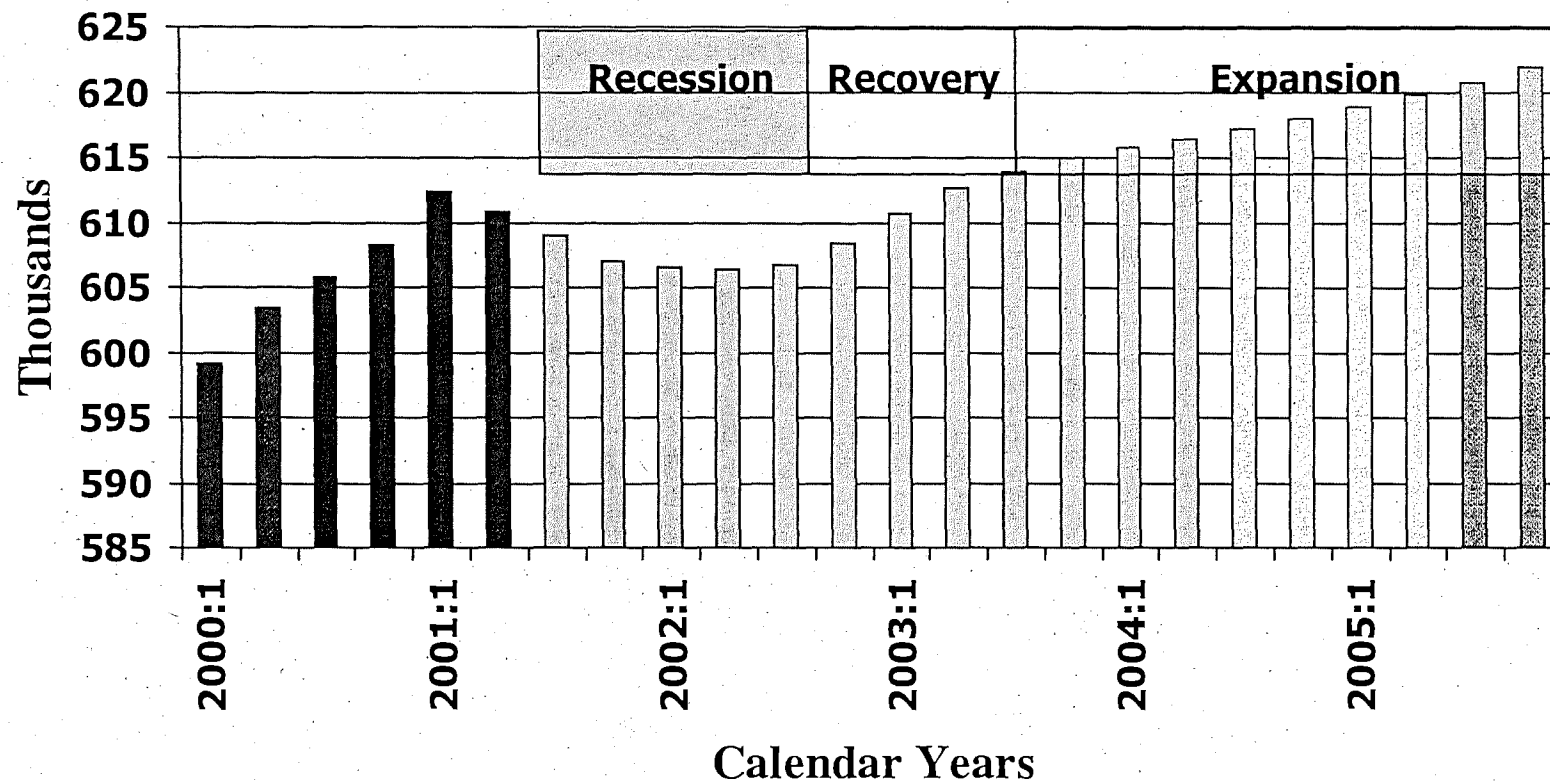


Change in Personal Income from Base Forecast



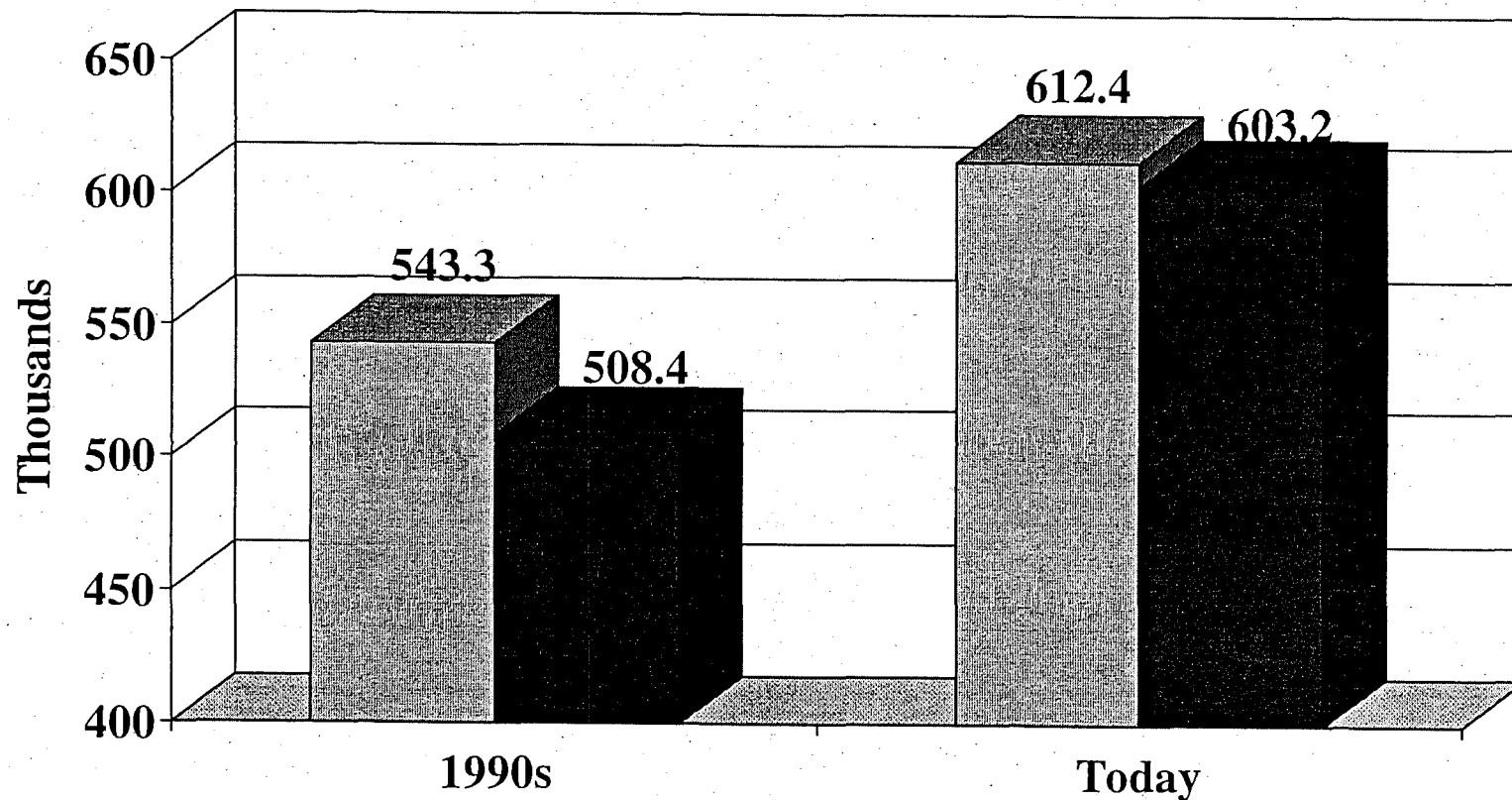
Maine Employment

New England Economic Project Forecast



The 1990's v. Today:

Maine Employment Peak to Trough



Reasons for a short recession

- Aggressive Monetary Policy
- Mildly expansionary Fiscal policy
- Inventory reductions ending
- Energy prices favorable
- Financial system in good condition

Downside Risks

- Consumer Confidence
- Synchronization of Global Recession
- Financial Crisis
- Industrial Crisis
- Fiscal policy

REPORTS FROM COUNCIL COMMITTEES

- **Technology and Migration Committee**

**120th MAINE STATE LEGISLATURE
LEGISLATIVE COUNCIL**

**Technology Report
November 13, 2001**

Migration Project:

- ❑ Legislative staff from the Revisor's Office, Systems Office, and the Executive Director's Office met with Compaq for two days to discuss the items contained on the list of Compaq nonconforming items.
- ❑ As a result, a number of items have been removed from the list by Compaq corrective action or by joint agreement. During the week of November 12, 2001 the Legislature will provide Compaq its position on the remaining open nonconforming items.
- ❑ A meeting between the Executive Director, LIS Director and Compaq senior management to discuss the Legislature's position on the remaining open items is scheduled for Thursday, November 29, 2001.

InforME Service Level Agreement:

- ❑ InforME is expected to sign the service level agreement by Friday, November 9, 2001.

Direct Legislative Internet Access:

- ❑ Four vendors have been identified as providing commercial level ISP services in the Augusta area. (CommTel, Mid Maine Communications, Prexar, and Verizon)
- ❑ CommTel is dropping SDSL service and has provided pricing for T-1 service
- ❑ Service options and price quotes have been received from Mid Maine Communications and Prexar.
- ❑ Verizon has been contacted and has yet to respond.
- ❑ Mid Maine Communications has provided a very competitive cost package.
- ❑ OIS has checked the customer references provided by Mid Maine Communications with positive feedback.
- ❑ Interest has been expressed on providing Chamber audio broadcasts over the Internet, providing this service would dictate the selection of T-1 service over SDSL service.

NEW BUSINESS

**Item #1: Rebuilding Fund Request
From the Council of State
Governments**



Co-Chairs
Representative David J. Alukonis
Chairman
House Ways & Means Ctte.
New Hampshire

Representative Toni M. Crosby
Assistant Minority Leader
New Hampshire

Co-Vice Chairs
Senator Carl L. Marcellino
Chairman
Senate Environmental Conservation Ctte.
New York

Assemblyman Robin L. Schirminger
Chairman
Assembly Economic Development,
Job Creation, Commerce & Industry Ctte.
New York

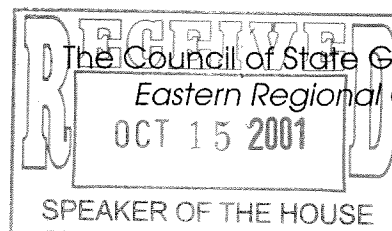
Director
Alan V. Sokolow

Distributed to:

Speaker _____
Ryan *copy* _____
Lynne G. _____
Rich _____
Ted _____
Dan _____
Bill _____
Jane *copy for file* _____
Lynne H. _____

October 4, 2001

The Honorable Michael V. Saxl
State House
Augusta, ME 04333



P.O. Box 20811
New York, NY 10009
Tel. (877) 780-3800
Fax (877) 780-3700

Dear Speaker Saxl:

We write in response to the heart-wrenching tragedy that rocked our nation on September 11th. As you probably are aware, our region was particularly impacted because our Council of State Governments Eastern Regional Conference's (CSG/ERC) office space was located in Building Five of the World Trade Center complex. Building Five was one of several lower-rise buildings demolished when the Towers collapsed around them.

Thankfully, all members of the CSG/ERC staff are safe and accounted for. However, the office, and all it contained, is forever lost. Computers, office equipment, data files, and personal effects have all been destroyed and some were irreplaceable.

In order to help Alan Sokolow and his staff with the astronomically high costs they are encountering as they gear up to rebuild, relocate, and replace what was lost, we, as the regional and national CSG officers, propose to create a committee to establish a one-time **ERC Rebuilding Fund**. We are interested in hearing your feedback and look forward to coordinating any relief efforts we can spearhead to help Alan and his staff.

We believe this Rebuilding Fund will be adequately funded if each state provides a **one-time appropriation** directly to the fund. Each member state and territory pays annual dues to CSG, 60% of which is passed directly to the regional office. We propose that the amount appropriated by each state to the Rebuilding Fund should equal 25% of the 60% allocated to the ERC by CSG. If each member jurisdiction in the ERC appropriated this amount of money, the Fund would contain approximately \$150,000. CSG/ERC desperately needs assistance, and this substantial amount will help them get back on their feet.

In the case of Maine, the state pays a total of \$71,367 for its annual CSG dues. Sixty percent goes to the ERC, equaling \$42,820. **Therefore, we are asking you to gather support in your home state to appropriate 25% of that amount, or \$10,705, to the Rebuilding Fund.** Please rest assured that this is a worthy cause.

Thank you for your time and consideration of this vital matter of regional import and need. We look forward to hearing your thoughts on this proposal. Please do not hesitate to contact any of us for further insight.

Sincerely yours,

Ruth Ann Minner

Her Excellency Ruth Ann Minner
Governor of Delaware
Former Co-Chair, CSG/ERC

Daniel E. Bosley

Representative Daniel E. Bosley, House Chairman
Joint Committee on Government Regulations, MA
National Vice-Chairman, Council of State Governments

David J. Alukonis

Representative David J. Alukonis, Chairman
House Ways & Means Committee, NH
Co-Chair, CSG/ERC

Toni Crosby

Representative Toni M. Crosby
House Assistant Minority Leader, NH
Co-Chair, CSG/ERC

DB: bs

cc: Representative Patrick Colwell, House Majority Leader


**Item #2: Appointment of Marc Cyr
to the Revenue Forecasting**

Motion: That, pursuant to 5 MRSA §1710-E, Marc Cyr, Principal Analyst in the Office of Fiscal and Program Review, be appointed as the second member of the Legislature's nonpartisan staff to serve on the Revenue Forecasting Committee for a term on one year, effective November 15, 2001.



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

To: Members, Legislative Council

From: Grant T. Pennoyer 

Date: November 1, 2001

Re: Appointment to Revenue Forecasting Committee

With Jim Clair's departure from the Legislature's non-partisan staff, the Revenue Forecasting Committee has an opening that is subject to Legislative Council appointment pursuant to Maine Revised Statutes, Title 5, section 1710-E. Currently, the Legislature has 2 appointments to the Revenue Forecasting Committee. As the Director of the Office of Fiscal and Program Review, I serve on the committee. The Legislative Council is charged with making the other appointment from a member of the Legislature's non-partisan staff who is familiar with revenue estimating issues.

I recommend that the Legislative Council appoint Marc Cyr as the second Legislative appointment to the Revenue Forecasting Committee. Marc is familiar with revenue estimating issues having provided forecast information to the Revenue Forecasting Committee in his previous position as the Deputy State Treasurer. Marc is also the coordinator of the fiscal note process. As part of his responsibilities in that position, Marc tracks the legislative changes to the revenue forecast. That focus would be a logical addition to the revenue forecasting process.

I would be happy to answer any questions you may have about this appointment and the revenue forecasting committee process. Thank you.

cc: David E. Boulter
Marc Cyr

NOV - 6 2001

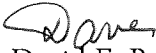
DAVID E. BOULTER
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE
OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

Memo

To: The Honorable Speaker Michael V. Saxl, Chair
And Honorable Members of the 120th Legislative Council

From: 
David E. Boulter, Executive Director

Date: November 8, 2001

Re: Legislative Council Appointment to Revenue Forecasting Committee

I concur with OFPR Director Pennoyer's recommendation that the Legislative Council appoint Marc Cyr, Principal Analyst in OFPR, to the Revenue Forecasting Committee. Mark is familiar with revenue estimating and would be a knowledgeable legislative representative to the Committee.

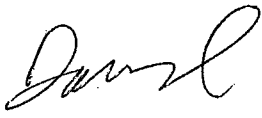
I recommend that the Legislative Council's appointment be for a fixed term, subject to renewal by the Legislative Council.

C:\Windows\Profiles\David\My Documents\David's files\Exec Dir\appointment to RFC.doc

**Item #3: Interim Study Requests for
Additional Meetings, Extension
of Reporting Dates or Both**

Memorandum

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 C. Elliott, Interim Director
Office of Policy and Legal Analysis 

DATE: November 9, 2001

RE: Requests from Interim Studies

Several study committees are submitting requests for Council approval.

Summary of Items Requiring a Decision by the Legislative Council (As of November 9, 2001)

A. Request for Additional Meeting(s)

Study Commission	Authorized #Meetings	Requested changes:	Note:
Commission to Study Domestic Violence	8 (2-year study)	2 additional meetings	To be accomplished within budgeted resources and by current reporting date

B. Request for Extension of Reporting Date

Study Commission	Current Reporting Date	Requested changes	Note:
Committee to Review Child Protective Services	Dec. 5, 2001	Dec. 19, 2001	To be accomplished within budgeted resources
Education Committee Study of the School Funding Formula	Dec. 31, 2001	Jan. 15, 2002	To be accomplished within budgeted resources
Committee to Study the Needs of Persons with Mental Illness who are Incarcerated	Dec. 5, 2001	Jan. 4, 2002	To be accomplished within budgeted resources

C. Request to for Additional Meeting(s) and Extension of Reporting Date

Study Commission	Authorized Meetings/Reporting Date	Requested Changes	Note:
Committee to Study Access to Public and Private Lands	4 meetings Dec. 5, 2001	1 additional meeting Dec. 19, 2001	To be accomplished within budgeted resources. Would allow coordinating report with Leased Lots Study report

Thank you for your attention to this matter. I would be pleased to answer any questions you may have or provide additional information.

G:\OPLAGEN\STUDIES\studreq11-13-01.doc

COMMISSION TO STUDY DOMESTIC VIOLENCE

MEMORANDUM

TO: The Honorable Michael V. Saxl, Chair
The Honorable Richard A. Bennett, Vice Chair
Maine Legislative Council

FROM: Sen. Neria R. Douglass, Senate Chair
Rep. William R. Savage, House Chair
Commission to Study Domestic Violence

RE: Commission to Study Domestic Violence request for 2 additional meetings

DATE: November 1, 2001

We are writing to request authority to hold 2 additional meetings. The commission is in its second and final year and was authorized to meet up to 8 times. We believe that the commission needs 2 additional meetings to allow us to complete our work on or as close to schedule as possible. After reviewing our budget, it appears that meeting 2 additional times can be accomplished within our existing budget; therefore our request is for authority only to meet 2 more times and not for additional funding to do so.

Please feel free to contact either of us if you have questions. We look forward to hearing from you.

cc: David Boulter, Executive Director, Legislative Council
✓ David Elliott, Acting Director, OPLA

COMMITTEE TO REVIEW THE CHILD PROTECTIVE SYSTEM
Study Committee of the
Maine State Legislature
13 State House Station
Augusta, Maine 04333
287-1670

November 6, 2001

TO: Speaker Michael Saxl, Chair
President Pro Tem Richard Bennett, Vice-Chair
Legislative Council

FROM: Sen. Karl Turner, Senate Chair
Rep. Charles LaVerdiere, House Chair

Re: Request for extension of reporting deadline

The Committee to Review the Child Protective System was created by Joint Order, House Paper 1385. The study committee is directed to report to the Joint Standing Committee on Judiciary by December 5, 2001. Because of scheduling conflicts, we were not able to schedule our final meeting until December 3rd. We respectfully request a two-week extension of the reporting deadline, which would make our report due to the Judiciary Committee by December 19, 2001. We anticipate meeting that deadline within our budgeted resources.

Please let us know if you need additional information. Thank you in advance for your consideration.

Cc: President Michaud

G:\OPLALHS\LHSSTUD\ChildProtectionJUD\extension.doc (11/6/01 11:35 AM)

DRAFT

Members:

Sen. Richard Kneeland
 Sen. Margaret Rotundo
 Sen. S. Peter Mills
 Sen. Kenneth Lemont
 Rep. Bonnie Green
 Rep. Steven S. Stanley
 Rep. Bernard E. McGowan
 Rep. Janet L. McLaughlin
 Rep. Glenn Cummings
 Rep. Eleanor M. Murphy
 Rep. David E. Bowles
 Rep. Irvin G. Belanger
 Rep. Richard W. Rosen
 Rep. Mary Ellen Ledwin



STATE OF MAINE

EDUCATION FUNDING
REFORM COMMITTEE

Staff:

Julie S. Jones
 Office of Fiscal and
 Program Review

Phillip D. McCarthy
 Office of Policy and Legal
 Analysis

November 6, 2001

Speaker Michael V. Saxl, Chair
 Sen. Richard A. Bennett, Vice Chair
 Legislative Council
 Maine Legislature
 Augusta, Maine 04333

Dear Speaker Saxl and President Pro-Tempore Bennett:

We are writing on behalf of the Education Funding Reform Committee, established in Public Laws 2001, chapter 439, Part SSS, to request a limited extension of our reporting deadline from December 31, 2001 to January 15, 2002. The Committee has met on October 16th and November 5th. Our next meeting is scheduled for November 30th. The issues that we have been asked to address are very complicated. We have gathered information and are beginning the process of considering options; however, it will take several more meetings before we might be at a point where we are able to make recommendations. We are concerned that the difficulties of scheduling meetings during the holiday season in mid to late December will make December 31st an unrealistic reporting goal. We believe that the Committee needs an additional two weeks to complete our assignment.

Thank you for your consideration.

Sincerely:

Sen. Richard Kneeland
 Senate Chair

Rep. Bonnie Green
 House Chair

cc: David Boulter
 Grant Pennoyer
 David Elliott
 Teen Griffin

To contact the Committee:

State House Station 5, Augusta, Maine 04333-0005
 Telephone (207) 287-1635; FAX (207) 287-6469; E-mail julie.jones@state.me.us
www.state.me.us/legis/ofpr

BETTY LOU MITCHELL, DISTRICT 10, CHAIR
 JOHN M. NUTTING, DISTRICT 20
 MARGARET ROTUNDO, DISTRICT 21

PHILLIP D. MCCARTHY, LEGISLATIVE ANALYST
 JULIE READ MARSH, LEGISLATIVE ANALYST
 PAM MORRILL, COMMITTEE CLERK



STATE OF MAINE

ONE HUNDRED AND TWENTIETH LEGISLATURE

COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

SHIRLEY K. RICHARD, MADISON, CHAIR
 MABEL J. DESMOND, MAPLETON
 JAMES G. SKOGLUND, ST. GEORGE
 ELIZABETH WATSON, FARMINGDALE
 STEPHEN C. ESTES, KITTERY
 GLENN CUMMINGS, PORTLAND
 VAUGHN A. STEDMAN, HARTLAND
 MARY BLACK ANDREWS, YORK
 CAROL WESTON, MONTVILLE
 MARY ELLEN LEDWIN, HOLDEN
 DONALD G. SOCTOMAH, PASS. TRIBE

November 7, 2001

MEMO TO: Speaker Michael V. Saxl, Chair;
 Senate President Pro Tempore Richard A. Bennett, Vice-chair
 and Members of the Legislative Council

FROM: Senator Betty Lou Mitchell, Senate Chair; and *BLM*
 Representative Shirley K. Richard, House *SKR*
 Chair and Members, Joint Standing Committee on Education and Cultural Affairs

SUBJ: **Extension Request for the Education Committee's School Funding Study**

On behalf of the Joint Standing Committee on Education and Cultural Affairs, we respectfully request a two-week extension -- beyond December 31, 2001 -- to permit the Education Committee sufficient time to complete its review of the policy issues involved with the transition to a new school funding formula based on the so-called "Essential Programs & Services" (EP&S) model.

In seeking the authority to extend the reporting deadline for this study to January 15, 2002, our request is based on the following factors:

1. The Education Committee has held four of its six authorized meetings and is devoting its fifth meeting (scheduled for November 27th) to conduct a preliminary review of statewide cost projections (for FY 2002-03 through FY 2006-07) to implement a school funding formula based on the EP&S model;
2. The Commissioner of Education -- as required by statute -- will present the recommended funding level for the "general purpose aid to local schools" program for FY 2002-03 to the State Board of Education by December 15, 2001;

NOV - 9 2001

3. The State Board of Education's EP&S Task Force will present its final recommendations to the State Board at its December 12, 2001 meeting; and
4. The Education Committee plans to schedule its sixth and final meeting in early January, 2002. In order to receive the latest cost projections and recommendations from the State Board of Education, the Education Committee will have the opportunity to consider these recommendations as we complete our final deliberations and prior to our presenting our findings and recommendations.

We trust that the Legislative Council will consider this request at the November 13th Legislative Council meeting. Please contact either one of us should you require any further information. On behalf of the Education Committee, we thank you for your time and consideration of this request.

cc: Senate President Michael H. Michaud
David Boulter, Executive Director, Legislative Council
David Elliott, Interim Director, Office of Policy & Legal Analysis
Phillip McCarthy, Legislative Analyst, Office of Policy & Legal Analysis

DRAFT

EDUCATION FUNDING REFORM COMMITTEE WORKPLAN 11/6/01

Key policy issues (based on statutory requirements PL 2001, c. 439, Part SSS)	Key resources	Progress
<ul style="list-style-type: none"> • Analysis of current Maine school finance policies, revenue sources and subsidy distribution • Review of other school finance models • Define "equalization": among tax sources, taxpayers or between state and local contributions • Ways to reduce State's "reliance on property taxes": dedicating state revenues, setting statutory % (non-binding) or Constitutional amendment • Identify nature and causes of "property tax burden" in Maine • Identify overall impact of Maine's tax structure 	<ul style="list-style-type: none"> • Maine Revenue Services • Maine Department of Education • Maine Education Policy Research Institute • Maine Municipal Association • Legislative staff • Other resource people 	<p>Requests for information identified 10/16 Materials requested and received 11/5 Additional materials will be requested and presented as proposal(s) are presented and evaluated</p>
<ul style="list-style-type: none"> • Identify potential sources of revenue: (Increases in existing taxes, repeal of tax expenditures or identification of new revenue sources) • Identify appropriate tax structure overall and for education funding • Projections and analyses of any proposed tax reform package • Discussion of proposals for tax reform. 	<ul style="list-style-type: none"> • Maine Revenue Services • Maine Municipal Association • Legislative staff • Other resource people 	<p>Requests for information identified 10/16 Materials received 10/16 Committee members directed to present proposals to Committee for consideration at 11/30 meeting Proposals analyzed and discussed in December meeting(s) Decisions on recommendations in early January</p>
<ul style="list-style-type: none"> • Report with recommendations due December 31, 2001. 	<ul style="list-style-type: none"> • Legislative staff 	<p>Request will be made for extension to January 15, 2002</p>

DRAFT

TOTAL P.03

<p>BUDGET:</p> <p>Sec. SSS-8. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Part.</p> <p style="text-align: right;">2001-02</p> <p>LEGISLATURE</p> <p>Education Funding Reform Committee</p> <p>Personal Services \$7,700 All Other 14,300</p> <p>Provides funds for the per diem and expenses of members of the Education Funding Reform Committee, to conduct public hearings, for technical assistance and for printing and other miscellaneous costs.</p> <p>LEGISLATURE TOTAL <u>\$22,000</u></p>	<p>Appropriation envisions:</p> <ul style="list-style-type: none"> • 10 Committee meetings • 1 Public hearing • \$4,000 out-of-state travel • \$2250 postage and printing • \$50 staff travel 	<p>It is unlikely that the Committee will hold the full 10 meetings authorized by the appropriation. It is difficult to project at this point; however, because the number of meetings required will depend upon the amount of work necessary to evaluate and make decisions on proposals that have yet to be presented to the Committee.</p>
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jsj 10/16/01

NOV-30-2001 11:05

P.03/03



Maine State Legislature

COMMITTEE TO STUDY THE NEEDS OF
PERSONS WITH MENTAL ILLNESS
WHO ARE INCARCERATED

Michael J. McAlevey, Chair
William B. O'Gara
Paul T. Davis, Sr.

Staff

Jon Clark, Senior Attorney
Office of Policy and Legal Analysis
13 State House Station
207-287-1670 (phone)
207-287-1275 (fax)
jon.clark@state.us.me

Edward J. Povich, Chair
Michael W. Quint
Charles E. Mitchell
Lillian LaFontaine O'Brien
Patricia A. Blanchette
Stanley J. Gerzofsky
Judith B. Peavey
Edgar Wheeler
James H. Tobin, Jr.
Lois A. Snowe-Mello

MEMORANDUM

To: Michael V. Saxl, Chair
Richard A. Bennett, Vice-Chair
Legislative Council

From: Michael J. McAlevey, Chair
Edward J. Povich, Chair

Date: November 7, 2001

Re: Extension request

On behalf of the Committee to Study the Needs of Persons With Mental Illness Who Are Incarcerated, we would request an extension in our reporting date from December 5, 2001 to January 4, 2002. We are proceeding well in our work, but the issues we are examining are many and complex and we feel we need more time adequately to complete our task. We note that we are not requesting authorization for additional meetings or additional funding, as we believe these are adequate for us to complete our work.

Thank you for your consideration of this request. If you have any questions, please don't hesitate to contact us.

cc: Members, Legislative Council
David Boulter, Executive Director
Michael Michaud, President of the Senate

Committee to Study Access to Public and Private Lands in Maine

November 6, 2001

To: Rep. Michael V. Saxl, Chair
Sen. Richard Bennett, Vice-Chair
Legislative Council, 120th Maine Legislature

Fr: Senator Marge Kil Kelly, ~~Senate Chair~~ *MK*
Rep. Monica McGlocklin, ~~House Chair~~ *MM*

Re: Request for deadline extension and additional meeting

We are writing to request permission to hold an additional meeting and to extend our reporting deadline from December 5th to December 19th. We have held 3 of our 4 authorized meetings. We have completed gathering information and began developing recommendations at our last meeting. At our 4th meeting, scheduled for November 14th, we will be finalizing our recommendations and giving direction to staff for the report and proposed legislation. We will need an additional meeting to review the draft report.

We understand that the Committee to Study Issues Concerning Changes to the Traditional Uses of Maine Forest and Lands has received an extension until December 19th and will be holding their next meeting on December 7th. We will make a copy of our recommendations available to the "Traditional Uses" committee prior to their meeting on December 7th. The two committees met at the beginning of the studies to discuss areas of common concern and differing areas of focus. It would be helpful for both groups to share information as we finalize our reports. A report date of December 19th would allow each group to acknowledge the other's work in our final reports.

The Access Study Committee has a total residual of \$4,456 in its budget. Our average total cost per meeting has been \$514.

Please contact us or our OPLA staff, Jill Ippoliti, if you have questions about this request.

cc: David Boulter, Executive Director
David Elliott, OPLA

COMMISSION NAMECOMMITTEE TO STUDY ACCESS TO PRIVATE AND PUBLIC LANDS IN
MAINE**GENERATED BY**

HP 1387

GENERATED BY

Joint Order, HP 1387

BUDGET

Personnel Budget	All Other Budget	Personnel Spent	All Other Spent	Personnel Residual	All Other Residual
\$1,100.00	\$4,900.00	\$715.00	\$828.32	\$385.00	\$4,071.68

As Of: 10/16/01 3:08:37 PM

Exit

Meetings

Committee to Study Access to Private and Public Lands in Maine

Meeting #1 (August 30th)

- Review of committee's charge
- Presentation on Easements and Conservation Policy in the North Woods
- Discuss future meetings
- Meet briefly with Traditional Uses Study Committee

Meeting #2 (September 10th)

- Public Access to Maine Waters – Rating Public Access – Report by Herb Hartman , Bureau of Parks and Lands
- Discussion and Q & A with Jeff Pidot on translating policy goals into enforceable conditions in a conservation easement

Meeting #3 (October 12nd)

- Land for Maine's Future Program
- Presentations & Panel Discussion on Working Forest Easements
- Public Access to lakes within a FERC licensed project area
- Committee discussion/ develop recommendations

Meeting #4 (November 14th)

- Finalize recommendations and develop proposed legislation

**Item #5: Legislative Document
Service: Proposed Fee
Schedule for the Second
Regular Session**



STATE OF MAINE
HOUSE OF REPRESENTATIVES
CLERK'S OFFICE
2 State House Station
Augusta, Maine 04333-0002

Millicent M. MacFarland
Clerk of the House

November 13, 2001

The Honorable Michael V. Saxl
Chair, Legislative Council
2 State House Station
Augusta, Maine 04333-0002

Dear Speaker Saxl:


The following proposed schedule is hereby submitted for the consideration of the Legislative Council. Due to an increase in postage rates we are recommending an increase in the schedule of fees for Document Service for the Second Regular Session of the 120th Legislature.

	119th Rate	Proposed Rate 120th
1. Bills & Resolves (L.D.s) FIRST CLASS-Mailed Daily	\$275.00	\$275.00
2. Bills & Resolves (L.D.s) FIRST CLASS-Mailed-Twice Weekly	\$225.00	\$225.00
3. Bills & Resolves (L.D.s) THIRD CLASS-Mailed Twice Weekly	\$175.00	\$175.00
4. Bills & Resolves (L.D.s) PICKED UP AT DOCUMENT ROOM	\$100.00	\$100.00
5. Amendments (Combined with any Legislative Document Service)-Mailed Weekly	\$ 60.00	\$100.00
6. Amendments PICKED UP AT DOCUMENT ROOM	\$ 40.00	\$ 75.00
7. Legislative Record FIRST CLASS-Mailed Weekly	\$ 65.00	\$ 75.00
8. Legislative Record PICKED UP AT DOCUMENT ROOM	\$ 50.00	\$ 50.00
9. Public & Private & Special Laws, Resolves, & Constitutional Resolutions FIRST CLASS-Mailed Weekly	\$130.00	\$150.00

10. Public & Private & Special Laws, Resolves & Constitutional Resolutions PICKED UP AT DOCUMENT ROOM	\$ 80.00	\$ 80.00
11. Weekly Computer Printout-Status of Bills FIRST CLASS MAIL	\$125.00	\$150.00
12. Weekly Computer Printout-Status of Bills PICKED UP AT DOCUMENT ROOM	\$ 30.00	\$ 75.00
13. Advance Notice of Public Hearings on Bills FIRST CLASS-Mailed Weekly	\$ 15.00	\$ 20.00
14. Weekly Listings of Bills Printed & Enacted FIRST CLASS MAIL	\$ 15.00	\$ 20.00
15. Joint Resolution FIRST CLASS MAIL	\$ 40.00	\$ 50.00
16. House & Senate Daily Calendars FIRST CLASS-Mailed Weekly	\$ 30.00	\$ 40.00
17. House & Senate Daily Calendars with Supplemental Calendars FIRST CLASS-Mailed Weekly	\$ 60.00	\$ 75.00
18. Legislative Council-Notice of Preliminary Agenda and Minutes, After Deadline List Pre and Post Versions	\$ 85.00	\$ 90.00
19. Weekly Legislative Calendar (1 year Jan. - Jan.) FIRST CLASS MAIL	\$ 25.00	\$ 30.00
20. Roll Call Votes (House & Senate) FIRST CLASS MAIL-Mailed Weekly	\$ 50.00	\$ 50.00
21. Roll Call Votes (House & Senate) PICKED UP AT DOCUMENT ROOM	\$ 25.00	\$ 25.00

I will be happy to respond to any questions the Council may have on this proposed schedule.

Sincerely,



Millicent M. MacFarland
Clerk of the House

Speaker Saxl

**Potential Motion to establish protocol for
deciding appeals of legislative bill requests
denied by the Legislative Council**

Motion: That the Legislative Council adopt the suggested protocol, A-E, for deciding appeals of legislative bill requests turned down by the Legislative Council as set forth in the "Deciding Appeals" document dated November 13, 2001.

Legislative Council Meeting
November 13, 2001

Deciding Appeals of Legislative Bill Requests Turned Down By the Council

Requirements relevant to bills in the Second Regular Session

1. Under the terms of the Maine Constitution, Section 1 of Article IV, Part Third, Legislative Power, the business of the second regular session must be limited to budgetary matters; legislation in the Governor's call; legislation of an emergency nature admitted by the Legislature; legislation referred to committees to study and report by the Legislature in the first regular session; and legislation presented to the Legislature by written petition of the electors (direct citizen initiative).
2. Under the 120th Legislative Council's Rules of Procedure, any action of the Council requires the affirmative vote of at least 6 members.
3. Under Rule 203 of the Joint Rules of the 120th Legislature, any vote of the Legislative Council to accept or reject a bill or resolve for introduction under the procedures established under the Joint Rules must be taken by the yeas and nays, and that vote must be recorded and made available for public inspection.
4. Under Rule 217 of the Joint Rules, a bill that has been introduced and finally rejected in a regular or special session may not be introduced in a subsequent session of the same Legislature except by a vote of 2/3 of both chambers. Therefore, determinations as to the relevancy of Rule 217 are within the purview of the presiding officers, not the Legislative Council.

Suggested Protocol for deciding appeals

- A. The Legislative Council will review appeals alphabetically by sponsor.
- B. For procedural consistency, when voting on an appeal of a bill request that was denied, the initial motion on a bill will be presumed to be a motion to accept the bill request for introduction into the second regular session along with a second to that motion. (Yea is to let in a bill; nay is to reject the bill for introduction).
- C. In order to review all legislative appeals in a timely manner, voting will be by a show of hands, with each Council Member's vote on each bill being recorded. The record of each vote will be made available for public inspection following the meeting.
- D. Legislators who appeal a decision of the Legislative Council will be given a brief opportunity to make their case to the Council. A time limit of 3 minutes will be observed for Legislators making an appeal. Only by leave of the Chair of the Legislative Council may a person who is not a Legislator make an appeal to the Council.
- E. Discussion of a bill request will be limited to whether it is appropriate for introduction under Constitutional provisions for second regular session bills, and will not speak to the merits of the bill itself. If a bill was turned down because it is closely related to another legislative request or to a carryover bill, the burden is on the Sponsor to convincingly distinguish his or her bill request from the closely related one.

120TH LEGISLATURE
SECOND REGULAR SESSION
APPEALED BILL REQUESTS



Office of the Revisor of Statutes

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Annis of Dover-Foxcroft

LR: 2818

TITLE: An Act to Amend the Laws Regarding Setoff of Debts Against
Tax Refunds to Include Convicted Felons

SUMMARY: The purpose of this bill is to allow the State to attach
the state income tax refund of a convicted felon.

SPONSOR: Rep. Ash, Jr. of Belfast

LR: 3210

TITLE: An Act to Amend the Laws Governing Lobster and Crab Fishing
Licenses

SUMMARY: This bill allows anyone who has previously held a Class I,
Class II or Class III lobster and crab fishing license to
obtain the same license.

JOINT RULE 217 RULING NEEDED: LD(S) 468
CLOSELY RELATED LEGISLATOR REQ: LR 2796 - PINKHAM

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Bennett of Oxford

LR: 3268

TITLE: An Act to Equalize the Fee Structure for Class I and
Class II Liquor Licenses

SUMMARY: This bill reduces the fee for a Class II license under the
retail liquor sales law to \$220 per year.

SPONSOR: Sen. Bennett of Oxford

LR: 3269

TITLE: An Act to Expedite Employment in the Maine Construction
Industry

SUMMARY: This bill would allow the use of on-site, rapid response
drug tests by construction companies operating in this
State for potential new hires.

SPONSOR: Sen. Bennett of Oxford

LR: 3284

TITLE: An Act to Require Tax-exempt Corporations to File
Copies of Federal Internal Revenue Service Form 990
with the Secretary of State

SUMMARY: Most charitable corporations qualifying as tax-exempt under
federal law must file IRS form 990 as a means of ensuring
public accountability. This bill requires such an
organization to file a copy of that form with the Secretary
of State as well.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Laverriere-Boucher of Biddeford

LR: 2724

TITLE: An Act to Allow Certain Licensed Mental Health Professionals
to Directly Bill Medicaid

SUMMARY: This bill would allow licensed clinical social workers and
licensed clinical professional counselors to directly bill
Medicaid for services rendered to persons with Medicaid
coverage.

SPONSOR: Rep. Laverriere-Boucher of Biddeford

LR: 2725

TITLE: An Act to Create the Foster Parent State Board of Review

SUMMARY: This bill would establish the Foster Parent State Board of
Review to review for acceptance or rejection any rule made
by the Department of Human Services regarding foster
parents. The board would consist of 16 foster parents, one
from each county.

SPONSOR: Rep. Laverriere-Boucher of Biddeford

LR: 2911

TITLE: An Act to Promote Affordable Housing in Downtown Areas

SUMMARY: This bill exempts from municipal minimum lot size standards
multiple-unit affordable housing developments that are
located in municipal downtown areas or other areas of the
municipality served by a public sewer system that has the
capacity to support the development.

CLOSELY RELATED LEGISLATOR REQ: LR 3037 - SULLIVAN

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Bromley of Cumberland

LR: 2925

TITLE: An Act to Establish a Licensed Case Worker Credential

SUMMARY: This bill would create an entry-level licensed case worker credential to all new Department of Human Service workers whether or not they have a bachelor's or master's degree in social work. These employees would become fully licensed social workers "LSW" within a time frame given to allow the workers to get the needed degrees.

CLOSELY RELATED LEGISLATOR REQ: LR 3049 - MILLS

CLOSELY RELATED LEGISLATOR REQ: LR 3247 - COLWELL

SPONSOR: Sen. Bromley of Cumberland

LR: 3299

TITLE: An Act to Address Inequities in Consumer Credit Fees

SUMMARY: The purpose of this bill is to assess proportionately the servicing fee that is charged a mortgage company when it underwrites a mortgage.

SPONSOR: Rep. Brooks of Winterport

LR: 2729

TITLE: An Act Requiring the State to Develop a Comprehensive Health Care Plan That Includes Mental Health as Well as Physical Health

SUMMARY: This bill would develop dynamic health plans and create a coordinated health planning framework within State Government by establishing the Health Care Planning Advisory Commission and giving the State Planning Office jurisdiction over the health planning function activities.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Brooks of Winterport

LR: 3219

TITLE: Resolve, to Ensure Consumer Representation in Medicaid
Prescription Drug Programs

SUMMARY: This resolve would direct the Department of Human Services to amend 2 rules as follows: First, it would add 2 consumer members, both of whom would have the same rights and privileges as the physician and pharmacist members, to the Drug Utilization Review Committee; 2nd, the membership provisions for the drug formulary committee would be amended so that the committee's 2 consumer members, neither of whom currently has voting privileges, would be granted voting privileges equal to those of the committee's other members.

SPONSOR: Rep. Bunker Jr. of Kossuth Township

LR: 3180

TITLE: An Act to Codify the Interpretation of the Maine Department of Labor as it Pertains to the Motor Carrier Industry

SUMMARY: The purpose of this bill is to clarify and codify the current practice that motor carriers use in compensating those employees whose qualifications and hours of service are established by the United States Secretary of Transportation. This bill exempts from overtime rates those employees in the motor transport industry whose qualifications and hours of service are regulated by the United States Secretary of Transportation or by the State Police.

CLOSELY RELATED LEGISLATOR REQ: LR 3245 - MATTHEWS

CLOSELY RELATED LEGISLATOR REQ: LR 3302 - BENNETT

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Bunker Jr. of Kossuth Township

LR: 3181

TITLE: An Act to Require the Department of Environmental Protection to Enforce Junkyard Laws in Absence of a Municipal or County Comprehensive Plan

SUMMARY: This bill requires the Department of Environmental Protection to be the lead agency in the enforcement of junkyard laws in the absence of a municipality's or county's comprehensive plan.

SPONSOR: Rep. Bunker Jr. of Kossuth Township

LR: 3185

TITLE: An Act to Allow the Use of Local Road Assistance Funds for any Maintenance of a Municipality's or County's Roads

SUMMARY: This bill allows a municipality or county to use state highway funds received as part of the local road assistance program for any maintenance of its roads, including winter maintenance.

SPONSOR: Rep. Carr of Lincoln

LR: 2800

TITLE: An Act to Require that the State Hold the Title to any Land to Which it Contributes Toward the Purchase Price

SUMMARY: This bill requires that the State hold the title to any land to which it contributes toward the purchase price.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Chick of Lebanon

LR: 2803

TITLE: An Act to Allow Landowner Permits to be Issued for Turkey
Hunting

SUMMARY: This bill would allow, similar to the system now allowed
for hunting antlerless deer, the Commissioner of Inland
Fisheries and Wildlife to issue turkey hunting permits to
landowners who keep their land open to the public for
hunting.

SPONSOR: Rep. Chick of Lebanon

LR: 2950

TITLE: An Act to Extend the Date By Which the Use of Tokens or
Tickets is Required for Games of Chance at Agricultural
Fairs

SUMMARY: This bill would extend by one year the date by which the
use of tokens or tickets is required for games of chance at
agricultural fairs.

SPONSOR: Rep. Clark of Millinocket

LR: 3216

TITLE: An Act Concerning Legal Counsel for Real Estate Closings

SUMMARY: This bill prohibits banks and mortgage companies from
requiring that specific lawyers be used for real estate
closings.

JOINT RULE 217 RULING NEEDED: LD(S) 629

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Clough of Scarborough

LR: 2871

TITLE: An Act to Require the Owner of a Submerged Snowmobile or
Boat to Remove the Snowmobile or Boat

SUMMARY: This bill would require the owner of a boat or snowmobile
submerged in the waters of the State to remove that boat or
snowmobile.

SPONSOR: Rep. Cote of Lewiston

LR: 2706

TITLE: An Act to Name a Portion of the Turnpike the POW-MIA
Memorial Highway

SUMMARY: This bill names a portion of the Maine Turnpike the POW-MIA
Memorial Highway.

SPONSOR: Rep. Cowger of Hallowell

LR: 3147

TITLE: An Act to Fund the Operational Costs of a Household
Hazardous Waste Collection System

SUMMARY: This bill appropriates sufficient funds for ongoing costs
of a statewide household hazardous waste collection system.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Daigle of Arundel

LR: 3039

TITLE: An Act to Provide for Legislative Review of Dissolved
Oxygen Standards in Riverine Impoundments

SUMMARY: This bill would require the Department of Environmental
Protection to review dissolved oxygen standards for
riverine impoundments and provides for legislative review
of those standards.

CLOSELY RELATED LEGISLATOR REQ: LR 3040 - DAIGLE

SPONSOR: Sen. Douglass of Androscoggin

LR: 2738

TITLE: An Act to Provide for Reciprocity in Temporary Licensing of
Nurses Licensed in Other States

SUMMARY: This bill provides for reciprocity in temporary licensing
of nurses that are licensed in other states.

TED LEGISLATOR REQ: LR 2763 - BROOKS

SPONSOR: Rep. Dudley of Portland

LR: 3191

TITLE: An Act to Maintain the Family Caregiver Initiative for
Elderly Citizens in Maine

SUMMARY: This bill would allocate \$250,000 to the Department of
Human Services, Bureau of Elder and Adult Services to serve
as the 25% state match for the family caregiver federal
initiative.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Dudley of Portland

LR: 3291

TITLE: An Act to Protect Police Horses

SUMMARY: This bill affords the same protection to police horses that is now offered to police dogs.

SPONSOR: Rep. Dudley of Portland

LR: 3293

TITLE: An Act to Support the State's Homeless Youth

SUMMARY: This bill continues funding for an innovative pilot program for homeless youth conducted in Portland, Lewiston and Bangor.

SPONSOR: Rep. Duncan of Presque Isle

LR: 2880

TITLE: An Act to Amend the Laws Governing Eligibility for General Assistance

SUMMARY: This bill amends the definition of a "lump sum payment" in the laws governing eligibility for general assistance to be consistent with other portions of those laws.

CLOSELY RELATED LEGISLATOR REQ: LR 2941 - WHEELER E

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Dunlap of Old Town

LR: 2865

TITLE: An Act to Protect the Rights of Maine Citizens Under
Collective Bargaining Agreements

SUMMARY: Current law allows random drug testing without cause to be
a part of a labor agreement. This bill would eliminate
that provision.

SPONSOR: Sen. Ferguson, Jr. of Oxford

LR: 2786

TITLE: An Act to Require Tractor-trailer Drivers to Clean Off
the Roof of Their Vehicles

SUMMARY: This bill would require a tractor-trailer driver to keep
the roof of the vehicle that the tractor-trailer driver is
driving clean of snow and ice.

SPONSOR: Rep. Fuller of Manchester

LR: 2977

TITLE: An Act Regarding Fire Safety Laws for Residential Care
Facilities

SUMMARY: This bill provides that, prior to being licensed, a
residential care facility must be certified as meeting Life
Safety Code 101 of the National Fire Protection Association
as adopted by the State Fire Marshal's Office. This bill
repeals certain state laws that conflict with the Life
Safety Code. This bill will direct the use of the current
Life Safety Code whenever applicable, eliminating
conflicting laws and rules without compromising resident
safety.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Fuller of Manchester

LR: 3159

TITLE: An Act to Establish the Asthma Prevention and Control Program in the Department of Human Services, Bureau of Health

SUMMARY: This bill establishes an asthma prevention and control program, which qualifies for federal grant money, within the Department of Human Services, Bureau of Health.

SPONSOR: Rep. Glynn of South Portland

LR: 2966

TITLE: An Act to Protect School Districts From Ongoing Substantial Losses in School Funding

SUMMARY: The purpose of this bill is to distribute any increases in school funding equally among the school districts.

JOINT RULE 217 RULING NEEDED: LD(S) 1548

SPONSOR: Rep. Goodwin of Pembroke

LR: 3045

TITLE: An Act to Ensure a Fair Rate of Return for Public Utilities

SUMMARY: This bill links the recovery of stranded costs, as defined in the Maine Revised Statutes, Title 35-A, section 3207, to the existence of a utility's rate of return that is determined by the Public Utilities Commission.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Goodwin of Pembroke

LR: 3118

TITLE: An Act to Establish a Moratorium on Removal of Dams
and to Establish a Study to Develop a Comprehensive
Plan for Rivers

SUMMARY: This bill establishes a moratorium on the removal of dams
from rivers and establishes a legislative study to develop
a comprehensive plan to deal with issues concerning the
rivers of the State, including dam breaching, fish ladders
and power generation.

SPONSOR: Rep. Goodwin of Pembroke

LR: 3122

TITLE: An Act to Amend the Laws Restricting the Hiring of
Spouses by School Boards

SUMMARY: This bill amends the law to prohibit the employment of the
spouse of a member of a school board in that board member's
own town but allows employment of the spouse in other towns
within the jurisdiction of the board.

SPONSOR: Rep. Goodwin of Pembroke

LR: 3123

TITLE: An Act to Amend the Laws Governing the Washington
County Emergency Medical Services Authority

SUMMARY: This bill would make minor changes to the laws governing
the Washington County Emergency Medical Services Authority
to enhance the authority's ability to serve communities.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Green of Monmouth

LR: 2916

TITLE: An Act to Provide That Salary Paid to Teachers for Duties
Relating to Technology is Subject to the Maine State
Retirement System

SUMMARY: This bill provides that the salary paid to teachers for
duties relating to technology is subject to the Maine State
Retirement System.

SPONSOR: Rep. Hall of Bristol

LR: 2884

TITLE: Resolve, Directing the Department of Marine Resources to
Participate in a Scientific Assessment of the Activities
in the Great Salt Bay

SUMMARY: This bill requires the Department of Marine Resources to
participate in a scientific assessment of the activities in
the Great Salt Bay. The bill also requires the department
to put a ban on fishing and harvesting activities for the
next 4 years pending the outcome of the assessment.

SPONSOR: Rep. Hall of Bristol

LR: 2982

TITLE: An Act to Authorize a General Fund Bond Issue in the
Amount of \$12,000,000 for Conservation and Access to Public
Lands

SUMMARY: The purpose of this bill is to provide funds for renovation
and expansion of facilities for state parks and historic
sites, for boat launch ramps and for trails.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Hall of Bristol

LR: 3154

TITLE: An Act Regarding Utility Easements

SUMMARY: This bill establishes that utilities retain the same rights when a railroad is abandoned as when a public way is abandoned. It clarifies that electric utilities can take action to cross railway lines unless that action interferes with railroad operation. It also clarifies the determination of the value of land or an easement.

SPONSOR: Rep. Hall of Bristol

LR: 3166

TITLE: An Act to Provide Consumers with a Renewable Energy Choice

SUMMARY: This bill provides that, whenever the Public Utilities Commission establishes a standard-offer price that is below the competitive retail market rate, the standard offer provided must also offer customers a 100% renewable energy option.

SPONSOR: Rep. Heidrich of Oxford

LR: 2775

TITLE: An Act to Amend the Laws Governing the Commission on Governmental Ethics and Election Practices

SUMMARY: This bill repeals changes to the membership of the Commission on Governmental Ethics and Election Practices. The bill also repeals authorization for that commission to employ an administrative director and a general counsel, and repeals authorization for monthly meetings.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Hutton of Bowdoinham

LR: 2815

TITLE: An Act to Safeguard Volunteer Firefighters' Regular
Employment

SUMMARY: This bill provides that a fire department volunteer may not
be fired for being late to or departing from the
volunteer's regular employment due to responding to a fire
call.

SPONSOR: Rep. Jacobs of Turner

LR: 2855

TITLE: An Act to Amend the Law Pertaining to the Sales Tax
Exemption for Incorporated Nonprofit Memorial Foundations

SUMMARY: This bill will repeal the future effective date of the
sales tax exemption for sales to incorporated nonprofit
memorial foundations, contained in the Maine Revised
Statutes, Title 36, section 1760, subsection 42, and make
the provision effective immediately.

SPONSOR: Rep. Jacobs of Turner

LR: 3125

TITLE: An Act to Authorize the Transportation of Water from Its
Source to a House or Apartment Well as Needed

SUMMARY: This bill would allow a person to transport water from its
source to a house or apartment well as needed.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Jones of Greenville

LR: 2718

TITLE: Resolve, to Restore Maine State Parks

SUMMARY: This bill directs the Department of Conservation to conduct an overview of state parks and compile an inventory of necessary repairs, maintenance and other beautification measures.

SPONSOR: Rep. Kane of Saco

LR: 3161

TITLE: Resolve, to Establish a Blue Ribbon Commission to Address Financing of Long-term Care Costs

SUMMARY: This resolve would establish a blue ribbon commission to investigate and analyze the future costs of providing long-term health care to elderly and disabled adults and recommend an integrated system of financing the projected costs of these services.

SPONSOR: Rep. Kane of Saco

LR: 3179

TITLE: Resolve, to Address the Crisis Caused by a Shortage in Direct Care Staff in the Long-term Care System

SUMMARY: This resolve consists of directives to the Department of Human Services, the State Board of Nursing and the State Board of Education to undertake initiatives regarding the training and certification of unlicensed direct care staff in the long-term care system. The resolve also requires a public awareness campaign and legislation to expand training opportunities.

CLOSELY RELATED LEGISLATOR REQ: LR 2817 - KANE

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Kilkelly of Lincoln

LR: 2819

TITLE: An Act to Increase the Penalty for Appropriating Another
Person's Social Security Number

SUMMARY: This bill would increase the penalty for appropriating
another person's social security number.

JOINT RULE 217 RULING NEEDED: LD(S) 1098

SPONSOR: Sen. Kilkelly of Lincoln

LR: 3084

TITLE: An Act to Promote and Simplify Transportation Assistance
to Medically Necessary Appointments

SUMMARY: This bill makes transportation to medically necessary
medical appointments more easily available to people
covered by Medicaid and Cub Care's transportation program,
including families with children, elderly persons 65 years
of age or over and persons with disabilities. It promotes
administrative efficiency by simplifying the application
process for transportation services, ensures families are
promptly reimbursed for out-of-pocket transportation
services, provides educational materials to those eligible
for transportation assistance about available service and
increases the reimbursement rates to families for providing
transportation to more accurately reflect their actual cost.

JOINT RULE 217 RULING NEEDED: LD(S) 1515

CLOSELY RELATED LEGISLATOR REQ: LR 3090 - MICHAUD MH

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Kilkelly of Lincoln

LR: 3151

TITLE: An Act to Mitigate the Effect of Large Mandatory
Environmental Penalties

SUMMARY: The purpose of this bill is to mitigate the effect of large mandatory environmental penalties by limiting the penalties that can be imposed, establishing a new process for the determination of penalties and imposing mandatory penalties only when there is an immediate threat to the public health, safety and welfare.

SPONSOR: Sen. LaFountain III of York

LR: 3285

TITLE: An Act to Permit Consumer-owned Utilities to
Competitively Bid on Wholesale Electric Energy Contracts

SUMMARY: This bill increases customer choice by allowing consumer-owned utilities to competitively bid on and accept wholesale electric energy contracts.

CLOSELY RELATED LEGISLATOR REQ: LR 3215 - DAIGLE

SPONSOR: Rep. LaVerdiere of Wilton

LR: 3188

TITLE: An Act to Correct the Retroactive Effect of Changes Made
to the Subdivision Laws

SUMMARY: This bill would make only the home-rule part of Public Law 2001, chapter 359 retroactive to June 1, 2001. The remainder of the chapter would take effect on September 21, 2001.

CLOSELY RELATED LEGISLATOR REQ: LR 2974 - SNOWE-MELLO

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Longley of Waldo

LR: 3313

TITLE: An Act Authorizing a General Fund Bond Issue in the Amount of \$5,000,000 to support the Maine Technical College System

SUMMARY: This bill authorizes a General Fund bond issue in the amount of \$5,000,000 to support the Maine Technical College System. Proceeds from the bond issue will be targeted to support programs in areas of greatest employment and growth need.

SPONSOR: Sen. Longley of Waldo

LR: 3315

TITLE: An Act Regarding the Use of Prescription Drugs by Children

SUMMARY: This bill prohibits school employees from recommending or requiring that parents put their children on medication.

SPONSOR: Rep. Loring of Penobscot Nation

LR: 2905

TITLE: An Act to Specifically Exempt Tribal Proceedings and Documents from the State Freedom of Access Laws

SUMMARY: This bill would specify that the state freedom of access laws do not apply to any tribal proceeding or documents held by the tribe.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Marley of Portland

LR: 2892

TITLE: An Act to Ensure Greater Protection to Children Who Are in
Automobile Accidents

SUMMARY: This bill raises the age and weight requirements for
children using booster seats.

SPONSOR: Rep. Marley of Portland

LR: 2893

TITLE: An Act to Allow Maine to Participate in the Federal Pilot
Program for Drivers Delivering Home Heating Oil

SUMMARY: This bill instructs the Commissioner of Public Safety to
allow Maine to participate in the Federal Motor Carrier
Safety Administration, or "FMCSA," pilot program that
allows for a restart of drivers' hours in order to allow
for flexibility of the hours-of-service regulations. This
pilot program, which lasts for 3 years, is managed and
monitored by the FMCSA and will provide data to the FMCSA
for the purpose of evaluating current hours-of-service
regulations.

SPONSOR: Sen. Martin of Aroostook

LR: 2896

TITLE: An Act to Support a Continuum of Quality Long-term Care
Services

SUMMARY: This bill would provide relief to nursing facilities,
including that the payment system must reflect costs and be
rebased every 3 years. The bill clarifies what constitutes
"fixed costs". The bill modifies conditional licensing of
social workers and fair hearing procedures on Medicaid
payment issues.

CLOSELY RELATED LEGISLATOR REQ: LR 2821 - KANE

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Mayo III of Bath

LR: 3050

TITLE: An Act to Eliminate Department of Professional and
Financial Regulation, Bureau of Insurance Travel
Restrictions for Obtaining Health Care

SUMMARY: This bill changes current Bureau of Insurance rules that
restrict travel distances for obtaining health care by
allowing patients to seek appropriate care in centers of
excellence outside of the travel area.

CLOSELY RELATED LEGISLATOR REQ: LR 3051 - MAYO

SPONSOR: Rep. Mayo III of Bath

LR: 3051

TITLE: An Act to Allow Health Maintenance Organization Insurance
Products to Identify Centers of Excellence

SUMMARY: This bill changes current Bureau of Insurance rules to
allow consumers belonging to HMOs to choose the best
treatment locale based on quality and outcomes data,
utilizing appropriate differentials within the benefit
structure.

CLOSELY RELATED LEGISLATOR REQ: LR 3050 - MAYO

SPONSOR: Rep. Mayo III of Bath

LR: 3052

TITLE: An Act to Implement a Health Insurance Pilot Project Under
the Supervision of the Bureau of Insurance

SUMMARY: This bill implements a project under supervision of the
Bureau of Insurance to develop an integrated program to
provide consumers with data concerning cost and quality,
allowing them to make informed decisions about health care
treatment options while demanding providers based upon
quality of outcomes.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. McAlevey of York

LR: 3214

TITLE: An Act to Authorize the Formation of Regional County
Corrections Authorities

SUMMARY: This bill authorizes groups of 2 or more counties to
finance, construct and operate regional correctional
facilities.

SPONSOR: Rep. McGlocklin of Embden

LR: 3044

TITLE: An Act to Benefit Maine's Economy

SUMMARY: This bill provides a new section in the divestiture
provisions that will use funds from the asset sale gain
account to provide relief from high energy prices to
nonresidential electricity consumers. The bill requires
emergency action of the Legislature because Maine's
industries and Maine's economy are threatened by continued
volatility in regional electric energy markets.

JOINT RULE 217 RULING NEEDED: LD(S) 741

SPONSOR: Rep. McKee of Wayne

LR: 3263

TITLE: An Act to Amend the Laws Governing the Allagash Wilderness
Waterway

SUMMARY: This bill requires the Allagash Wilderness Waterway, or
"AWW," to make an annual report to the Legislature; removes
the AWW from the list of state parks and establishes it as
a separate entity that reports to the Department of
Conservation, Bureau of Parks and Lands; changes the title
of the director of the AWW; and requires that the director
of the AWW receive wilderness management training.

JOINT RULE 217 RULING NEEDED: LD(S) 1761
CLOSELY RELATED LEGISLATOR REQ: LR 3282 - MCKEE

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. McKee of Wayne

LR: 3265

TITLE: An Act to Strengthen the Maine Commercial Fertilizer Law

SUMMARY: This bill would authorize the Commissioner of Agriculture, Food and Rural Resources to register a brand or grade of commercial fertilizer; allow the department to require additional information in the registration application; expand the labeling requirements; and prohibit the distribution of commercial fertilizer that contains substances that render it injurious to beneficial plant life, animals, humans, aquatic life, soil or water.

CLOSELY RELATED LEGISLATOR REQ: LR 3149 - COWGER

SPONSOR: Rep. McKee of Wayne

LR: 3271

TITLE: An Act to Improve Boating Safety in Waters of the State

SUMMARY: In order to address the growing number of serious boating accidents in the State, this bill would require a sound-making device for alerting other boaters, allow municipalities to submit recommendations regarding mandatory reduced speed limits in certain areas surrounding youth camps, establish zero tolerance for minors operating watercraft under the influence of alcohol and establish a training program for volunteer boating safety instructors.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. McKee of Wayne

LR: 3283

TITLE: An Act to Reduce Pollution to Androscoggin Lake by
Repairing and Altering the Existing State-owned
Barrier on the Dead River

SUMMARY: This bill authorizes emergency funding to pay for the cost of immediate improvements needed to the barrier owned by the State located on the Dead River in Leeds and known as the "Dead River Dam". The bill transfers ownership of the barrier from the Department of Agriculture, Food and Rural Resources to the Department of Environmental Protection. Finally, the bill authorizes funding to implement long-term changes to the barrier. Without these immediate and long-term actions by the State, the water quality of Androscoggin Lake will continue to decline and remediation may become very difficult and costly.

SPONSOR: Rep. McNeil of Rockland

LR: 2904

TITLE: An Act to Establish a Lobster Research and Monitoring Fund

SUMMARY: The purpose of this bill is to establish a lobster research and monitoring fund. The bill will establish surcharges to be assessed on lobster and crab fishing licenses to provide revenue to the fund. The bill also requires the Lobster Advisory Council to seek advice from the lobster management policy councils with the formulation of the research and monitoring programs.

SPONSOR: Rep. McLaughlin of Cape Elizabeth

LR: 2975

TITLE: An Act to Provide Property Tax Relief in Cumberland County

SUMMARY: Current law increases the amount of unencumbered surplus funds county commissioners may use annually for purposes other than reducing the county property tax levy. This bill restores the 10% limit in Cumberland County.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Mendros of Lewiston

LR: 3199

TITLE: An Act to Support Victims of the Terrorist Incident and
Military Veterans' Organizations

SUMMARY: This bill would create a new specialty license plate with
the American flag. Proceeds from the sale of the plates
would benefit disaster relief funds or veterans'
organizations, as determined by the purchaser.

CLOSELY RELATED LEGISLATOR REQ: LR 2823 - TRACY

SPONSOR: Rep. Mendros of Lewiston

LR: 3201

TITLE: An Act to Make Maine a Veteran Friendly State

SUMMARY: This bill would eliminate state income taxes on veterans'
pensions.

CLOSELY RELATED CARRYOVERS: LD(S) 810

CLOSELY RELATED LEGISLATOR REQ: LR 2735 - BENNETT

CLOSELY RELATED LEGISLATOR REQ: LR 2771 - EDMONDS

SPONSOR: Rep. Mendros of Lewiston

LR: 3202

TITLE: An Act to Protect Children from Sexual Predators

SUMMARY: This bill would increase the age of consent to 16 years of
age. A person who engages in sexual contact with a person
less than 16 years of age and who is more than 5 years
older than that person would be guilty of gross sexual
assault.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Mendros of Lewiston

LR: 3203

TITLE: An Act to Protect Children from Sexual Predators on the Internet

SUMMARY: This bill would require a statewide task force to make children more aware of the dangers on the Internet and to implement a plan for "sting" operations to catch sexual predators using the Internet.

SPONSOR: Rep. Mendros of Lewiston

LR: 3204

TITLE: An Act to Promote Energy Efficiency in State Offices and Lower Energy Costs

SUMMARY: This bill would require all new computer monitors purchased by the State to be low-energy-usage, flat-screen monitors.

SPONSOR: Rep. Mendros of Lewiston

LR: 3257

TITLE: Resolve, to Allow William and Anne Tower to Have a Hearing Before a Judge and Jury of Their Peers Concerning Alleged Misconduct by the Department of Human Services

SUMMARY: This bill removes barriers by the State and levels the playing field for William and Anne Tower, who may have been harmed by the Department of Human Services, by allowing William and Anne Tower an opportunity to a fair hearing before an impartial judge and jury of their peers. The jury, after reviewing all facts, evidence and testimony, will decide liability and damages.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Michaud of Penobscot

LR: 3305

TITLE: An Act to Amend the Laws Governing Trade Adjustment
Assistance and Trade Reduction Adjustment

SUMMARY: This bill would ensure that an applicant for trade
adjustment assistance or trade reduction assistance who is
initially denied benefits but who ultimately is granted
benefits may receive unemployment compensation.

SPONSOR: Sen. Mills of Somerset

LR: 2917

TITLE: An Act to Strengthen Maine's Litter Law

SUMMARY: This bill adds cigarettes to the list of items which are
considered litter.

SPONSOR: Rep. Morrison of Baileyville

LR: 2908

TITLE: An Act to Extend the Period During Which the Passamaquoddy
Tribe May Acquire Land in the City of Calais

SUMMARY: This bill extends until the year 2020 the option for the
Passamaquoddy Tribe to acquire land in the City of Calais.

CLOSELY RELATED LEGISLATOR REQ: LR 3160 - GOODWIN

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Morrison of Baileyville

LR: 2909

TITLE: An Act to Establish a Process for Certification of Food
Safety Managers

SUMMARY: This bill proposes to establish a certified food safety
manager program within the Department of Human Services to
ensure appropriate food safety measures in licensed eating
establishments.

CLOSELY RELATED LEGISLATOR REQ: LR 3121 - SHOREY

SPONSOR: Rep. Nass of Acton

LR: 2937

TITLE: An Act to Require Continuing Education for Professional
Engineers

SUMMARY: This bill mandates continuing education for professional
engineers.

SPONSOR: Rep. Norbert of Portland

LR: 3035

TITLE: Resolve, Directing the Department of Education to Fully
Reimburse Center-based Developmental Therapy Programs under
Contract with Child Development Services

SUMMARY: This resolve directs the Department of Education to fully
reimburse a nonprofit agency that operates developmental
therapy programs under contract with the Child Development
Services System for children from birth to 5 years of age.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Norton of Bangor

LR: 3129

TITLE: An Act Concerning Student Threats Against School Personnel

SUMMARY: This bill would establish school board policies to address student threats of physical harm to education personnel.

SPONSOR: Rep. Norton of Bangor

LR: 3304

TITLE: An Act to Clarify the Status of Retirees Who Return to Service Under the Maine State Retirement System

SUMMARY: This bill clarifies that a retired teacher who returns to work under Public Law 2001, chapter 442 is eligible upon ceasing work to return to coverage under the group health insurance plan in effect for active teachers in the school unit from which the teacher originally retired, including state payment of a percentage of the premium cost under the Maine Revised Statutes, Title 20, section 13451.

SPONSOR: Sen. Nutting of Androscoggin

LR: 2727

TITLE: Resolve, to Direct the Animal Welfare Board to Undertake a Public Information Campaign to Inform the Public of the Insurance Ramifications of Ownership of Certain Breeds of Dogs

SUMMARY: This bill would require the Animal Welfare Board to undertake a public information campaign to inform the public of the insurance consequences of ownership of certain breeds of dogs.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Nutting of Androscoggin

LR: 2886

TITLE: An Act Allowing the Hunting of Female Turkeys

SUMMARY: This bill establishes a lottery for the taking of 1500 female turkeys.

SPONSOR: Rep. O'Neil of Saco

LR: 2956

TITLE: An Act to Amend the Maine Consumer Credit Code

SUMMARY: This bill clarifies that if a deferral of a first period payment is for in excess of 90 days then no interest or costs may accrue in connection with the entirety of that deferral. If a deferral is for 90 days or less, then interest may accrue in connection with such a deferral. This bill clarifies the intent of Public Law 2001, chapter 82, which was enacted in the First Regular Session of the 120th Legislature.

SPONSOR: Rep. O'Neil of Saco

LR: 3056

TITLE: An Act to Modify Investment-related Insurance Company Provisions of the Maine Insurance Code

SUMMARY: This bill would permit a property and casualty carrier, upon prior approval of the Superintendent of Insurance, to invest more than 10% of its assets in qualifying indexed mutual funds managed by one investment firm. This would result in fund management cost savings to the insurer since it would not have to invest in more than one fund as it must presently do.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Paradis, Jr. of Frenchville

LR: 3251

TITLE: An Act to Provide \$25,000 to the Maine Tourism Association to Assist with Financial Costs Incurred by a Required Study of Northern and Downeast Maine

SUMMARY: This bill allocates \$25,000 to the Maine Tourism Association to assist in ameliorating the financial impact that a required study of tourism in Aroostook County and Washington County will cause the association through guide and map rewrites.

SPONSOR: Rep. Paradis, Jr. of Frenchville

LR: 3253

TITLE: An Act to Enable Aroostook County to Fund on a Per Capita Basis the E-9-1-1 System

SUMMARY: This bill allows Aroostook County to assess its municipalities for the impending E-9-1-1 system on a per capita basis rather than by the required system of valuation.

SPONSOR: Rep. Paradis, Jr. of Frenchville

LR: 3254

TITLE: An Act to Clarify Reciprocity for Prisoner Transfers Under the Transfer of Offenders Treaty Between the United States and Canada

SUMMARY: This bill clarifies what constitutes true reciprocity for prisoner transfers as intended under the treaty between the United States and Canada.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Patrick of Rumford

LR: 2704

TITLE: An Act to Include Services Provided by Licensed Marriage and Family Therapists in Medicaid Coverage

SUMMARY: This bill would provide Medicaid coverage for services provided by licensed marriage and family therapists.

CLOSELY RELATED LEGISLATOR REQ: LR 2802 - LAVERRIERE-BOUCHER

SPONSOR: Rep. Peavey of Woolwich

LR: 3157

TITLE: An Act to Enhance the Juvenile Drug Courts by Increasing Access to Treatment Services

SUMMARY: This bill enhances the ability of drug courts to work with and treat juveniles with substance abuse issues.

CLOSELY RELATED LEGISLATOR REQ: LR 2791 - SAVAGE W

CLOSELY RELATED LEGISLATOR REQ: LR 2903 - SAVAGE W

SPONSOR: Rep. Quint of Portland

LR: 3031

TITLE: An Act to Improve the Public Safety of Maine Citizens

SUMMARY: This bill appropriates \$21,315,000 to the Department of Corrections, county jails and the Department of Behavioral and Developmental Services for the purpose of providing mental health workers, psychologists and nurses to help law enforcement and correctional officers deal with persons with mental illnesses.

CLOSELY RELATED LEGISLATOR REQ: LR 3115 - WESTON

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Quint of Portland

LR: 3184

TITLE: An Act to Enhance Consumer-directed Personal Assistance
Services for Maine Citizens with Disabilities

SUMMARY: This bill designates the Department of Labor, Bureau of Rehabilitation Services as the lead agency for providing consumer-directed personal assistance services to Maine citizens with disabilities and reassigns all functions of the state-funded and Medicaid-funded consumer-directed personal assistance services programs for people with disabilities to the Bureau of Rehabilitation in order to ensure that these services are delivered in the most comprehensive manner possible. This bill further directs the Bureau of Rehabilitation to guarantee the full participation of people with disabilities in the development of rules that govern the delivery of these consolidated consumer-directed personal assistance services.

CLOSELY RELATED LEGISLATOR REQ: LR 3226 - BUNKER

CLOSELY RELATED LEGISLATOR REQ: LR 3272 - QUINT

SPONSOR: Rep. Quint of Portland

LR: 3273

TITLE: An Act to Create an Easement at the Maine Youth Center

SUMMARY: This bill would establish a restrictive covenant on the real property used by the Maine Youth Center to prohibit its sale or any use for nonyouth related services. Any change to the covenant would require a 2/3 majority vote by the Legislature.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Richardson of Brunswick

LR: 3218

TITLE: An Act Regarding Trial Offers

SUMMARY: The bill would allow merchants to provide consumers, who have already agreed over the telephone to be charged for a good or service after a trial period, with a written notice detailing the specific steps for cancellation of the purchase using a toll-free number.

SPONSOR: Sen. Sawyer, Jr. of Penobscot

LR: 3153

TITLE: An Act to Facilitate the Closure of Privately Owned Solid Waste Landfills

SUMMARY: This bill allows an owner or operator of a licensed solid waste disposal facility to use the financial assurance mechanisms allowed under federal law for closure and post-closure care and for corrective action for known releases.

SPONSOR: Rep. Schneider of Durham

LR: 3225

TITLE: An Act to Provide Tax Conformity

SUMMARY: This bill will provide conformity in the Maine tax code with the changes recently enacted by the Federal Government.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Sherman of Hodgdon

LR: 2898

TITLE: An Act to Require the Land for Maine's Future Board to
Notify State Representatives of Projects

SUMMARY: This bill would require the Land for Maine's Future Board
to notify a state representative if the board is
considering a project in that representative's district.

SPONSOR: Rep. Sherman of Hodgdon

LR: 2899

TITLE: An Act to Require the Membership of the Land for Maine's
Future Board to Include a State Representative

SUMMARY: This bill would expand the membership of the Land for
Maine's Future Board to include a state representative from
the Joint Standing Committee on Agriculture, Conservation
and Forestry.

SPONSOR: Rep. Sherman of Hodgdon

LR: 3047

TITLE: An Act to Amend the Laws Pertaining to the Maine Municipal
Bond Bank

SUMMARY: The purpose of this bill is to amend the laws pertaining to
the Maine Municipal Bond Bank to allow a quasi-municipal
corporation to become an eligible borrower for electric,
water and sewer projects.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Shields of Auburn

LR: 2825

TITLE: An Act Allowing Committees Having Oversight of Health and Human Services Issues to Obtain Confidential Information

SUMMARY: This bill permits members of committees having oversight of health and human services to obtain the same level of confidential information that regular staff of the Department of Human Services can obtain.

SPONSOR: Rep. Shields of Auburn

LR: 2945

TITLE: Resolve, Directing the Department of Human Services to Apply for a Federal Waiver to Provide Medicaid Benefits to Uninsured Residents with a Diagnosis of Cancer

SUMMARY: This resolve would direct the Department of Human Services to apply for a waiver from the Federal Government to authorize the provision of Medicaid benefits to uninsured citizens of the State who receive a diagnosis of cancer.

SPONSOR: Sen. Shorey of Washington

LR: 3120

TITLE: Resolve, to Provide for the Location of a New Bridge in Calais

SUMMARY: This resolve would require the Department of Transportation to place the planned international bridge within the city limits of the Town of Calais.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Simpson of Auburn

LR: 2979

TITLE: An Act to Ensure the Fair Collection of Overpayments

SUMMARY: This bill prevents the Department of Human Services from collecting overpayments accrued in public benefit programs from people who were minors in the household at the time that their parent or other caretaker received the overpayment.

SPONSOR: Rep. Simpson of Auburn

LR: 3277

TITLE: An Act Providing Equity Under the Maine Clean Election Act

SUMMARY: Under this bill, any candidate who elects to participate under the Maine Clean Elections Act as a publicly financed candidate has the same qualifying period as any other candidate, regardless of whether or not the candidate is enrolled in a political party.

SPONSOR: Rep. Simpson of Auburn

LR: 3288

TITLE: An Act to Support Businesses Engaged in Both Off-premise and On-premise Retail Sales of Malt Liquor and Wine

SUMMARY: Under this bill, an off-premise licensee of malt liquor and wine could use a common kitchen if the licensee also operates a wine bar on the premises.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Small of Sagadahoc

LR: 2858

TITLE: An Act to Ensure Accountability of State Expenditures to
Private Scholarship Organizations

SUMMARY: This bill requires the Senator George J. Mitchell Scholarship Research Institute or any other private organization that provides scholarships and receives state funding to have on its board of directors 3 members appointed by the Governor. The board would be required annually to report to the Legislature on the selection criteria used in determining the recipients of any scholarships granted from the organization as well as how all state appropriations are used by the organization. Any state appropriations to the organization must be used for scholarships and not for salaries and other administrative expenses.

SPONSOR: Sen. Small of Sagadahoc

LR: 3093

TITLE: An Act to Provide Loan Assistance for Maine's Retail
Businesses

SUMMARY: This bill would allow Maine's retail businesses to qualify for no-interest loans through the Finance Authority of Maine if those businesses had to purchase new registers to comply with the new multi-tax system that went into effect on October 1, 2001.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Small of Sagadahoc

LR: 3116

TITLE: An Act to Permit Underground Storage Tanks in Low-risk Areas

SUMMARY: This bill permits underground storage facilities within 75 feet of a private well when public water is available to replace the well and the facility installs monitoring devices around the facility, or when the facility owner agrees to pay for replacement or remediation of the well in the event of contamination by a release from the facility.

SPONSOR: Rep. Smith of Van Buren

LR: 3103

TITLE: An Act to Provide for Labor Committee Review of the Workers' Compensation Board

SUMMARY: The purpose of this bill is to have the appointment of new board members to the Workers' Compensation Board reviewed by the Labor Committee.

SPONSOR: Rep. Snowe-Mello of Poland

LR: 2696

TITLE: An Act to Amend the Laws Regarding Notification by State Agencies to Landowners Prior to Entering Onto Their Land

SUMMARY: This bill requires state agencies to adopt written policies regarding the conditions under which they would authorize entry onto a person's private property, and attempts to make consistent notification practices prior to such entry. This bill also establishes a study commission to examine curtilage and the entry onto private property by state officials.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Snowe-Mello of Poland

LR: 2804

TITLE: An Act to Amend the Cumberland County Budget Process

SUMMARY: Under current law, the Cumberland County Budget Advisory Committee forwards an approved county budget to the county commissioners, who may alter that budget. This bill replaces that process and establishes a budget committee whose budget may be revised by the county commissioners only by a unanimous vote of the commissioners. Changes by the county commissioners may be rejected by a 2/3 vote of the budget committee.

CLOSELY RELATED LEGISLATOR REQ: LR 2773 - BLISS

CLOSELY RELATED LEGISLATOR REQ: LR 2976 - CUMMINGS

SPONSOR: Rep. Soctomah of Passamaquoddy Tribe

LR: 2744

TITLE: Resolve, Establishing a Commission to Examine the Treatment of Native Americans in the Prison System

SUMMARY: This resolve establishes a commission to examine the treatment of Native Americans in the prison system.

SPONSOR: Rep. Soctomah of Passamaquoddy Tribe

LR: 3099

TITLE: An Act Concerning Passamaquoddy Land in Grand Lake Stream Plantation

SUMMARY: This bill establishes a process for including land in Grand Lake Stream Plantation in the Passamaquoddy Indian Reservation.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Stanley of Medway

LR: 2970

TITLE: An Act to Create the Office of Canadian Ombudsman

SUMMARY: This bill would create the Office of Canadian Ombudsman to oversee issues affecting business conducted between Maine and Canada.

SPONSOR: Rep. Stanley of Medway

LR: 3163

TITLE: An Act to Promote Equity in Camp Lot Leases

SUMMARY: This bill would imply an easement of access to a camp lot in the unorganized territory if the lease for the lot does not contain an easement of access. The bill would also require that the lessor pay the fair market value of any improvements made by the lessee unless the lease specifies otherwise.

SPONSOR: Rep. Sullivan of Biddeford

LR: 3037

TITLE: An Act to Exempt Affordable Housing from Moratoria, Growth Caps and Impact Fees

SUMMARY: This bill exempts affordable housing from moratoria, growth caps and impact fees.

CLOSELY RELATED LEGISLATOR REQ: LR 2911 - LAVERRIERE-BOUCHER

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Sullivan of Biddeford

LR: 3300

TITLE: An Act to Reduce the Economic Impact of Posted Spring Roads

SUMMARY: The purpose of this bill is to prohibit municipalities from posting roads on a seasonal basis.

SPONSOR: Rep. Tarazewich of Waterboro

LR: 2943

TITLE: An Act to Prevent Theft and Ensure Safety at Gasoline Filling Stations

SUMMARY: The purpose of this bill is to discourage theft of motor fuels by "drive-offs" by creating a crime for driving off without paying for the fuel and attaching a 6-point demerit against a person's driver's license.

JOINT RULE 217 RULING NEEDED: LD(S) 1221

SPONSOR: Rep. Tracy of Rome

LR: 2754

TITLE: An Act to Amend the Laws Governing Compensation for Abutters of Landfills

SUMMARY: This bill provides that the owner of a privately owned landfill must compensate an abutter for the decrease in value of the land caused by the landfill.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Tracy of Rome

LR: 2823

TITLE: An Act to Create a Patriotic License Plate to Benefit
Relief Organizations

SUMMARY: This bill creates a license plate with a patriotic design,
the proceeds of the sale of which will be donated to relief
organizations. This plate would be decorative only, would
not display the registration number and would be displayed
on the front of a vehicle only.

CLOSELY RELATED LEGISLATOR REQ: LR 3199 - MENDROS

SPONSOR: Rep. Trahan of Waldoboro

LR: 2700

TITLE: An Act Regarding the Administration of Epinephrine by
Emergency Medical Personnel

SUMMARY: This bill provides authority for all emergency medical
personnel to administer epinephrine.

JOINT RULE 217 RULING NEEDED: LD(S) 283

SPONSOR: Rep. Trahan of Waldoboro

LR: 2720

TITLE: An Act to Amend the State Government Evaluation Act to
Create the Office of Legislative Audit

SUMMARY: This bill would amend the State Government Evaluation Act
to create the Office of Legislative Audit. This office,
which will be modeled on successful programs in other
states, will oversee the process of developing performance
measures, evaluate the use of those performance measures
and conduct program reviews.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Rep. Usher of Westbrook -

LR: 2768

TITLE: Resolution, Proposing an Amendment to the Constitution of
Maine to Protect the Elderly from Rising Property Tax Rates

SUMMARY: This bill would propose an amendment to the Constitution of
Maine to allow communities to enact property tax freezes
for elderly residents who own property in the community.

JOINT RULE 217 RULING NEEDED: LD(S) 980 LD 657

SPONSOR: Rep. Weston of Montville

LR: 3032

TITLE: An Act to Designate Department of Education Chapter 180
Rules as Major Substantive Rules

SUMMARY: This bill requires rules establishing the Department of
Education's comprehensive childfind system and early
intervention system to be major substantive rules.

CLOSELY RELATED LEGISLATOR REQ: LR 2902 - CLOUGH

CLOSELY RELATED LEGISLATOR REQ: LR 3048 - DAIGLE

SPONSOR: Sen. Youngblood of Penobscot

LR: 2835

TITLE: An Act to Facilitate the Prompt Transfer of State Funds
Following a Declared Disaster

SUMMARY: This bill would amend the law to authorize the transfer
from the Maine Rainy Day Fund to the Maine Emergency
Management Agency to provide the state share of matching
assistance grants following declaration of a disaster.

120TH LEGISLATURE - SECOND REGULAR SESSION
APPEALED BILL REQUESTS

SPONSOR: Sen. Youngblood of Penobscot

LR: 2836

TITLE: An Act to Authorize Certain Former Members of the Maine State Retirement System to Rejoin the Maine State Retirement System

SUMMARY: This bill would allow former members of the Maine State Retirement System who switched out of that program into TIAA-CREF in 1999 and 2001 following representations of incorrect information by TIAA-CREF to switch back to the Maine State Retirement System within the 6-month period following the effective date of this Act.

SPONSOR: Sen. Youngblood of Penobscot

LR: 3176

TITLE: An Act to simplify the Process by Which a Financial Institution Transfers Title to a Motor Vehicle to a Lessee

SUMMARY: This bill expands the ability of a financial institution to sell a motor vehicle in circumstances when the financial institution transfers title to a vehicle that it leases the lessee of a vehicle.

REVISED OCTOBER 29, 2001
120TH LEGISLATIVE COUNCIL
SECOND REGULAR SESSION
REVIEW OF REQUESTS TO INTRODUCE LEGISLATION

November 2nd (Friday)

**Notification of Council's action
mailed to sponsors**

November 7th (Wednesday)

Deadline for filing appeals

November 13th (Tuesday)

➡ 9:00 a.m.

**Legislative Council Meeting to
consider appeals**

*** Legislators are strongly encouraged to file their bill requests well in advance of this deadline.**

OCTOBER 2001						
<i>Sun</i>	<i>Mon</i>	<i>Tue</i>	<i>Wed</i>	<i>Thu</i>	<i>Fri</i>	<i>Sat</i>
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

NOVEMBER 2001						
<i>Sun</i>	<i>Mon</i>	<i>Tue</i>	<i>Wed</i>	<i>Thu</i>	<i>Fri</i>	<i>Sat</i>
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25	26	27	28	29	30	