

MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL
JANUARY 29, 2002,
1:30 p.m.
Room 334, Legislative Council Chamber
REVISED AGENDA**

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	ROLL CALL	
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12	• Executive Director's Report	
16	• Renovations: Status Report (Fairservice)	
	• Status of Interim Studies (Mercier)	
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	REPORTS FROM COUNCIL COMMITTEES	
27	• Subcommittee to Consider Additional Security Measures	Decision
	• Personnel Committee (No action required)	
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	• Space Committee	
	• Budget Subcommittee (No action required)	
32	• Capital Area Advisory Committee (No action required) (Memo from committee enclosed)	

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	Item #2: Creation of Legislative Council Subcommittee to Plan for New Legislator Orientation and Other Legislator Education Programs	Decision
46	Item #3: Communications Sent on Behalf of the Legislative Council (No action required)	Information
47	Item #4: Legislative Budget Reduction Proposals (Emergency Budget)	Information
50	Item #5: Request for Staffing from Health Care System and Health Security Board (Memo from Co-Chairs Rep. Paul Volenik, House Chair and Sen. John Martin, Senate Chair)	Decision
51	Item #6: Proposed Policy on Loaned Artwork (Memo from David Boulter, Executive Director of the Legislative Council)	Decision
55	Item #7: Request for Extension of Study Reporting Deadline (no additional funding from the Legislature requested)	Decision
	<ul style="list-style-type: none"> • Health Care System and Health Security Board (from March 1, 2002 to December 1, 2002) 	
56	Item #8: Submission of Study Reports	Decision
	<ul style="list-style-type: none"> • Committee to Study the Needs of Persons With Mental Illness Who Are Incarcerated (pursuant to H.P. 1383) • Joint Study Committee to Study Growth Management (pursuant to Joint Order H.P. 1330) 	

- Committee to Study the Loss of Commercial Fishing Waterfront Access and Other Economic Development Issues Affecting Commercial Fishing (pursuant to Joint Order, H.P. 1384)
- Committee to Review the Child Protective System (pursuant to Joint Order, H.P. 1385)
- Committee to Study the Benefits and Costs for Increasing Access to Family and Medical Leave (pursuant to Joint Order, H.P. 1386)
- Joint Study Commission to Study Reimbursement Rates for Maine's Bottle Redemption Rates for Maine's Bottle Redemption Businesses and Other issues Related to the Handling and Collection of Returnable Containers (pursuant to Joint Order, H.P. 1389)
- Committee to Study Issues Concerning Changes to the Traditional Uses of Maine Forests and Lands (pursuant to Joint Order, H.P. 1391)
- Commission to Study Assisted Living (pursuant to Private and Special Law 2001, chapter 36)
- Commission to Study the Needs and Opportunities Associated With the Production of Salmonid Sport Fish in Maine (pursuant to Public Law 462, chapter 124)
- Round Table to Study Economic and Labor Issues Relating to the Forest Products Industry (pursuant to Resolve 1991, chapter 124)
- Commission to Study Domestic Violence (pursuant to Resolve 1999, chapter 126)
- Commission to Study the Implementation of a Unified Emergency Response for Emergency Releases and Spills of Toxic or Hazardous Materials (pursuant to Resolves 2001, chapter 65)
- The Blue Ribbon Commission on Postsecondary Educational Attainment (pursuant to Resolve 2001, chapter 66)
- Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-Terrain Vehicles and Watercraft (pursuant to Resolves 2001, chapter 68)
- Joint Standing Committee on Health and Human Services Review of the Child Welfare System

ANNOUNCEMENTS AND REMARKS

Council meeting dates: February 27, March 27, April 24, May 29, and June 26, 2002. All meetings will begin at 1:00 p.m. and will be held in Room 334, Legislative Council Chamber.

ADJOURNMENT

REP. MICHAEL V. SAXL
CHAIR

SEN. MICHAEL H. MICHAUD
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
EXECUTIVE DIRECTOR

MEETING SUMMARY
DECEMBER 19, 2001

CALL TO ORDER

The Chair, Speaker Michael V. Saxl, called the Legislative Council meeting to order at 1:21 p.m. in the Legislative Council Chamber.

ROLL CALL

Senators:	Sen. Michaud, Sen. Daggett, Sen. Small, Sen. Davis, Sen. Treat
Representatives:	Speaker Saxl, Rep. Colwell, Rep. Bruno, Rep. Norbert, Rep. Schneider
Legislative Officers:	Pamela Cahill, Secretary of the Senate Millicent MacFarland, Clerk of the House David Shiah, Assistant Clerk of the House David 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

On behalf of the entire Legislative Council, Speaker Saxl welcomed President Pro Tempore Michael H. Michaud as a new member of the Council, replacing Senator Bennett who assumed his duties as President of the Senate as of December 6, 2001.

SUMMARY OF NOVEMBER 13, 2001, COUNCIL MEETING

Motion: That the Summary of November 13, 2001, meeting be accepted and placed on file.
(Motion by Sen. Small, second by Sen. Michaud, unanimous).

The Chair moved that the Council take an item out of order, unless there was objection. Hearing none, the Chair moved to Item 7 under New Business.

NEW BUSINESS

Item #7: Consideration of After Deadline Bill Requests

After deadline requests were considered by the Legislative Council. The Council's action on these requests are included on the attached list.

REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS

- **Executive Director's Report**

Executive Director Boulter presented five items as information updates and two items for which he sought policy guidance from the Council.

1. Staff Positions

The following newly appointed and promoted Legislative Council staff were introduced to the Council.

Office of Policy and Legal Analysis

Lisa Baldwin, Legislative Analyst. She will be co-staffing the Health and Human Resources and Education committees this session.

Karen Nadeau Drillen, Legislative Researcher. She is assigned to several policy areas in her research capacity, including transportation, utilities, labor, and legal and veterans' affairs.

Office of Fiscal and Program Review

Jim Dionne, newly promoted Principal Analyst.

Marc Cyr, Principal Analyst, was the second member of the legislative staff appointed to the Revenue Forecasting Committee. Mr. Cyr coordinates the fiscal note process.

Christopher Nolan, Legislative Analyst, will be joining the office December 31, 2001.
(not present for introductions)

Office of Legislative Information Services

Michael Thompson, Desktop Support Administrator.

2. Renovations of State House

Executive Director Boulter presented a brief status report on the State House renovations and schedule. He had received personal assurances from Bruce Hilfrank, Project Manager for Granger Northern and Stan Fairservice, Owner's Representative, that renovations work on the 3rd and 4th floors, the stairwells and Hall of Flags would be completed in time for the start of the Second Regular Session on January 2, 2002. The 3rd and 4th floors are completed and furnishings are now being re-installed. Mr. Boulter also reported that the costs for the renovations work remained within the budget that had been established for the North Wing.

3. Bill Signing Day

The Presiding Officers established Friday, December 14, 2001, as bill signing day, the day by when bills that were out for review by sponsors, had to be signed and returned to the Revisor's office. The purpose was to encourage bills to be drafted, signed and printed by the time committees reconvened on January 2, 2002 in order to allow committees as much time as possible in January to hear and work bills. Over 213 bills were returned, and over 50 had already been referred to committees.

4. State House and Capitol Park Commission

Executive Director Boulter reported that the State House and Capitol Park Commission met to consider a variety of issues. The Commission voted unanimously to recommend to the Legislative Council to expend up to \$775,000 from the Reserve Fund for State House Preservation and Maintenance for renovations-related activities. Mr. Boulter emphasized that the vote supports an earlier Council decision regarding funding of the North Wing renovations. It is not a request for additional funds, but rather it ratifies the decision made by the Council when accepting the guaranteed maximum price for the North Wing that money would be used from the Reserve Fund, but did require a recommendation by the Commission. The Commission unanimously made that recommendation at the meeting.

5. Commission on Governmental Ethics

William Hain, Director, Ethics Commission, requested that Mr. Boulter bring to the Council's attention his memo indicating that the Commission will be developing and holding informational sessions on the opportunity for electronic filing of reports by legislators. The Commission is in the process of developing the training program and is seeking input from legislators before proceeding in order to make the training as useful as possible to Legislators. If Council members have suggestions about the training, they should contact Mr. Hain directly at the Ethics Commission.

For the following two items Mr. Boulter requested Council advice.

1. Executive Branch Request for Proposed Reductions Targets to Legislative Accounts.

As part of the Executive's search for ways to make reductions to the FY 02/03 General Fund budget in light of recent revenue reprojections, the Budget Office has asked agencies to explore various levels of reductions and their impacts. We participated in the requested curtailment of 2% of allotments for FY 02, totaling approximately \$71,000. The Budget Office (Governor's Office) is looking for further reductions and has asked that

the Legislature work with them to arrive at a target figure. This would be included as a proposed budget reduction for the Legislature in the Governor's emergency budget submission.

Mr. Boulter asked if the Council would like Rose Breton and him to review all legislative accounts to identify savings that might be made without seriously impacting current operations. Anything above the 2% curtailment would require the guidance from the Legislative Council. Mr. Boulter sought Council advice on how to respond to the request. Speaker Saxl recommended reconvening the earlier budget subcommittee to review potential budget cuts.

Motion: Direct the Executive Director's Office to review all legislative accounts to look for potential savings that might be made without serious impacts on legislative operations or process and present, as non-binding, those savings to the Council's Budget Subcommittee of the Legislative Council for consideration relative to the emergency budget submission. Further, that the Budget Subcommittee make its recommendations promptly to the Council for submission to the Governor's Office for consideration relative to the emergency budget. (Motion by Speaker Saxl, second by Rep. Colwell, 9-1, Rep. Bruno opposed).

Mr. Boulter asked if the Budget Subcommittee members would need to be reappointed. Speaker Saxl suggested that the previous subcommittee would continue if the members still wished to serve. The members were Rep. Bruno, Rep. Colwell, Sen. Small and Sen. Daggett. The Speaker asked if those members would be willing to serve on the Subcommittee. Sen. Small, Sen. Daggett and Rep. Colwell agreed to serve. Rep. Bruno asked to take the matter under advisement. Speaker Saxl indicated that Rep. Schneider was invited to serve on the subcommittee if Rep. Bruno chose not to participate.

2. Additional Security Measures for the State House and Grounds

Mr. Boulter referred Council members to a letter from Major General Tinkham dated December 18, 2001 regarding additional security measures for the State House and grounds. Following the terrorist attacks of September 11th, General Tinkham formed a team of experts to assess potential target sites, including the State House complex. An assessment was made and a plan was developed to better coordinate response and to enhance site security. The General has made a request to discuss additional security measures that may be appropriate for the State House. Some measures would be relatively simple and inexpensive to accomplish; others would have a more significant cost or policy implications. The General suggested, and Mr. Boulter agreed, that some consideration be given to forming a small advisory group, including one or two legislators, to assist in evaluating recommendations for enhanced security.

Motion: Convene an advisory group consisting of the Secretary of the Senate, Clerk of the House, the Executive Director, two members of the Legislative Council, one from each body and one from each party, for the purposes of discussing recommendations for increased security measures for the State House and grounds and direct the advisory group to report its recommendations to the Legislative Council at its January meeting. (Motion by Speaker Saxl, second by Sen. Daggett, unanimous).

The Speaker asked for volunteers to serve on the advisory group. Rep. Schneider and Sen. Treat volunteered and were appointed by the Speaker.

- **Renovations: Status Report**

Stanley Fairservice reported that the underground connector and the new West Wing front entrance were open for public use. Rep. Norbert inquired if Mr. Fairservice and Mr. Hilfrank were confident that all deadlines will be met before the start of session. Mr. Fairservice said they were, that the 3rd and 4th floors will be completed, the Hall of Flags will be ready for painting by the end of the day on December 20th along with the stairwell in the North end.

Sen. Treat noted that the temporary automatic door opener at the South entrance had been removed and that some people find it difficult to open those doors without the power assist. She asked if the plans called for the opener to be re-installed. Mr. Fairservice responded that the approved drawings did not call for a power assist at that entrance drawings, but if the Council directs a change, one would be re-installed. Speaker Saxl asked Mr. Fairservice to price out the costs for such a modification to see if it could be accommodated within the current renovations budget. If it could not, it should be included in future budget proposals. Mr. Fairservice agreed to cost out the change.

Rep. Bruno made reference to an earlier communication from Mr. Boulter regarding the architect's request for payment of professional liability insurance and asked if the Council's contract with the architect allowed him to pass along any increase in insurance to the renovation project. Mr. Boulter said it was a professional liability insurance policy, which covers the architect's firm and contractors. Under the terms of the contract the Legislative Council was obligated to pay for the coverage. The premium is based on the final project costs, so cost overruns increase the final premium payment. Mr. Boulter negotiated the premium payment, and through an arrangement with Architects Weinrich + Burt, the architects will pay the costs to maintain the policy deductible at \$10,000 rather than \$25,000, a value of \$5,600. Mr. Boulter also explained that under the contract, the Legislative Council must compensate the architect at 10.8% of the project costs, including all cost overruns.

Speaker Saxl thanked both Mr. Fairservice and Mr. Hilfrank for their work on the renovation project.

- **Status of Interim Studies**

David Elliott, Interim Director, OPLA, reported that the studies were continuing and beginning to conclude. The staff was finalizing reports, drafting legislation, and several reports have been sent to print already.

- **Fiscal Report**

Grant Pennoyer, Director, OFPR, presented a report on the following matters.

1. **November 2001 Revenue Variances**

General Fund revenues were down for the month of November by \$3.1 million but up year-to-date by \$1.8 million. The budget figures reflect recent revenue rejections, and absent the rejection, revenues have been \$22.9 million under projects through the first 5 months of the fiscal year.

The Highway Fund continues to perform very well, up \$0.6 million for the month of November and \$5 million over projections for the year-to-date.

2. November 2001 Revenue Reprojection

The above figures reflect the recent revenue rejections; the reprojection for the current biennium is now \$248.6 million. To ensure that there is a balanced budget each fiscal year, approximately \$86 million is needed, through budget savings or revenue enhancements.

The Revenue Forecasting Committee made no change in the Highway Fund revenue projections.

Tobacco Settlement revenues were re-projected downward by \$2.2 million over the biennium. There was a balance projected at the end the biennium of approximately \$9 million. With the reprojection, there will be an estimated balance of approximately \$7.3 million in the Fund for a Healthy Maine.

3. 2004-2005 Structural Gap Estimates

On December 14, 2001, the estimate for the General Fund for the 2004-2005 biennium was between \$650 to \$700 million, a large portion of that reflecting the recent revenue rejections. Other contributing factors include Medicaid and increased health insurance costs and the Personal Services collective bargaining costs for state employees that will be fully recognized in 2004-2005.

4. General Fund Cash Balances

According to Mr. Pennoyer, the general total fund cash position has been negative since November, 2001. Had not various reserves: the Rainy Day Fund, Revenue Reserve and the Reserve for Working Capital been available, the General Fund would be negative by over \$200 million.

Mr. Pennoyer drew the Council's attention an error that reduced the amount designated as a set aside in the Revenue Reserve Fund. It had been thought \$20.7 million was available in that Reserve Fund. Due to a double counting, that amount was in error. The correct balance is \$12.6 million.

Without additional changes, the uncommitted balance at the end of the biennium of the Maine Rainy Day Fund is expected to be \$103.2 million.

Rep. Bruno asked at what point would the King Administration need to borrow money. Mr. Pennoyer said he had not heard that the Administration was planning to issue a Tax Anticipation Note. It can continue using balances available in the cash pool (resulting from the reserve funds).

Rep Bruno questioned the Reserve Fund error, asking if that error, once corrected, would increase the structural gap by \$8 million. Mr. Pennoyer said it had already been factored in: the Reserve is not part of unappropriated surplus, therefore, not calculated into the gap or the balances available for General Fund expenditures.

Mr. Pennoyer was also asked if the downward rejections in November took into account new automobile sales in October. Mr. Pennoyer answered that they had been taken into account. He believed the sales had the effect of pulling certain sales forward from later in the year and really would not result in any significant change over the year. It primarily would affect how the revenues are distributed by month.

In answer to a question about the reprojections, Mr. Pennoyer said that he had not had an opportunity to talk with the Bureau of Revenue Services regarding the 2 large sources of negative variance in November, one being corporate income tax, and the other being the estate tax. Part of the estimate assumes some large estates will settle their tax obligations at some point in the current fiscal year. It will vary from month-to-month.

REPORTS FROM COUNCIL COMMITTEES

- **Technology and Migration Committee**

Paul Mayotte reported to the Council on the following:

1. **Network Data Backup System Upgrade**

Mr. Mayotte's office has made a substantial upgrade to the network backup system that doubles the capacity of backup, thereby reducing backup time by half. This upgrade addressed the current problem and also allows for future growth. With this upgrade system backup will be completed before the start of the following production day, even when session runs late. The installation is underway and will be completed no later than mid-January. The cost is \$27,000 and is being funded from the existing FY 02 budget.

2. **Senate and House Audio Broadcasts to the Internet**

President Bennett and Speaker Saxl have authorized the broadcast of House and Senate sessions through the Internet. Mr. Mayotte's office will be using the existing infrastructure and sound systems in the Senate and House Chambers. The goal is to have the system ready at the start of the Session. As part of the process, Mid Maine Communications is to provide the connections to the Internet and the costs are being funded from the current Senate and House budgets.

3. **Legislative Direct Internet Access**

As part of the Legislature's decision to replace the Bureau of Information Services as the Internet service provider, Mid Maine Communications has been selected as the Internet Service Provider. It is the intent to remain with BIS through the Session for technical risk issues during the session, begin testing the system during the session and when the session ends begin using the Mid Maine Communications Internet connection. The project is being funded by budget savings from discontinuing the agreement with BIS.

In response to a question about the recent availability of an ISP when LIS was having difficulty earlier, Mr. Mayotte said one vendor withdrew from the business, another was precluded because of a contractual arrangement they have with BIS, which left 2 companies in the Augusta market capable of providing the service. One is a new company and has few of the type of installation in that the Legislature needed, were more limited than the selected company, and for the level of service the Legislature is looking for, were more expensive on a monthly basis.

Mr. Mayotte was asked if Verizon was the company that withdrew. Mr. Mayotte said Com-Tel withdrew. Members expressed concern about Verizon's apparently exclusive contract with BIS, that would prevent the Legislature from using Verizon as its ISP. Mr. Mayotte said he was not aware of the contract language, but he could check into it if the Council wanted him to. He noted however, that the selection had already been made.

4. InforME Web Server Hosting

The Council had previously authorized the transition of the Legislature's Web page hosting from the Bureau of Information Services to InforME. That service level agreement is now in place. There are some issues to work out with InforME, including those relating to making sure that the Web page updates for bill status are timely. The InforME Web hosting service is provided at no cost to the Legislature.

5. Continuing Computer Virus Attacks

There have been some virus attacks over the past month, but the anti-virus software prevented any infections to the legislative computer systems. There have been some mail delays when the servers were overloaded with the virus mail.

Computer Migration Project

Mr. Mayotte reported that Executive Director Boulter had requested and had received a senior level management meeting with Compaq on November 29. Attending were Mr. Clint Cuny, Managing Principal, and Mr. Daley, from Compaq, Mr. Boulter and Mr. Mayotte. Mr. Boulter and Mr. Cuny directed Mr. Daley and Mr. Mayotte to jointly develop a completion plan for the migration project. The goals Mr. Boulter set for Mr. Mayotte included insuring that all of the Legislature's functionality problems and problem log items are resolved to the Legislature's satisfaction; and restarting the warranty period on this contract for a 12 month period after the Legislature accepts the final software package. The Executive Director will determine final acceptance of the system.

Mr. Mayotte wanted Council members to know that he believed that Compaq would be seeking additional financial support.

Mr. Mayotte reported that working with Compaq, over 100 problem items and key functionality issues have been resolved and about 34 remain open.

• Space Committee

The Space Committee met on November 28, 2001 and recommended that the Legislative Council adopt the recommendations made by the Subcommittee to Determine the Use of the Interpretive Center as described below:

- a) The main room be used as a visitors' center. The area would include computer stations for legislative information, a video projection area with bench seating, touch screen kiosks depicting flags and State House information and mobile display stands. The adjacent, smaller room would be used as a citizen's lobby area, and include a workstation for an intern, worktable for temporary use by the public, a telephone, fax, printer and copier services and a storage area for chairs.
- b) The intern be under the general oversight of the Legislative Information Office.
- c) Intern candidates be recruited from Maine institutions of higher education, and their service be uncompensated.

- d) The Executive Director's Office be charged with responsibility to sufficiently furnish and maintain the rooms in accordance with the approved uses, and seek financial assistance for furnishings from the State House and Capitol Park Commission, as appropriate. (The two touch screen kiosks will be provided by the Maine State Museum).
- e) The Space Committee postpone naming the area until the Space Committee has had an opportunity to seek suggestions from others. The Space Committee recommended, however, that the area not be referred to as the Interpretive Center.
- f) The Space Committee decide the appropriate uses and levels of activity outside the 'visitors' center, after taking into account the artwork to be displayed in the lobby area and the need to maintain safe ingress and egress at all times through the West entry.

Motion: That the Legislative Council approve the Space Committee's Recommendations "a" through "F" as described in the Space Committee Meeting Summary of November 28, 2001 regarding the layout and use of the 2 rooms located adjacent to the information kiosk on the 1st floor of the State House. (Motion by Rep. Colwell, second by Sen. Small, unanimous).

- **Personnel Committee**

Reports of Actions of the Personnel Committee

On Friday, November 16, 2001, the Personnel Committee unanimously approved a step increase for Clerk of the House Millicent M. MacFarland from Salary Grade 14, Step 7 to Step 8, effective December 3, 2001. The Personnel Committee's action was taken pursuant to Section 10 of the 120th Legislative Council's Rules of Procedure.

On Tuesday, November 27, 2001, the Legislative Council by unanimous vote by ballot, appointed David R. Mercier of Vancouver, Washington to a 3-year term as Director of the Office of Policy and Legal Analysis, effective December 31, 2001. He is assigned an initial salary of Step 8 in Salary Grade 14.

OLD BUSINESS

None.

NEW BUSINESS

Item #1: Setting the Salary of the Secretary of the Senate Pamela Cahill

On December 6, 2001, Pamela Cahill became Secretary of the Senate. By law, the Legislative Council must establish the salary for Secretary of the Senate Cahill.

Motion: That pursuant to 3 MRSA § 162-A, Secretary Cahill's salary be set at Step 6 in Salary Grade 14 retroactive to December 6, 2001. (Motion by Sen. Michaud, second by Sen. Davis, unanimous).

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

Interim OPLA Director David Elliott discussed establishing an early deadline for submission of major substantive rules. Certain proposed rules must be submitted to the Legislature for review and authorization prior to final adoption. The standard deadline for submission of the rules is 45 days before statutory adjournment, for this session the date is March 1. The law also authorizes the Legislative Council to set an earlier deadline up to 30 days for agencies to submit their rules. Mr. Elliott asked if the Legislative Council wants to establish an earlier deadline in light of an anticipated early adjournment of the Second Regular Session. Mr. Elliott has spoken with the Governor's Office and was told that agencies are aware of the issue and would find a mid-February deadline acceptable. Mr. Elliott recommended a February 15, 2002 deadline.

Motion: That the Legislative Council set a deadline of February 15, 2002 for submission of major substantive rules for the Second Regular Session. (Motion by Speaker Saxl, second by Rep. Bruno, unanimous).

Item #3: Requests For Extension of Study Reporting Deadline

The following study commissions have requested the following time extensions for completion of their work and submission of final reports:

- Blue Ribbon Commission on Postsecondary Educational Attainment
(from December 5 to December 19, 2001)
- Gas Tax Equity Study Commission
(from December 5 to December 19, 2001)

Motion: That, the reporting deadlines for the Blue Ribbon Commission on Postsecondary Education Attainment and the Gas Tax Equity Study Commission be extended from December 5, 2001 to December 19, 2001. (Motion by Sen. Michaud, second by Sen. Small, unanimous).

**Item #4: Request for Authorization to Hold an Additional Meeting
(after the fact) (no additional funding needed)**

The following committee's request to hold an additional meeting was withdrawn prior to the Council meeting.

- Committee to Study the Needs of Persons with Mental Illness Who are Incarcerated
(authorized for 6 meetings)

Item #5: Request from Joint Select Committee on Joint Rules that the Name of the Joint Standing Committee on Banking and Insurance be Changed on the Legislative Website to the Joint Select Committee on Financial Institutions (Letter from Lloyd P. LaFountain, III, Senate Chair and Christopher P. O'Neil, House Chair)

The Joint Select Committee on Joint Rules considered recommending a change in the name of the Joint Select Committee on Banking and Insurance to the Joint Select Committee on Financial Institutions in order to conform with the new name of the former Bureau of Insurance. After consideration, the committee declined to recommend a name

change at this time, but recommended to the Legislative Council that reference to the committee on legislative websites be using the new name as a way of introducing the new name to the public.

Legislative Council members generally disagreed with the joint select committee's recommendation. They felt that the committee name given it by the Legislature when adopting the Joint Rules be used until the Legislature, not the Legislative Council, sees fit to change the name. If the Joint Rules Committee feels strongly about a name change, it may seek to introduce a joint order to effect such a change.

Speaker Saxl asked that Executive Director Boulter send a letter to the Joint Standing Committee on Joint Rules, on behalf of the Council, explaining the Council's view on this matter.

Item # 6: Submission of Study Report

- Commission to Recognize Vietnam Veterans In the State House Hall of Flags

The Legislative Council accepted the report and placed it on file.

ANNOUNCEMENTS AND REMARKS


None.

ADJOURNMENT

The Legislative Council meeting was adjourned at 3:10 p.m. (Motion by Sen. Michaud, second by Rep. Bruno, unanimous).

Memorandum

TO: The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
And Honorable Members of the Legislative Council

FROM: David R. Mercier, Director 

DATE: January 24, 2002

RE: Interim Studies

Attached is a summary of the status of legislative studies authorized for this interim. As you will see, most study commissions have completed their work.

The results of the 22 legislative studies undertaken during the interim between the 1st and 2nd Regular Sessions of the 120th Legislature are as follows:

- 15 have submitted a final report to the Legislature
- 3 are on-going and will report later this year or in subsequent years
- 1 is due to report January 31, 2002 and is on schedule
- 1 has submitted implementing legislation and the report is at the printer
- 1 is being finalized
- 1 anticipates an extension request to the end of the year

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

DRM/vmp

Attachment (Progress Report, as of 1/16/02)

cc: Senate President Richard A. Bennett

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JAN 23 2002

Progress Report on Legislative Studies
(Studies authorized or undertaken during 120th Legislature/1st Regular Session)
Status as of January 24, 2001

<u>Study Commission</u>	<u>Date First Convened</u>	<u>Date, Time & Location of Next Meeting</u>	<u>Report Date</u>	<u>Status/Progress of Study Commission</u>
Access to Private and Public Lands in Maine, Joint Study Committee to Study (HP 1387 – formerly LD 1810)	8/30/01	NO MORE MEETINGS	19-Dec-01	Final report at printer. Legislation has been submitted to ROS.
Assisted Living, Commission to Study (P&S 2001, c. 36)	10/11/01	NO MORE MEETINGS	05-Dec-01	Final report has been submitted. No legislation.
Bottle Redemption Businesses and Other Issues Related to the Handling and Collection of Returnable Containers, Joint Study Committee to Study Reimbursement Rates for Maine's (HP 1389 – formerly LD 455)	9/19/01	NO MORE MEETINGS	05-Dec-01	Final report has been submitted. No legislation.
Child Protective System, Committee to Review the (HP 1385 – formerly LD 1793) (JUD)	8/21/01	NO MORE MEETINGS	19-Dec-01	Final report has been submitted. No legislation.
Domestic Violence, Resolve to Establish the Commission to Study (Resolve 1999, c. 126)	9/27/00	NO MORE MEETINGS	05-Dec-01	Final report and implementing legislation have been submitted.
Education Funding Reform Committee (PL 2001, c. 439)	10/16/01	NO MORE MEETINGS	31-Dec-01	Final report and implementing legislation have been submitted.
Educational Attainment, Blue Ribbon Commission on Postsecondary (Resolve 2001, c. 66)	9/20/01	NO MORE MEETINGS	19-Dec-01	Final report and implementing legislation have been submitted.
Emergency Response for Emergency Releases and Spills of Toxic or Hazardous Materials, Commission to Study the Implementation of a Unified (Resolve 2001, c. 65)	10/9/01	NO MORE MEETINGS	19-Dec-01	Final report and implementing legislation have been submitted.
Family and Medical Leave for Maine Families, Committee to Study the Benefits and Costs for Increasing Access to (HP 1386 – formerly LD 1466)	9/12/01	NO MORE MEETINGS	05-Dec-01	Final report and implementing legislation have been submitted.
Fishing Waterfront Access and Other Economic Development Issues Affecting Commercial Fishing, Committee to Study the Loss of Commercial (HP 1384 – formerly LD 1489)	10/9/01	NO MORE MEETINGS	14-Dec-01	Final report has been submitted. No legislation.

Progress Report on Legislative Studies
(Studies authorized or undertaken during 120th Legislature/1st Regular Session)
Status as of January 24, 2001

<u>Study Commission</u>	<u>Date First Convened</u>	<u>Date, Time & Location of Next Meeting</u>	<u>Report Date</u>	<u>Status/Progress of Study Commission</u>
Forest Products Industry, Round Table to Study Economic and Labor Issues Relating to the (Resolve 1999, c. 124)	10/25/00	NO MORE MEETINGS	05-Dec-01	Final report and implementing legislation have been submitted.
Forests and Lands, Joint Study Committee to Study Issues Concerning Changes to the Traditional Uses of (HP 1391/1393 – formerly LD 1823)	8/30/01	NO MORE MEETINGS	19-Dec-01	Final report and implementing legislation have been submitted.
Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft, Commission to Study Equity in the Distribution of (Resolve 2001, c. 68)	2000	NO MORE MEETINGS	19-Dec-01	Final report and implementing legislation have been submitted.
Growth Management, Joint Study Committee to Study (HP 1330)	10/2/01	NO MORE MEETINGS	19-Dec-01	Final report and implementing legislation have been submitted.
Liquor Stores, Commission to Develop a Plan to Implement the Closure of State (PL 2001, c. 358)	8/15/01	1/29/02 12:30 pm Rm 436 SH	31-Jan-02	Recommendations final. Final report review 1/29/02.
MCJUSTIS Board (Resolve 1997, c. 105, PL 1999, c. 451, PL 1999, c. 790, Resolve 2001, c. 45)	July 1998	NO MORE MEETINGS THIS YEAR	15-Dec-01 15-Dec-02	MCJUSTIS Policy Board completing 2001 report.
Mental Illness Who Are Incarcerated, Joint Study Committee to Study the Needs of Persons with (HP 1383 – formerly LD 1099)	9/13/01	NO MORE MEETINGS	19-Dec-01	Final report and implementing legislation have been submitted.
Recodification of Title 12, chapters 701-721 – Staff Study (HP 613)	7/25/01	Staff Study	15-Jan-02	Extension request anticipated.
Salmonid Sport Fish in Maine, Commission to Study the Needs and Opportunities Associated with the Production of (PL 2001, c. 462)	6/19/01	01/30/02 1:00 pm Rm 206 CSOB	01-Dec-01 Interim 31-Oct-02 Final	Interim report has been submitted.
School Funding Formula Based on the Essential Programs and Service Model, Committee Study to Review Transition to a New (Legislative Council Authorized)	7/26/01	NO MORE MEETINGS	15-Jan-02	Draft final report in progress. No legislation.

Progress Report on Legislative Studies
(Studies authorized or undertaken during 120th Legislature/1st Regular Session)
Status as of January 24, 2001

<u>Study Commission</u>	<u>Date First Convened</u>	<u>Date, Time & Location of Next Meeting</u>	<u>Report Date</u>	<u>Status/Progress of Study Commission</u>
Vietnam Veterans in the Hall of Flags, Commission to Recognize (PL 2001, c. 353)	TBA	NO MORE MEETINGS	01-Dec-01	Final report has been submitted. No legislation.
Youth Advisory Council, Legislative (PL 2001, c. 439)	TBA	TBA	15-Feb-03	Youth Advisory Council becomes effective in 2002; funding available July, 2002.

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Fiscal Briefing for the Legislative Council

January 29, 2002

*Prepared by the
Office of Fiscal & Program Review*

1. December 2001 Revenue Variances

- a. General Fund – Up \$7.5M/Up \$9.3M FY-T-D
- b. Highway Fund – Down \$2.8M/Up \$2.2M FY-T-D
(GF Revenue Reflects Nov. 2001 Revisions)
(See Variances Attached and Monthly Revenue Sheets)

2. Upcoming Revenue Reprojection Schedule

- a. Consensus Economic Forecasting Commission
- January 31, 2002, 9:30AM Governor's Cabinet Room
- b. Revenue Forecasting Committee
- February 25, 2002, 9:30AM – Location to be determined

3. General Fund Cash Balances

- a. General Fund Total Cash have been predominantly negative since Thanksgiving; recent sales tax filings have brought the balance back into the “black”
- b. GF Cash without reserves was negative \$121.8M on 1/24/02
- c. Maine Rainy Day Fund - Uncommitted Balance of \$103.2M at end of FY 03, Governor's Proposals reduce that to \$8.8M. (See Attached Chart)

Revenue Update - Fiscal Year 2001-02

General Fund Revenue Variance Summary For the Month of December 2001		
(Based on Budgeted Amounts through 120th Legislature, 1st Reg. Session)		
Revised to Reflect November 2001 Revenue Forecasting Committee Recommendations		
In Millions		
Revenue Source	December 2001	Fiscal Year-to-Date December 2001
Sales and Use Tax	\$3.2	\$3.2
Individual Income Tax	\$7.4	\$6.4
Corporate Income Tax	(\$2.0)	(\$4.6)
Cigarette and Tobacco Tax	(\$0.9)	\$4.0
Public Utilities Tax	\$0.2	\$0.2
Insurance Companies Tax	\$0.0	\$1.8
Inheritance and Estate Tax	(\$0.5)	(\$1.9)
Property Tax - Unorganized Territories	\$0.0	\$0.0
Income from Investments	\$0.1	(\$0.6)
Transfer to Municipal Revenue Sharing	(\$0.4)	(\$0.3)
Transfer from Liquor	\$0.1	\$0.8
Transfer from Lottery	\$1.0	\$1.8
Other Revenues	(\$0.7)	(\$1.5)
Total General Fund - Variances	\$7.5	\$9.3

Highway Fund Revenue Variance Summary For the Month of December 2001		
(Based on Budgeted Amounts through 120th Legislature, 1st Reg. Session)		
In Millions		
Revenue Source	December 2001	Fiscal Year-to-Date December 2001
Fuel Taxes	(\$1.8)	\$1.3
Motor Vehicle Registration and Fees	(\$0.8)	\$2.0
Inspection Fees	(\$0.1)	(\$0.5)
Other Revenues	(\$0.0)	(\$0.6)
Total Highway Fund - Variances	(\$2.8)	\$2.2

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

STATE OF MAINE
Undedicated Revenues - General Fund
For the Sixth Month Ended December 31, 2001

Dec-01

	Month				Year to Date				Total Budgeted Fiscal Year Ending 6-30-2002
	Actual	Budget	Variance Over/(under)	Percent Over/(under)	Actual	Budget	Variance Over/(under)	Percent Over/(under)	
Sales and Use Tax	65,261,934	62,066,002	3,195,932	5.1%	371,146,832	367,950,901	3,195,931	0.9%	813,360,000
Individual Income Tax	94,174,292	86,726,049	7,448,243	8.6%	477,526,978	471,086,460	6,440,518	1.4%	1,180,830,504
Corporate Income Tax	19,033,816	20,984,689	(1,950,874)	(9.3%)	37,562,606	42,118,881	(4,556,275)	(10.8%)	96,961,509
Cigarette and Tobacco Tax	7,521,566	8,427,000	(905,434)	(10.7%)	47,631,231	43,641,751	3,989,480	9.1%	91,410,131
Public Utilities Tax	191,863	-	191,863	-	53,241	(150,000)	203,241	(135.5%)	30,100,000
Insurance Companies Tax	11,853	412	11,441	2777.0%	8,938,017	7,161,817	1,776,200	24.8%	43,381,856
Estate Tax	2,240,398	2,740,087	(499,689)	(18.2%)	4,161,262	6,092,874	(1,931,612)	(31.7%)	27,144,143
Property Tax - Unorg Territory	-	-	-	-	8,827,588	8,827,588	-	0.0%	9,278,895
Income from Investments	443,998	391,567	52,431	13.4%	2,625,567	3,264,393	(638,826)	(19.6%)	10,650,000
Transfer to Municipal Revenue Sharing	(9,101,972)	(8,658,614)	(443,358)	5.1%	(45,198,057)	(44,938,967)	(259,090)	0.6%	(106,648,753)
Transfer from Liquor Commission	2,624,075	2,490,748	133,327	5.4%	13,939,576	13,111,771	827,805	6.3%	23,121,548
Transfer from Lottery Commission	3,881,666	2,929,059	952,607	32.5%	20,358,178	18,567,079	1,791,099	9.6%	36,762,402
Other Revenues	10,478,249	11,146,803	(668,554)	(6.0%)	66,822,807	68,352,478	(1,529,671)	(2.2%)	143,984,120
Total General Fund Revenues	196,761,738	189,243,802	7,517,936	4.0%	1,014,395,826	1,005,087,026	9,308,800	0.9%	2,400,336,355

NOTES: (1) Included in the above is \$9,101,972 for the month and \$45,198,057 year to date, that was set aside for Revenue Sharing with cities and towns.

(2) Figures reflect revised estimates of the Revenue Forecasting Committee as of December 2001.

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

STATE OF MAINE

Undedicated Revenues - General Fund

For the Sixth Month Ended December 31, 2001 and 2000

EXHIBIT II

	Month				Year to Date			
	Current Year	Prior Year	Variance Over/(under)	Percent Over/(under)	Current Year	Prior Year	Variance Over/(under)	Percent Over/(under)
Sales and Use Tax	65,261,934	63,017,912	2,244,022	3.6%	371,146,832	374,701,498	(3,554,666)	(0.9%)
Individual Income Tax	94,174,292	92,003,590	2,170,702	2.4%	477,526,978	466,143,619	11,383,359	2.4%
Corporate Income Tax	19,033,816	23,564,519	(4,530,704)	(19.2%)	37,562,606	44,420,822	(6,858,216)	(15.4%)
Cigarette and Tobacco Tax	7,521,566	6,659,817	861,749	12.9%	47,631,231	40,032,227	7,599,004	19.0%
Public Utilities Tax	191,863	(1,079)	192,942	(17881.6%)	53,241	(82,754)	135,995	(164.3%)
Insurance Companies Tax	11,853	57,469	(45,616)	(79.4%)	8,938,017	7,344,894	1,593,123	21.7%
Estate Tax	2,240,398	1,904,887	335,511	17.6%	4,161,262	10,387,476	(6,226,214)	(59.9%)
Property Tax - Unorg Territory	-	-	-	-	8,827,588	8,399,884	427,704	5.1%
Income from Investments	443,998	1,164,271	(720,273)	(61.9%)	2,625,567	8,574,654	(5,949,087)	(69.4%)
Transfer to Municipal Revenue Sharing	(9,101,972)	(9,107,887)	5,915	(0.1%)	(45,198,057)	(45,148,563)	(49,494)	0.1%
Transfer from Liquor Commission	2,624,075	2,656,941	(32,866)	(1.2%)	13,939,576	13,470,239	469,337	3.5%
Transfer from Lottery Commission	3,881,666	3,744,866	136,800	3.7%	20,358,178	19,659,257	698,921	3.6%
Other Revenues	10,478,249	9,758,862	719,387	7.4%	66,822,807	62,796,796	4,026,011	6.4%
Total General Fund Revenues	196,761,738	195,424,168	1,337,570	0.7%	1,014,395,826	1,010,700,049	3,695,777	0.4%

STATE OF MAINE
Undedicated Revenues - General Fund
For the Sixth Month Ended December 31, 2001

EXHIBIT III

Detail of Other Revenues	Month				Year to Date				Total Budgeted Fiscal Year Ending 6-30-2001
	Actual	Budget	Variance Over/(under)	Percent Over/(under)	Actual	Budget	Variance Over/(under)	Percent Over/(under)	
0100's All Others	798,810	764,841	33,969	4.4%	4,640,989	4,239,036	401,953	9.5%	12,149,140
0300's Aeronautical Gas Tax	98,803	68,244	30,559	44.8%	533,172	661,680	(128,508)	(19.4%)	1,120,000
0400's Alcohol Excise Tax	980,895	861,525	119,370	13.9%	6,348,243	5,695,897	652,346	11.5%	11,356,500
0700's Corporation Taxes	58,625	62,570	(3,945)	(6.3%)	495,488	451,400	44,088	9.8%	3,042,200
1000's Banking Taxes	728,350	682,700	45,650	6.7%	4,326,750	3,913,400	413,350	10.6%	8,165,000
1100's Alcoholic Beverages	235,130	254,405	(19,275)	(7.6%)	1,331,423	1,309,749	21,674	1.7%	3,067,150
1200's Amusements Tax	-	886	(886)	(100.0%)	3,280	2,790	490	17.6%	4,860
1300's Harness Racing Parimutuels	63,243	80,600	(17,357)	(21.5%)	547,012	677,700	(130,688)	(19.3%)	1,128,200
1400's Business Taxes	457,741	415,620	42,121	10.1%	1,567,795	1,647,812	(80,017)	(4.9%)	4,874,629
1500's Motor Vehicle Licenses	170,600	164,500	6,100	3.7%	772,006	1,050,852	(278,846)	(26.5%)	2,495,189
1700's Inland Fisheries & Wildlife	809,349	1,157,700	(348,351)	(30.1%)	7,176,763	6,865,800	310,963	4.5%	14,628,500
1900's Hospital Excise & Other	35,061	73,309	(38,248)	(52.2%)	149,216	274,428	(125,212)	(45.6%)	542,415
2000's Fines, Forfeits & Penalties	1,817,314	2,149,331	(332,017)	(15.4%)	12,171,782	12,876,803	(705,021)	(5.5%)	26,954,044
2200's Federal Revenues	1,339,910	1,142,641	197,269	17.3%	10,108,160	6,533,833	3,574,327	54.7%	13,507,690
2300's County Revenues	405	-	405	-	13,901	-	13,901	-	-
2400's Revenues from Cities & Towns	-	-	-	-	-	-	-	-	-
2500's Revenues from Private Sources	165,379	193,666	(28,287)	(14.6%)	1,093,127	1,161,997	(68,870)	(5.9%)	2,324,000
2600's Current Service Charges	1,354,654	2,042,619	(687,965)	(33.7%)	7,918,035	13,680,461	(5,762,426)	(42.1%)	24,436,119
2700's Transfers from Other Funds	1,363,297	1,030,646	332,651	32.3%	7,595,004	7,251,840	343,164	4.7%	14,075,484
2800's Sales of Property & Equipment	682	1,000	(318)	(31.8%)	30,660	57,000	(26,340)	(46.2%)	113,000
Total Other Revenues	10,478,249	11,146,803	(668,554)	(6.0%)	66,822,807	68,352,478	(1,529,671)	(2.2%)	143,984,120

STATE OF MAINE
Undedicated Revenues - General Fund
For the Sixth Month Ended December 31, 2001 and 2000

EXHIBIT IV

Detail of Other Revenues	Month				Year to Date			
	Current Year	Prior Year	Variance Over/(under)	Percent Over/(under)	Current Year	Prior Year	Variance Over/(under)	Percent Over/under
0100's All Others	798,810	833,819	(35,009)	(4.2%)	4,640,989	5,029,920	(388,931)	(7.7%)
0300's Aeronautical Gas Tax	98,803	60,548	38,255	63.2%	533,172	601,946	(68,774)	(11.4%)
0400's Alcohol Excise Tax	980,895	861,528	119,367	13.9%	6,348,243	5,695,921	652,322	11.5%
0700's Corporation Taxes	58,625	73,950	(15,325)	(20.7%)	495,488	497,609	(2,121)	(0.4%)
1000's Banking Taxes	728,350	854,350	(126,000)	(14.7%)	4,326,750	4,696,000	(369,250)	(7.9%)
1100's Alcoholic Beverages	235,130	247,580	(12,450)	(5.0%)	1,331,423	1,276,694	54,729	4.3%
1200's Amusements Tax	-	-	-	-	3,280	2,830	450	15.9%
1300's Harness Racing Parimutuels	63,243	117,619	(54,376)	(46.2%)	547,012	610,783	(63,771)	(10.4%)
1400's Business Taxes	457,741	226,465	231,276	102.1%	1,567,795	1,613,173	(45,378)	(2.8%)
1500's Motor Vehicle Licenses	170,600	65,562	105,038	160.2%	772,006	796,581	(24,575)	(3.1%)
1700's Inland Fisheries & Wildlife	809,349	1,387,839	(578,490)	(41.7%)	7,176,763	7,014,501	162,262	2.3%
1900's Hospital Excise & Other	35,061	37,882	(2,821)	(7.4%)	149,216	134,238	14,978	11.2%
2000's Fines, Forfeits & Penalties	1,817,314	1,903,701	(86,387)	(4.5%)	12,171,782	12,960,257	(788,475)	(6.1%)
2200's Federal Revenues	1,339,910	86,983	1,252,927	1440.4%	10,108,160	7,914,005	2,194,155	27.7%
2300's County Revenues	405	-	405	-	13,901	-	13,901	-
2400's Revenues from Cities & Towns	-	-	-	-	-	1,435	(1,435)	(100.0%)
2500's Revenues from Private Sources	165,379	6,908	158,471	2294.0%	1,093,127	755,684	337,443	44.7%
2600's Current Service Charges	1,354,654	2,404,089	(1,049,435)	(43.7%)	7,918,035	8,886,804	(968,769)	(10.9%)
2700's Transfers from Other Funds	1,363,297	584,580	778,717	133.2%	7,595,004	4,265,796	3,329,208	78.0%
2800's Sales of Property & Equipment	682	5,461	(4,779)	(87.5%)	30,660	42,620	(11,960)	(28.1%)
Total Other Revenues	10,478,249	9,758,864	719,385	7.4%	66,822,807	62,796,797	4,026,010	6.4%

STATE OF MAINE
Undedicated Revenues - Highway Fund
For the Sixth Month Ended December 31, 2001

Exhibit V

	Month				Year to Date				Total Budgeted Fiscal Year Ending 6-30-2002
	Actual	Budget	Variance Over/(under)	Percent Over/(under)	Actual	Budget	Variance Over/(under)	Percent Over/(under)	
Fuel Taxes	12,756,777	14,507,717	(1,750,940)	(12.1%)	78,608,270	77,305,002	1,303,268	1.7%	179,876,344
Motor Vehicle Registration & Fees	5,100,366	5,938,733	(838,367)	(14.1%)	37,371,063	35,373,891	1,997,172	5.6%	76,418,092
Inspection Fees	133,112	282,346	(149,234)	(52.9%)	1,151,365	1,603,238	(451,873)	(28.2%)	3,338,354
All Other	903,230	933,645	(30,415)	(3.3%)	5,093,370	5,735,490	(642,120)	(11.2%)	11,801,077
Total Revenue	18,893,485	21,662,441	(2,768,956)	(12.8%)	122,224,067	120,017,621	2,206,446	1.8%	271,433,867

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

Updated: January 24, 2002

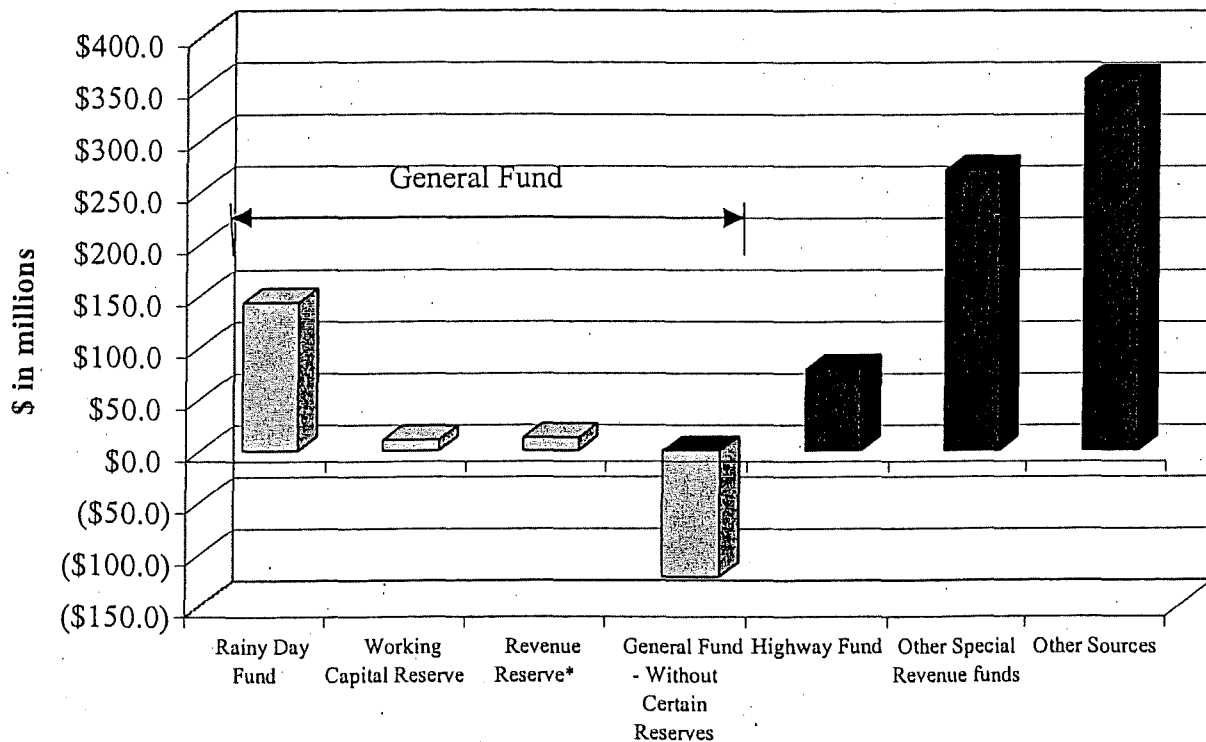
Composition of State's Cash Pool

January 24, 2002

	Beginning Balance
General Fund Cash - Total	\$44,344,096
General Fund - Detail	
Rainy Day Fund	\$143,053,008
Working Capital Reserve	\$10,500,000
Revenue Reserve*	\$12,557,435
General Fund - Without Certain Reserves	(\$121,766,347)
Highway Fund	\$78,899,297
Other Special Revenue funds	\$271,111,048
Other Sources	\$358,471,039
Total Cash Pool	\$752,825,480

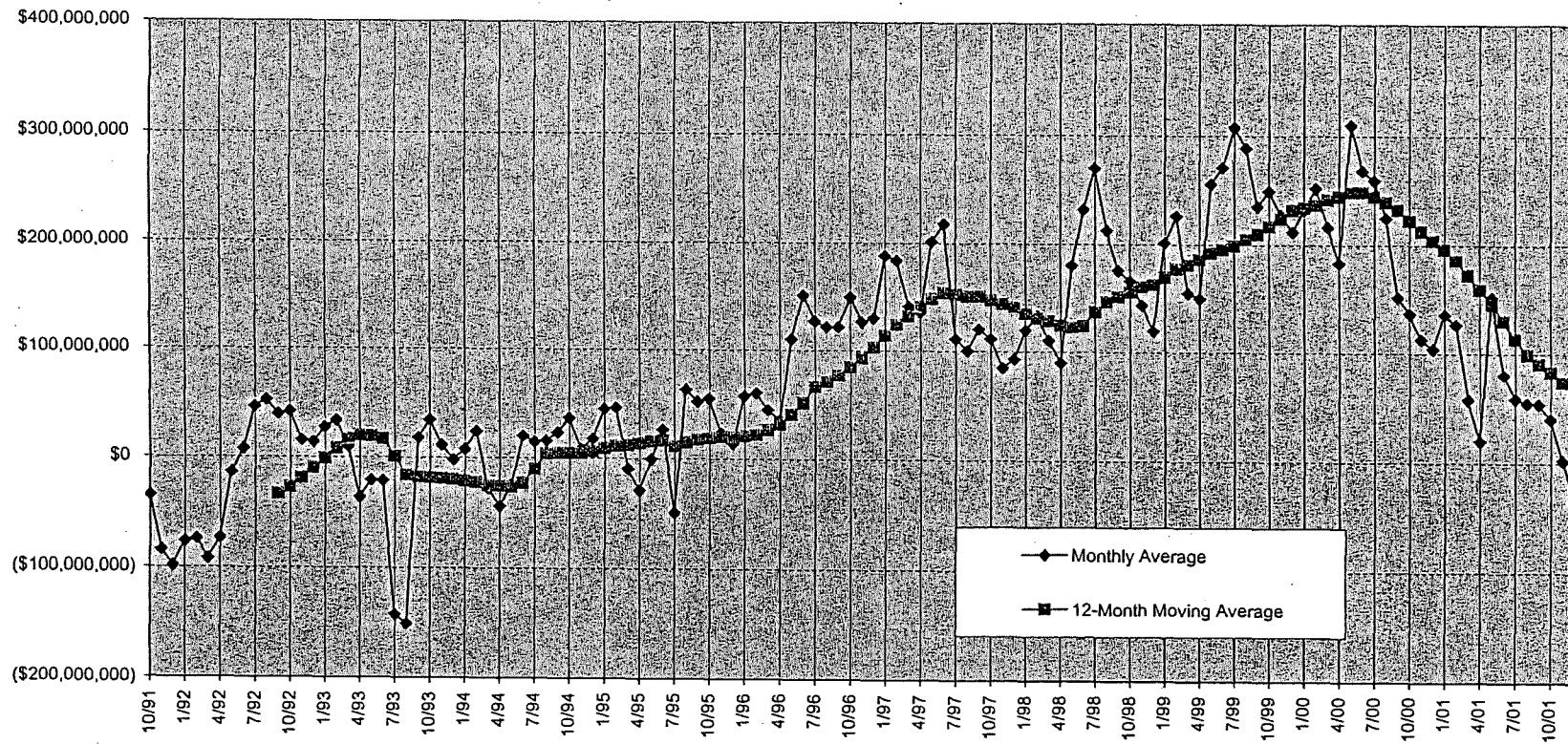
Composition of Cash Pool

January 24, 2002



* Revenue Reserve was reduced from \$20,753,351 after the discovery of an accounting error

GENERAL FUND DAILY STARTING CASH BALANCES



TAX ANTICIPATION NOTES ⁽¹⁾ History from FY 1990-91

Fiscal Year	Amount Authorized	Amount Issued	Reference
2001-02	\$100,000,000	\$0	5 MRSA, §150 (as amended by PL 2001, c. 467)
1997-98	\$100,000,000 ⁽²⁾	\$0	PL 1997, c. 24, §F-1
1996-97	\$190,000,000	\$150,000,000	PL 1995, c. 66 §65, §P-1
1995-96	\$182,000,000	\$182,000,000	PL 1995, c. 368, §V-1
1994-95	\$175,000,000	\$175,000,000	PL 1993, c. 707, §P-2
1993-94	\$170,000,000	\$170,000,000	PL 1993, c. 382, §1
1992-93	\$170,000,000	\$170,000,000	PL 1991, c. 780, §BB-1
1991-92	\$150,000,000	\$150,000,000	PL 1991, c. 589, §1
1990-91	\$125,000,000	\$115,000,000	PL 1991, c. 5, §1

Notes: ⁽¹⁾ 5 MRSA, §150 authorizes Tax Anticipation Notes up to \$30,000,000 and, beginning in fiscal year 2001-02 up to \$100,000,000. Special exceptions to the general authorization levels are detailed in this table.

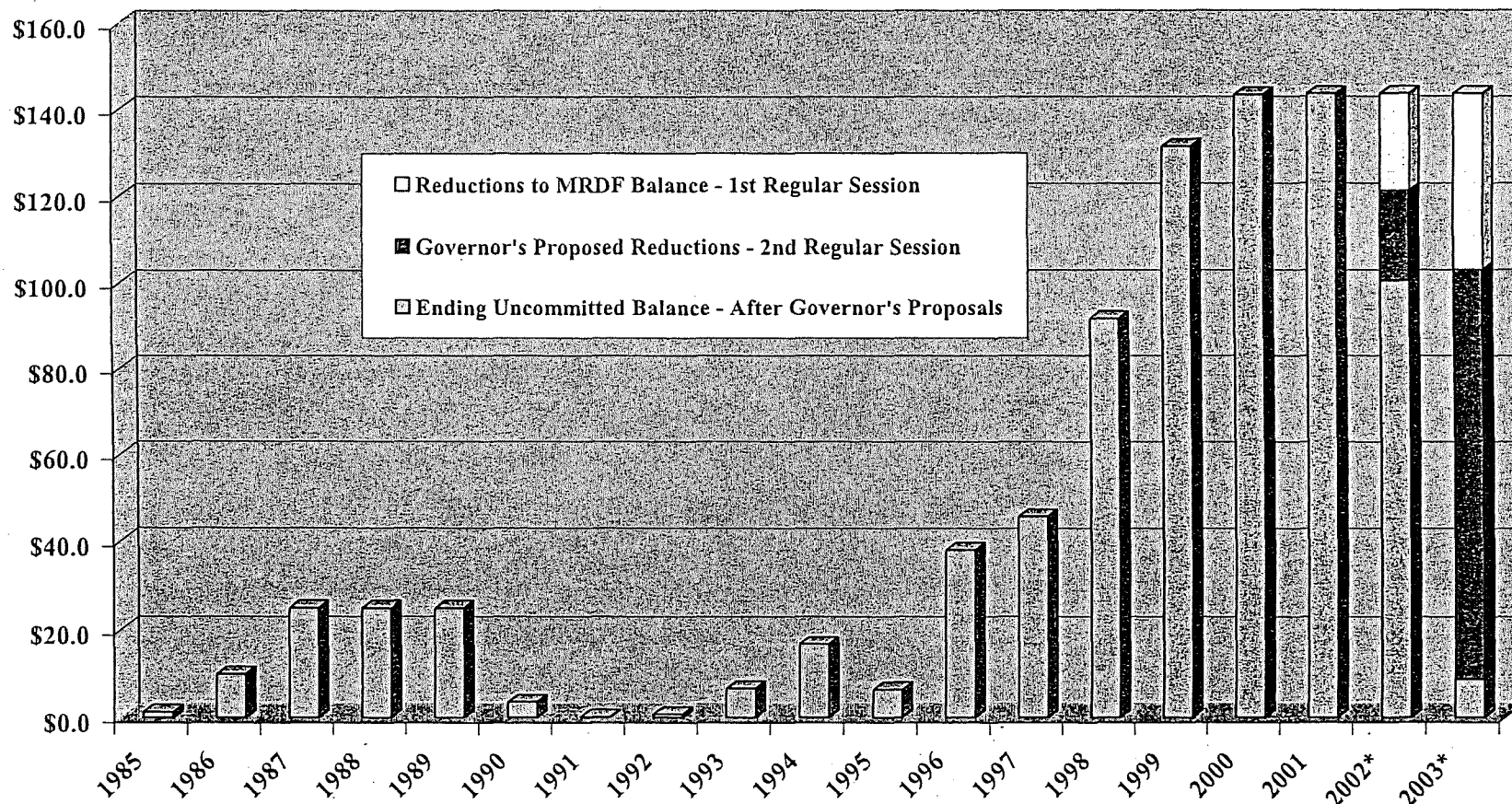
⁽²⁾ Authorization subsequently repealed by PL 1997, c. 643, §E-5.

General Fund - Fiscal Year 2001-02 - Beginning Daily Cash Balances

		July-01	August-01		September-01		October-01		November-01		December-01		January-02	
Day of Week		Week	Week		Week		Week		Week		Week		Week	
Mo.	Day	Beg. Balance	Day	Beg. Balance	Day	Beg. Balance	Day	Beg. Balance	Day	Beg. Balance	Day	Beg. Balance	Day	Beg. Balance
1	Su		W	49,782,598	S		M	75,332,250	Th	2,685	S		T	
2	M	127,139,179	Th	43,536,302	Su		T	77,597,305	F	3,499,828	Su		W	(14,853,744)
3	T	115,628,366	F	52,209,261	M	Holiday	W	39,636,662	S		M	(16,571,055)	Th	(19,413,641)
4	W	Holiday	S		T	51,607,478	Th	40,051,539	Su		T	(14,705,571)	F	(21,465,270)
5	Th	72,654,427	Su		W	43,936,738	F	40,536,400	M	(847,248)	W	(28,329,080)	S	
6	F	54,760,792	M	58,882,511	Th	36,672,067	S		T	23,789,593	Th	(30,433,929)	Su	
7	S		T	45,275,719	F	33,492,789	Su		W	15,529,581	F	(30,692,032)	M	(29,316,619)
8	Su		W	24,613,700	S		M	Holiday	Th	12,143,123	S		T	(27,309,336)
9	M	54,760,792	Th	24,683,218	Su		T	43,353,857	F	12,803,811	Su		W	(28,221,162)
10	T	63,940,841	F	21,369,204	M	33,970,635	W	45,990,620	S		M	(27,057,904)	Th	(27,839,239)
11	W	65,739,663	S		T	35,128,035	Th	29,717,159	Su		T	(30,473,590)	F	(19,257,316)
12	Th	59,611,137	Su		W	30,233,012	F	29,950,376	M	Holiday	W	(39,376,458)	S	
13	F	61,668,425	M	25,978,888	Th	28,330,696	S		T	20,830,491	Th	(39,262,486)	Su	
14	S		T	52,994,525	F	37,516,446	Su		W	1,565,242	F	(39,341,229)	M	(21,234,976)
15	Su		W	43,227,142	S		M	31,281,790	Th	(15,202,894)	S		T	(13,886,947)
16	M	55,011,845	Th	42,693,180	Su		T	46,981,838	F	(8,473,719)	Su		W	(24,839,467)
17	T	56,377,405	F	51,261,017	M	40,874,001	W	45,355,874	S		M	(38,044,181)	Th	(16,885,485)
18	W	39,896,149	S		T	50,444,374	Th	52,948,652	Su		T	(36,937,832)	F	(14,176,916)
19	Th	40,920,285	Su		W	49,682,632	F	55,103,054	M	(1,825,425)	W	(44,671,739)	S	
20	F	58,440,102	M	67,157,545	Th	65,034,509	S		T	29,031,123	Th	(43,853,714)	Su	
21	S		T	78,441,553	F	84,871,396	Su		W	26,495,889	F	1,055,487	M	
22	Su		W	81,083,064	S		M	38,786,530	Th	Holiday	S		T	16,625,396
23	M	62,405,540	Th	99,102,352	Su		T	53,194,085	F	Holiday	Su		W	37,891,969
24	T	74,627,876	F	104,786,643	M	59,152,651	W	49,202,619	S		M	Holiday	Th	44,344,096
25	W	29,470,887	S		T	87,214,920	Th	41,882,725	Su		T	Holiday	F	
26	Th	25,187,190	Su		W	88,673,483	F	5,999,397	M	(5,810,312)	W	16,411,269	S	
27	F	32,619,827	M	63,565,784	Th	84,974,127	S		T	(11,233,095)	Th	(49,198,008)	Su	
28	S		T	65,245,390	F	80,530,749	Su		W	(5,664,793)	F	(41,772,838)	M	
29	Su		W	52,508,308	S		M	11,838,776	Th	(25,229,103)	S		T	
30	M	39,354,898	Th	56,047,094	Su		T	17,193,641	F	(21,635,623)	Su		W	
31	T	39,708,108	F	58,369,933			W	10,232,484			M	(30,756,261)	Th	
Average		58,567,797		54,904,997		53,807,407		40,098,529		2,619,429		(29,684,797)		(11,239,916)
FY Ave.		#DIV/0!												

Source: MFASIS
Updated: 01/24/02

Maine Rainy Day Fund (MRDF) - Uncommitted Ending Balances



Summary of 2002-2003 Changes to Uncommitted Maine Rainy Day Fund Balance:

	FY 2002	FY 2003
Beginning Balances - FY2001 Actual Ending and FY2002 Budgeted Ending	143.7	100.6
Transfers to the General Fund (PL 2001, c. 358, Pt. G)	(17.3)	(18.2)
Transfers to the Baxter Compensation Authority (PL 2001, c. 439, Pt. T)	(2.0)	
Designation of Balance within MRDF for Baxter Comp. Authority (PL 2001, c. 439, Pt. T)	(3.0)	
2002-2003 Supplemental Budget - Additional Transfers to General Fund	(20.3)	(78.1)
2002-2003 Supplemental Budget - Delay Working Capital Advance	(0.6)	0.6
2002-2003 Supplemental Budget - Transfer from Maine Clean Elections Fund		4.0
Projected Uncommitted Ending Balances with Governor's Proposals	100.6	8.8

Legislative Council
Subcommittee to Consider Additional Security Measures

Meeting Summary for
Meeting of January 25, 2002

Subcommittee Members attending:

Sen. Sharon Treat
Rep. William Schneider
Millie MacFarland, Clerk of the House
Pam Cahill, Secretary of the Senate
David Boulter, Executive Director

The subcommittee was convened at approximately 3:00 p.m. to discuss the recommendations made by the Maine State Police, Special Services unit, and other potential security measures in and around the State House.

The subcommittee reviewed the compilation of priority rankings by subcommittee members for potential security measures. The subcommittee discussed those measures that were given high priority by a majority of members (19) and those that were not recommended by a majority of members (5). The remaining potential security measures received varying levels of support, but for which there was no strong support for immediate implementation.

Based on its discussion the subcommittee agreed unanimously to recommend to the Legislative Council that the following security measures be implemented. It also agreed that it would include a listing of all security measures that were considered as part of the information to be presented to the Legislative Council at its January 29, 2002 meeting.

The subcommittee recommends that the following measures, determined by the subcommittee as being high priority, be instituted in and around the State House for the purposes of enhancing the security of the State House, Legislators, employees and others who have occasion to visit the State House.

1. With Respect to Access to the State House:

- A. Confine access to the State House by the public to the new west entrance and underground connector. Allow Legislators, legislative employees and employees of the Governor's Office access to the State House via the north and south entrances using security access cards.
- B. Require vendors and delivery personnel to pickup and deliver materials only through the loading dock at the Cross Building and underground connector or if the materials are easily transportable through the west entrance.

- C. Limit after hours access to the State House by vendors, non-legislator employees and the public. Allow Legislators, and legislative employees as authorized by their appointing authority, access to State House outside regular business hours.

2. With Respect to State House and Chamber Security:

- A. Prohibit unattended packages, briefcases, bags and other similar articles, and charge the Bureau of Capitol Security with enforcing this requirement, including relocating or removing unattended articles to a safe location.

3. With Respect to Surveillance and Security:

- A. Install CCTV surveillance cameras at all entrances to the State House and such cameras as necessary to monitor the entrance steps, walks and plazas immediately outside the west and east entrances to the State House. The Department of Administrative and Financial Services has agreed to pay for the costs of procuring and installing the cameras.

- B. Install additional lighting to enhance building security and provide additional safety for pedestrians.

The proposed 19 locations appears excessive. All lighting placed should be shielded and of a design in keeping with the State House, and that the number and placement of lights should be reviewed and approved by the Legislative Council or State House and Capitol Park Commission. The Executive Branch should pay for or at least share in the costs of providing additional lighting since the benefits of the lighting would extend beyond legislature operations.

- C. Relocate as many handicap parking spaces as is feasible from the area between the State House and the Cross Building to the parking area immediately adjacent and to the north of the State House. In doing so care must be given to assuring adequate and convenient parking, in compliance with ADA requirements, for individuals with disabilities who want to access either the Cross Building or the State House.
- D. Reaffirm, by posting or other appropriate notice, that firearms or other weapons are prohibited in the State House and in legislative areas of the Cross Building, except by law enforcement officers specifically authorized to carry such weapons in the performance of their capitol security duties.

- E. Improve pedestrian walkways from area parking lots to the State House. Work with the Bureau of General Services to develop and implement plans for improved existing or new walkways that are properly lighted and maintained to increase pedestrian safety.
- F. Provide a security presence by having Capitol Security to perform regular security patrols on the 2nd floor of the Cross Building and in the State House. It should also institute regular foot patrols in parking lots and in State House grounds.
- G. Maintain a security and Legislative Information Office presence at the information kiosks at all times when the Legislature is in session and the State House is open to the public.
- H. Provide secure and designated, but unmarked, parking spaces in close proximity to a State House entrance for the Governor and the presiding officers.
- I. Install CCTV security cameras in the State parking garage to be monitored by Building Control.
- J. Place emergency call boxes in parking lots in the State House complex and in the State parking garage. The Bureau of General Services should develop and implement a plan for the installation of call boxes.
- K. Install a "hot line" between the Governor and the presiding officers to assure the ability for an immediate and secure means of communication in the event of an emergency. In addition, provide for telecommunications, not reliant on electric power, between the Commissioner of Administrative and Financial Services, Maine Emergency Management Agency and the Executive Director's Office in the event of an emergency.
- L. Perform regular fire and building emergency evacuation drills at the State House. Drills should be in coordination with the Bureau of Capital Security and Building Control. Information about emergency evacuation procedures should be distributed to Legislators as well as legislative employees.
- M. Until such time as a comprehensive parking system for the State House complex is developed and implemented by the Bureau of General Services and Capitol Security, the subcommittee feels that it is infeasible to institute an effective employee parking system to identify state employee vehicles. The subcommittee recommends that the Bureau of General Services and Capitol Security develop a comprehensive parking system that would allow implementation of such a system.

4. With Respect to People Management

- A. Establish a written protocol with the Bureau of Capitol Security, Maine State Police and the Legislature for the protection of the Senate President and the Speaker of the House in the event of threats of harm or other emergencies.

The subcommittee concluded that the following measures are not recommended at this time.

1. State House and Chamber Security

- A. Prohibit the use of backpacks in the State House.
- B. Install bulletproof podiums in the House and Senate chambers.
- C. Conduct magnetometer screening of visitors in the House and Senate chambers unless they have already been pre-screened.

2. Surveillance and Safety

- A. Install a magnetometer and x-ray machine at the west entrance to the State House to screen people and packages.

3. People Management

- A. Require visitor badges for entry to the House and Senate Chambers unless visitors have already been pre-screened.

With respect to other potential security measures, the subcommittee agreed that they may have merit as circumstances warrant in the future, but are not identified as high priorities at this time. It supported a phased approach to additional security measures; implementing high priority measures first and then implementing additional security measures as advisable in the future.

The subcommittee agreed to present its report to the Legislative Council on January 29, 2002.

The subcommittee then adjourned.

**120th MAINE STATE LEGISLATURE
LEGISLATIVE COUNCIL**

TECHNOLOGY REPORT

January 29, 2002

- I. Internet Audio**
 - a. Senate and House live session audio broadcasts implemented on January 4, 2002
 - b. Appropriations Hearings and Work Sessions also available sharing the Senate connection
 - c. Establishing the means to count the number of listeners
- II. Legislative Direct Internet Access**
 - a. SDSL line to the Internet is installed and tested
 - b. Firewall hardware/software is being installed and tested
 - c. Remaining tasks include shared global addressing, auxiliary connection to BIS, and finalizing the new Legislative address
- III. Backup System Upgrade**
 - a. All software and hardware in house
 - b. Installation and testing underway
 - c. Early February completion
- IV. Migration/Bill Drafting System**
 - a. Drafting a Contract Amendment to reflect the agreements in the Completion Plan
 - b. Draft completed no later than 1/31/02 for review by the Technology Committee and Legislative Council in early February
 - c. Assistant AG Laubenstein is supporting this effort



MAINE STATE LEGISLATURE
Augusta, Maine 04333

Memo

TO: The Honorable Peggy Pendleton, Senate Chair
The Honorable Martha Bagley, House Chair
Joint Standing Committee on State and Local Government

FROM: Senator Beverly Daggett, Chair
Legislative Council's Capital Area Advisory Committee

DATE: January 16, 2002

RE: LD 1991: Resolve, to Establish a Commission to Erect a Memorial in Capitol Park to the Victims and Heroes of the September 11, 2001 Tragedy

On January 15, 2002, the Capital Area Advisory Committee met with Representative David Etnier, sponsor of LD 1991, to discuss the legislation and the potential memorial in Capitol Park. This advisory committee serves as a local-state advisory body to the Legislative Council on matters relating to Capitol Park.

Rep. Etnier explained that he is proposing a living memorial, rather than an edifice, as an appropriate and lasting tribute to the victims and heroes of the September 11, 2001 tragedy. Private and public funds would be used to restore or enhance areas in Capitol Park, such as tree plantings or restoring walkways, in keeping with the Olmsted design for the park. Acknowledgement of the living memorial would be made in an unobtrusive and dignified way.

At its meeting, the Advisory Committee unanimously endorsed the approach taken by Rep. Etnier and, therefore, supports passage of LD 1991, with an amendment. Because the legislation as currently drafted does not specify the nature of the memorial contemplated by Rep. Etnier, the Advisory Committee requests that your committee amend the legislation to specify that the tribute to the victims and heroes of the September 11th tragedy be in the form of a living memorial, with memorial funding to be used only in support of activities that are in keeping with the Olmsted design, as revised. Such an amendment would also be consistent with PL 2001, c. 468 regarding changes and uses of Capitol Park. The Advisory Committee does not support the construction of a monument or similar structure as a memorial in Capitol Park.

Finally, the Advisory Committee recommends that the legislation be further amended to require the study commission established by this legislation to hold a public hearing in order to invite public comment before the study commission issues its final report to the Legislature.

Thank you for the opportunity to comment on LD 1991, and if you have any questions, please do not hesitate to contact me.

cc: Members of the Legislative Council
Members of the Capital Area Advisory Committee
David E. Boulter, Executive Director of the Legislative Council

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120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 2079

H.P. 1573

House of Representatives, January 18, 2002

An Act to Clarify the Law Enforcement Authority of Capitol Security
Personnel.

(AFTER DEADLINE)

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule
205.

Reference to the Committee on Criminal Justice suggested and ordered printed.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

Presented by Speaker SAXL of Portland.
Cosponsored by President BENNETT of Oxford.

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

Whereas, certain security officers whose authority has been expanded pursuant to the Maine Revised Statutes, Title 25, section 2908 to include law enforcement duties and powers do not meet the training requirements of Title 25, section 2804-C; and

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

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

Sec. 1. 25 MRSA §2801-B, sub-§1, ¶¶E and F, as enacted by PL 1999, c. 682, §4, are amended to read:

E. Harbor masters; or

F. Municipal shellfish conservation wardens; or

Sec. 2. 25 MRSA §2801-B, sub-§1, ¶G is enacted to read:

G. Security officers appointed by the Commissioner of Public Safety and whose duties and powers have been expanded pursuant to section 2908. This paragraph is repealed December 31, 2002.

Sec. 3. 25 MRSA §2904, sub-§2, as amended by PL 1993, c. 361, Pt. E, §1, is further amended to read:

2. Officials of governmental units. The officials of the governmental units listed in paragraphs A to E are authorized and empowered to adopt rules governing the access, use and occupancy of buildings or parts of buildings and of other public property that are under their respective supervisions. Rules adopted by the Legislative Council may include provisions governing security at legislative offices. Prior to adopting any such rule, the official shall consult with the Commissioner of Public Safety; the commissioner must be given an opportunity to review the rule and to comment upon its content and enforcement. These rules become effective upon deposit of a copy with the Secretary of State, who shall forward a copy attested under the Great Seal of the State to the District Court for Southern Kennebec. These rules are suspended to the extent necessary at any time when the Commissioner of Public Safety determines that an emergency exists within the facilities to which they apply, except that the

commissioner may not suspend the rules governing the legislative
offices without the consent of the Legislative Council. The
Commissioner of Public Safety shall enforce rules adopted
pursuant to this subsection, consistent with available resources
and funding.

The governmental officials authorized and empowered by this
subsection are:

A. The Legislative Council, for all legislative offices, as
established by Title 3, section 162;

B. The State Law Librarian, for the Law Library;

C. The State Librarian, for the State Library;

D. The Director of the State Museum, for the State Museum;
and

E. The State Archivist, for the State Archives.

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

SUMMARY

This bill provides an exemption from mandatory training for
security officers appointed by the Commissioner of Public Safety
when the commissioner has expanded their authority to include law
enforcement duties and powers. The bill also clarifies the right
of the Legislature to direct the provision of security to
legislative offices. The bill includes a sunset provision such
that the mandatory training exemption expires on December 31,
2002.

DAVID E. BOULTER
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE
OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

Memo

TO: The Honorable Michael V. Saxl, Chair
and Honorable Members
Legislative Council

FROM: *David*
David Boulter, Executive Director of the Legislative Council

DATE: January 7, 2002

RE: Request by CSG/ERC for financial contribution

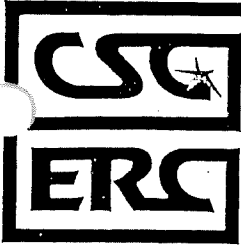
In October, 2001 the Council of State Governments, Eastern Regional Office sent a letter requesting a one-time contribution of \$10,705 from Maine to assist it in rebuilding its New York City offices that were destroyed in the terrorist attacks on September 11th.

At its November meeting, the Legislative Council asked that I seek additional information from CSG on the uses of the requested funds and availability of insurance or grants of assistance. In December, I received a letter from CSG/ERC Director Alan Sokolow responding to my inquiry. The letters are attached for your reference.

Mr. Sokolow renewed CSG's request for a one-time contribution of \$10,705 or whatever amount the Legislative Council feels is manageable given Maine's current budget situation.

Attachments

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December 17, 2001

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. Schimminger
Chairman
Assembly Economic Development,
Job Creation, Commerce & Industry Ctte.
New York

Director
Alan V. Sokolow

Mr. David Boulter
Executive Director
Legislative Council
115 State House Station
Augusta, Maine 04333-00115

Dear Mr. Boulter:

Thank you very much for your letter of December 3rd requesting further information concerning the ERC Rebuilding Fund. I recognize the gravity of Maine's current fiscal and economic problems and understand and appreciate the need to weigh every expenditure in this climate.

With respect to the fundraising effort and the financial gap it will help to fill, the following capital and other expenses are at the heart of the campaign.

- Replacement of furniture, equipment, computers, phone system, supplies, Annual Meeting materials, etc. is projected in the \$200,000 - \$250,000 range with insurance covering about \$100,000 of that amount.
- New office space design work is estimated about \$14,000 while build-out costs beyond the landlord's standard will probably be in the \$50,000 - \$75,000 range.
- Rent support, to be primarily covered by the NY legislature, will run \$80,000 per year.
- With respect to other sources, FEMA money is only available for personal or business owner losses while SBA provides only low-interest loans and not grants for capital replacement costs. Therefore, neither will be of help to us.
- To date, Delaware and Quebec have contributed their proportionate shares. We are hopeful that all ERC jurisdictions will do so as well.

I hope this information is responsive to your request. I appreciate your need to provide this background to the Legislative Council. I am grateful they are willing to consider our request under these trying circumstances.

I look forward to hearing from you in January as to the outcome.

Sincerely yours,

Alan V. Sokolow
Director, CSG Eastern Office

cc: Senate President Michael Michaud
Senate President Pro Tem Richard Benett
Speaker Michael Saxl
House Majority Leader Patrick Colwell
House Minority Leader Joseph Bruno

DEC 11 9 2001

DAVID E. BOULTER
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE

OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

December 3, 2001

Mr. Alan V. Sokolow, Director
Council of State Governments
Eastern Regional Conference
P.O. Box 20811
New York, NY 10009

Re: Letter of October 4, 2001 regarding ERC Rebuilding Fund

Dear Mr. Sokolow:

Thank you for the letter from CSG/ERC regarding ERC offices and the ERC Building Fund. The terrorist attacks on September 11 were horrific and their impact continues to be felt across the nation and the world. It was extremely fortunate that CSG staff were unharmed given their location at the World Trade Centers. On behalf of the Maine Legislative Council, I offer my condolences for the disruptions, stress and costs caused by the loss of CSG offices.

At its November 13, 2001 meeting, the Legislative Council discussed CSG/ERC's request for a one time contribution of \$10,705 to the Rebuilding Fund to help offset the cost of rebuilding the offices. The Legislative Council is supportive of helping CSG to the extent it is financially feasible to do so. Maine, along with many other states, is currently experiencing an economic slowdown, that is translating into a significant budget shortfall. As a result, the Legislative Council has already taken steps to reduce nonessential expenditures in the legislative accounts. Even so, the Legislative Council is looking for ways to make a financial contribution to your rebuilding fund.

Also at the meeting, several members asking questions about the extent and use of the fund, which I was unable to answer. Specifically, the Legislative Council requested that I ask for information on the following:

- the extent to which private party or self insurance will cover CSG losses, anticipated extent of any state, local or private grants of assistance to CSG, and the estimated amount of out-of-pocket costs to CSG to rebuild its offices;
- anticipated uses of the fund, including for personnel costs, if applicable.

This information would be extremely helpful to the Legislative Council when it meets again to discuss a financial contribution to CSG.

Mr. Alan V. Sokolow, Director
December 3, 2001
Page 2

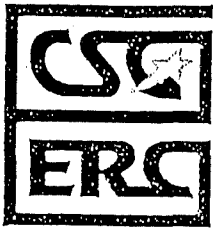
Thank you for taking time from your very busy schedule to consider this request. If you have any questions, please do not hesitate to call me at 207-287-1615 or email me at david.boulter@state.me.us.

Thank you.

Sincerely,

A handwritten signature in cursive script, reading "Dave Boulter".

David E. Boulter
Executive Director



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

Representative Toni M. Crosby
Assistant Minority Leader
New Hampshire

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

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

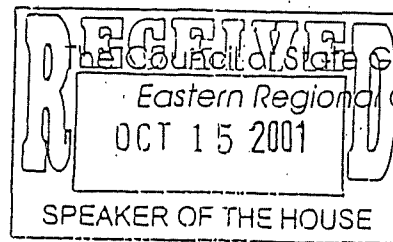
Director
Alan V. Sokolow

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,

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

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

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

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

DB: bs

cc: Representative Patrick Colwell, House Majority Leader

**Actions Taken by Ballot by
the Legislative Council Since
the December 19, 2001 Council Meeting
(as of January 23, 2002)**

1. Request for Introduction of Legislative

- A. LR 3402; An Act to Clarify the Law Enforcement Authority of Capitol Security

Submitted by: Speaker Saxl
Accepted: January 14, 2002, 6-0 - 0-4

- B. LR 3406; An Act Relating to the Transfer to GNE, LLC of Certain Privileges Bestowed by the Legislature upon Great Northern Paper, Inc.

Submitted by: President Pro Tempore Michaud
Accepted: January 17, 2002, 7-0 - 0-3

- C. LR 3407; An Act to Extend Unemployment Benefits by 13 weeks

Submitted by: Rep. Bunker
Accepted: January 22, 2002, 7-3 - 0-0

- D. LR 3418; An Act to Inform Applicants for State Environmental Permits of Breeding or Nesting Sites of Endangered or Threatened Species

Submitted by: Rep. Brooks
Accepted: January 22, 2002, 6-0 - 0-4

- E. Motion: That the Legislative Council recommend to the Legislature that reductions to the budgets for the Legislature and the Law and Legislative Reference Library, totaling \$255,499 in FY 02 and \$232,309 in FY 03 be made as part of an emergency budget proposal for budget reductions to state appropriations for FY 02/03. Further, that the reductions be made in the fiscal years and the budget areas unanimously recommended by the Legislative Council's Budget Subcommittee.

Submitted by: Speaker Michael V. Saxl
Accepted: January 18, 2002, 10-0

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
January 23, 2002

		Action
SPONSOR:	Rep. Bunker Jr., George H.	ACCEPTED BY
		BALLOT
LR 3407	An Act to Extend Unemployment Benefits by 13 Weeks	01/22/02
SPONSOR:	Rep. Dunlap, Matthew	ACCEPTED BY
		BALLOT
LR 3389	An Act to Provide Full Utility of Retired School Buildings	01/25/02
SPONSOR:	Rep. Dunlap, Matthew	ACCEPTED BY
		BALLOT
LR 3390	An Act to Protect the Rights of Maine Citizens Under Collective Bargaining Agreements	01/25/02
SPONSOR:	Rep. Dunlap, Matthew	ACCEPTED BY
		BALLOT
LR 3391	An Act to Fairly Assess Sales Tax on Used Vehicles	01/25/02
SPONSOR:	Rep. Perry, Joseph C.	
LR 3410	Resolve, Authorizing Michelle Booker to Sue the State	

JOINT RESOLUTIONS

SPONSOR:	Rep. Saxl, Michael V.	
LR 3386	JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO CORRECT THE INEQUITIES FOR RETIRED TEACHERS DRAWING SOCIAL SECURITY BENEFITS	
SPONSOR:	Rep. Colwell, Patrick	
LR 3395	JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO FUND THE ADDITIONAL HOMELAND SECURITY COSTS	

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR: Rep. Dudley, Benjamin F.

WITHDRAWN

LR 3318 An Act to Protect Senior Citizens from Financial
Exploitation and Abuse

SPONSOR: Rep. Lemoine, David G.

TABLED
12/19/01

LR 3331 An Act to Restore the Passage of Alewives on the
Lower St. Croix River

SPONSOR: Rep. Madore, David R.

TABLED
12/19/01

LR 3319 An Act Regarding the Requirements for Documenting
Pre-test and Post-test Counseling for HIV Tests

JOINT RESOLUTION

SPONSOR: Rep. Michaud, Marc

TABLED
12/19/01

LR 2810 JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED
STATES TO REMOVE THE ALLAGASH WILDERNESS WATERWAY FROM THE
AUSPICES OF THE WILD AND SCENIC RIVERS ACT

ADDENDUM

LEGISLATIVE COUNCIL
REQUESTS TO INTRODUCE LEGISLATION
SECOND REGULAR SESSION
January 29, 2002

Action

SPONSOR: Rep. Etnier, David

LR 3437 An Act to Allow Qualified Shellfish Harvesters to
Continue to Sample Water Quality

SPONSOR: Rep. Gooley, Walter R.

LR 3434 An Act to Amend the Fines for Axle Weight Violations

SPONSOR: Rep. Michael, John M.

LR 3433 An Act to Protect the Public from Telemarketing
Harassment

SPONSOR: Rep. Gerzofsky, Stanley J.

LR 3421 An Act to Prevent Funds From Being Transferred to the
Capital Construction/ Repairs/ Improvements-Administrative
Program for the Demolition of the Maine State Prison in
Thomaston

SPONSOR: Rep. Skoglund, James G.

LR 3432 An Act to Authorize County Extension Building Associations
to Borrow Money

SPONSOR: Rep. Trahan, A. David

LR 3428 Resolve, to Establish a Committee to Study All Laws
Pertaining to Truck Weights and Fines

SPONSOR: Sen. Youngblood, Edward M.

LR 3439 An Act to Transfer the Assets of the Brewer Water
District to the City of Brewer and to Provide for the
Supply of Water to the City of Brewer

DAVID E. BOULTER
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE
OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

Memo

TO: The Honorable Senator Lloyd P. LaFountain, III, Senate Chair
The Honorable Representative Christopher P. O'Neil, House Chair
Joint Select Committee on Joint Rules

FROM: *Dave*
David Boulter, Executive Director

DATE: December 20, 2001

Re: Recommendation relating to the name of the Joint Standing Committee on
Banking and Insurance

The Legislative Council asked me to convey the results of its discussion of your committee's December 13, 2001 request to post a notation on the legislative website that the Joint Standing Committee on Banking and Insurance will be referred to as the Joint Standing Committee on Financial Institutions and Insurance. The members discussed the request at length and understood your committee's intent in recommending the change, but ultimately did not accept the recommendation.

The Legislative Council feels strongly that until the Legislature formally adopts a change to the name of the committee, by amendment to the Joint Rules, all references to the committee should be to its current name. To do otherwise would pre-empt the prerogative of the Legislature to determine the manner in which committees are to be referred.

The Legislative Council suggests that, if the Joint Select Committee wishes to pursue a change to the name of the committee, it introduce an order during the Second Regular Session that would effect the desired change. The Revisor, Clerk of the House and Secretary of the Senate, all would be happy to assist the committee in drafting such an order if you would find it helpful.

If you have any questions, please feel free to contact Pamela Cahill, Millicent MacFarland or me.

Thank you.

cc: Members of the Legislative Council
Millicent MacFarland, Clerk of the House
Pamela Cahill, Secretary of the Senate

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RECOMMENDATIONS OF THE LEGISLATIVE COUNCIL BUDGET SUBCOMMITTEE TO REDUCE THE LEGISLATIVE BUDGET FOR FY 2002-2003

Unanimous budget reductions to legislative accounts	FISCAL YEAR 2002 PROP. REDUCTION	FISCAL YEAR 2003 PROP. REDUCTION	TOTAL PROP. REDUCTION
LEGISLATURE			
1. Reduce funding for the State House and Capitol Park Commission	25,000	25,000	50,000
2. Reduce unexpended funds in FY 02 from the Comm. on Interstate Cooperation as part of Governor's curtailment (dues to NCSL and CSG)	8,882		8,882
3. Reduce unexpended funds in FY 02 from the Comm. on Uniform State Laws as part of Governor's curtailment	6,036		6,036
4. Reduce funding for general operating expenditures in Legislative account (FY 02 part of Governor's curtailment)	49,540	55,000	104,540
5. Reduce funding for capital expenditures in Legislative account	8,000		8,000
6. Reduce funding budgeted for computer-related training	20,000	25,000	45,000
7. Reduce amount budgeted in FY 03 for data processing by state		13,000	13,000
8. Reduce amount budgeted in FY 03 for computer maintenance agreements		12,000	12,000
9. Reduce amount budgeted in FY 03 for computer replacements due to projected lower costs of replacements		10,000	10,000
10. Reduce funding in the Reserve Fund for State House Preservation and Maintenance	75,000	50,000	125,000
11. Reduce out-of-state travel costs		20,000	20,000
12. Reduce funding from miscellaneous studies due to projected unexpended balance in FY 02	10,000		10,000
13. Upon approval of the Speaker of the House and the President of the Senate implement the use of prepaid telephone calling cards in lieu of telephone credit cards for legislators to achieve savings in telephone costs	5,000	5,000	10,000
14. Request that the Senate President and Speaker of the House consider reducing costs of legal services for the President's Office and the Speaker's Office below budgeted costs			
LAW AND LEGISLATIVE REFERENCE LIBRARY			
1. Reduce unexpended balance in Library's account for out-of-state travel in FY 02/Reduce out-of-state Travel in FY 03	2,651	2,309	4,960
2. Reduce funding for Library's operational costs, i.e. subscriptions, supplies, etc. (FY 02 part of Governor's curtailment)	5,883	15,000	20,883
3. Reduce Law and Legislative Reference Library's unencumbered balance forward	39,507		39,507
Subtotal - Unanimous Reductions of the Budget Subcommittee	255,499	232,309	487,808
Potential additional budget reduction pending recommendation:			
1. Reduce funding for the Education Research Institute ¹		75,000	75,000

Footnote 1: The proposed reduction to ERI is under advisement by the subcommittee at this time

DEPARTMENTAL STATEMENT
to
COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS
Second Regular Session of the 120th Maine Legislature
E M E R G E N C Y F Y 0 2 - 0 3 B U D G E T

DATE 1/30/02

DEPARTMENT : LEGISLATURE

PROGRAM NAME: LEGISLATURE

APPROPRIATION NUMBERS: 01030A008101 01430A008102

PAGES IN LEGISLATIVE DOCUMENT 75

	ACTUAL EXPENDITURES 2000-01	CURRENT APPRO./ALLOCATION 2001-02	CURRENT APPRO./ALLOCATION 2002-03	GOVERNOR'S RECOMMENDATIONS 2001-02	GOVERNOR'S RECOMMENDATIONS 2002-03
GENERAL FUND					
Positions - Legis	141,500	146,500	146,500		
Positions - Other	45,300	39,454	39,454		
Personal Services	13,249,840	14,528,095	15,807,284		
All Other	5,077,200	4,839,881	5,183,264		
Capital	43,181	40,000	41,000		
Unallocated				-225,000	-350,000
TOTAL	18,370,221	19,407,976	21,031,548	-225,000	-350,000
FEDERAL FUNDS					
Positions - Legis					
Positions - Other					
Personal Services					
All Other					
Capital					
Unallocated					
TOTAL					
OTHER FUNDS					
Positions - Legis					
Positions - Other					
Personal Services					
All Other		25,000			
Capital					
Unallocated					
TOTAL		25,000			
TOTAL ALL FUNDS					
Positions - Legis	141,500	146,500	146,500		
Positions - Other	45,300	39,454	39,454		
Personal Services	13,249,840	14,528,095	15,807,284		
All Other	5,077,200	4,864,881	5,183,264		
Capital	43,181	40,000	41,000		
Unallocated				-225,000	-350,000
GRAND TOTAL	18,370,221	19,432,976	21,031,548	-225,000	-350,000

LEGISLATURE

The Governor's proposed reductions identified in Part B will reduce the Legislature's available funds by \$225,000 in FY 02 and \$350,000 in FY 03, a total of \$575,000 for the biennium.

In addition, the Governor's proposed reductions identified in Part E, sections 36 and 37 will also affect the Legislature by reducing available funds by an additional \$70,341 in FY 02 and \$151,910 in FY 03, resulting in total proposed reductions by the Governor of \$295,341 in FY 02 and \$501,910 in FY 03.

A 4-member bi-partisan budget subcommittee was formed by the Legislative Council on December 19, 2001. The subcommittee met on December 28, 2001 to develop recommendations for achieving significant savings in legislative accounts and these recommendations have been forwarded to the Legislative Council for review and approval. The level of reductions to be approved by the Legislative Council are not known at this time and may differ from the Governor's recommendations. It is expected that the specific areas to be affected by these reductions and the amounts will be determined by the Legislative Council and provided to the Committee on Appropriations and Financial Affairs prior to the scheduled Public Hearing on January 30.



MAINE STATE LEGISLATURE
Augusta, Maine 04333

January 11, 2002

Rep. Michael V. Saxl, Chair
Legislative Council
State House Station 115
Augusta, ME 04333

Dear Speaker Saxl,

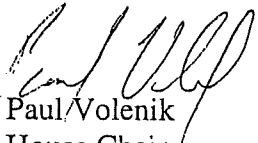
As co-chairs of the Health Care System and Health Security Board, we are requesting staffing from the Office of Policy and Legal Analysis for the remainder of our meetings. We have kept our expenses to a minimum during our initial meetings, so we anticipate adequate resources for that staffing.

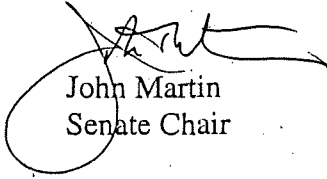
OPLA staffing would enable us to move forward quickly with our plans. We have reached a point of complexity where we expect to be applying for private resources for a feasibility study of the economic impact on individuals, businesses and the economy of a single-payer plan. OPLA staffing would ease this process and provide a better paper framework for proper analysis and policy development.

We have notified David Mercier of OPLA of our request so that he may plan possible staff re-deployment.

We would request that OPLA staffing begin as soon as possible.

Sincerely,


Paul Volenik
House Chair


John Martin
Senate Chair

JAN 18 2002

DAVID E. BOULTER
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE

OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

Memo

TO: Honorable Members of the Legislative Council
FROM: *David* David Boulter, Executive Director of the Legislative Council
DATE: January 22, 2002
RE: Proposed Policy on Loaned Artwork

Attached is a proposed policy on Loaned Art exhibits. This policy establishes procedures for the display of loaned artwork in the State House and on the legislative floor of the Cross Building. This policy complies with all applicable requirements of the State's Division of Risk Management so that the Legislative Council may procure a commercial insurance policy to cover loaned artwork that is not furnished by the Maine State Museum or the Maine Arts Commission.

At present, the insurance company underwriter has issued a policy, subject to renewal in April 2002, contingent upon the following loss control measures being implemented:

1. The Legislature adopt a specific procedure for handling loaned fine arts; and
2. The Legislature require a written agreement with the artist or artist's representative for the loaned artwork.

The underwriter is requiring that the procedures be in place at the time of policy renewal.

Under the policy, artwork would be insured for loss or physical damage at its current market value up to a maximum of \$5,000 per individual artwork. The total limit of liability is \$200,000, with a \$0 deductible. The anticipated premium for the next year is \$1,500.

I recommend that the Legislative Council adopt the proposed policy so insurance coverage may be purchased for loaned artwork on exhibit in legislative areas of the State House and Cross Building.

I would be happy to answer any questions you may have regarding the proposed policy on insurance coverage.

Attachment

Introduction

The Legislative Council establishes the following procedures that govern the display of loaned artwork in the State House and on the second floor of the Cross Building. These procedures are intended to comply with all applicable provisions for coverage under the Fine Arts Insurance policy for the Maine Legislature. The State House and the Cross Building are public buildings, and although security systems are present in both buildings, the security is limited. As such, the Legislative Council makes no representation that loaned artwork that may be on exhibit from time to time is safe from risk of theft or physical damage. Questions about this policy or insurance coverage of loaned artwork should be directed to the Office of the Executive Director, Legislative Council whose mailing address is 115 State House Station, Augusta, ME 04333-0115 or by calling (207) 287-1615.

Insurance coverage

The Maine Legislative Council provides insurance coverage for artwork while the artwork is on exhibit in the State House or the legislative floor of the Cross Building under a museum collection and temporary loan policy administered by the State of Maine's Division of Risk Management. The policy provides insurance coverage for named works of art, for their stated market value up to a maximum of \$5,000 per individual work while on display, against risks of loss or physical damage, excluding among other things, wear and tear, gradual deterioration, moths, vermin or loss or damage resulting from a repairing or restoration process. Artwork is not covered during transit, installation or removal of the work unless an individual or firm under contract to the Maine Legislative Council for this purpose conducts the activity.

In order to effect insurance coverage, the artist or the artist's authorized representative must provide the Legislature with a list of the works to be exhibited and the market value of each work. In addition, the artist or the artist's authorized representative must enter into a loaned art agreement with the Legislative Council. Unless the Legislative Council contracts for the installation or removal of the work, the artist whose work is to be exhibited must also sign a general Release from Liability.

Delivery, installation and removal of exhibit

The artist or the artist's authorized representative is responsible for the delivery of the artwork and must oversee the installation of the work at the place of exhibit. Furthermore, the artist or the artist's authorized representative must oversee the removal of the work from its place of exhibit and is responsible for the removal of the work from the State House or the Cross Building.

Scheduling an exhibit

An artist who wishes to exhibit his or her work should contact the head of the legislative office where he or she wishes to exhibit the work, and work with that individual or the individual's designee to select appropriate items to be exhibited, the location(s) of the exhibit and the specific dates of display.

Promotion

The artist or the artist's authorized representative is responsible for providing a list of the works to be exhibited and relevant information about the artist, including how to contact the artist. The artist may not arrange for open houses or other commercial marketing of the artwork on exhibit in the building(s). The Legislature may announce the exhibit in appropriate legislative publications.

Effective date

This policy, adopted by the Legislative Council at its monthly meeting on January 29, 2002, became effective on that date.

Maine Legislative Council
Loaned Art Agreement

DRAFT

Name of Artist: _____ Telephone: _____
Mailing Address: _____

This Agreement applies to the following artwork (check one):

☐ As listed below ☐ As noted on attached list, totaling _____ pages

Title/medium: _____	Market value: \$ _____
Title/medium: _____	Market value: \$ _____
Title/medium: _____	Market value: \$ _____
Title/medium: _____	Market value: \$ _____

Location at which artwork is to be exhibited: _____

Date artwork is delivered & placed on exhibit: _____

Date the exhibit is scheduled to end: _____

Insurance

I understand and agree that the artwork I have loaned to the Maine Legislature or its offices for exhibit is insured against loss or physical damage, subject to certain policy exclusions, through a museum collection and temporary loan art insurance policy administered by the State of Maine's, Division of Risk Management. Such insurance coverage is for the stated market value, up to a maximum of \$5,000 per individual work while it is on exhibit in the State House or the Cross Building. I understand and agree that no insurance or other coverage against loss or physical damage is provided for artwork during transit, installation or removal unless that activity is conducted by an individual or firm under contract to the Legislative Council for that purpose as noted below. I also understand and agree that all insurance coverage terminates upon midnight of the scheduled end date for the exhibit or removal of the artwork from its place of exhibit, whichever is earliest.

Building security is limited; as such, the Legislative Council makes no representation that loaned artwork on exhibit is completely safe from risk of theft or physical damage.

Installation & removal of artwork

I agree that the artwork I have loaned will be installed and, following exhibit, removed by (check one):

☐ the undersigned artist or the artist's authorized representative (release from liability form must be signed)
[Name of representative: _____]

☐ an individual or firm under contract to the Legislative Council, and I or my authorized representative will oversee the delivery, installation and removal of the artwork.

Artist responsible for delivery & removal of loaned artwork

I agree that I am responsible for making all arrangements necessary for the delivery and removal of the artwork and further agree to remove the artwork from the premises no later than the scheduled end of the exhibit.

Signed: _____ Date: _____

Signature of artist or artist's authorized representative

DRAFT

Release from Liability

I, the undersigned, agree to install and, after exhibit, remove the artwork described in the Loaned Art Agreement at my own risk. I agree not to hold the State of Maine, including the Maine Legislature and its offices, responsible for any loss or damage to my artwork or for any injuries that may occur during transit, installation or removal of artwork.

Signed: _____ Date: _____

Witnessed by: _____

[To be completed at the time of installation by the head of the legislative office where the artwork is to be exhibited]

I acknowledge receipt of the artwork described in this Agreement and certify that it was inspected for damage and installed in accordance with the terms stated above.

Signed: _____ Date: _____

Signature of head of legislative office or designee

Printed Name: _____ Title: _____

Legislative Office: _____

Location of Exhibit: _____

[To be completed at the time of removal by the artist (or the artist's authorized representative) and the head of the legislative office where the artwork was exhibited]

Termination of Loaned Art Agreement

The artwork described in this agreement has been removed from exhibit and returned to the artist or the artist's representative on _____ as noted below:

Date

[check one]

☐ The undersigned agree that the artwork is returned with no damage. No claim for loss or damage will be filed.

☐ The undersigned agree that the following artwork was damaged or lost as noted below:

Title: _____ Nature of damage: _____

Signature of Artist (or artist's representative): _____

Signature of Head of legislative office (or designee); _____

Date signed: _____

A signed copy of this Agreement must be filed with the Office of the Executive Director.



MAINE STATE LEGISLATURE
Augusta, Maine 04333

January 22, 2002

Rep. Michael V. Saxl, Chair
Legislative Council
State House Station 115
Augusta, ME 04333

Dear Speaker Saxl,

As co-chairs of the Health Care System and Health Security board, we are requesting an extension in time for our report to the Legislature from March 1, 2002 to December 1, 2002.

The Health Care System and Health Security Board has analyzed current health care costs and currently is designing the details of a single-payer system, including transitional structures until full phase-in.

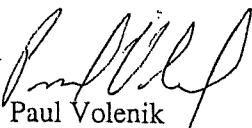
An essential component of our report is a feasibility study of the economic impacts on individuals and businesses of a single payer health care plan. We expect this study to be conducted by an economic analysis group of national stature with expertise in health care modeling. The study will cost approximately \$40,000.

Since the Legislature only funded the Health Care System and Health Security Board with \$10,660 in operating expenses, and \$500 as matching funds for an outside source of revenue for a feasibility study, we must raise approximately \$39,500 in private funding. We expect to raise this funding within six months. We predict that a feasibility study can be prepared within a few months of receiving funding and a full report prepared within an additional two months.

That translates to a full report by December 1, 2002. Of course, that timetable could be advanced, perhaps to July 1, 2002, if the Legislative Council were to produce \$39,500 for the feasibility study, at this time.

Thank you for considering this request for an extension to December 1, 2002.

Sincerely,


Paul Volenik
House Chair


John Martin
Senate Chair

JAN 23 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

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

December 19, 2001

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, ME 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Committee to Study the Needs of Persons with Mental Illness Who Are Incarcerated has submitted the attached report including recommended legislation to the 120th Maine Legislature, pursuant to H.P. 1383. Copies of the report have been placed on the file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in cursive script, reading "Michael J. McAlevey".

Michael J. McAlevey, Senate Chair

A handwritten signature in cursive script, reading "Edward J. Povich".

Edward J. Povich, House Chair

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett

DEC 31 2001



MAINE STATE LEGISLATURE
Augusta, Maine 04333

JOINT STUDY COMMITTEE TO STUDY GROWTH MANAGEMENT

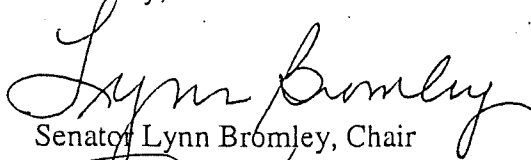
January 4, 2002

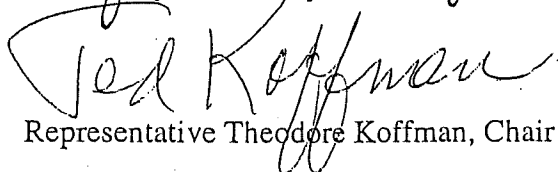
The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, ME 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Joint Study Committee to Study Growth Management has submitted the attached final report including recommended legislation, to the 120th Maine Legislature, pursuant to Joint Order H.P. 1330, as amended by Senate Amendment "A" (S-371). Copies of the report have been transmitted to the Joint Standing Committee on Natural Resources. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,


Senator Lynn Bromley, Chair


Representative Theodore Koffman, Chair

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett
✓ David E. Boulter, Executive Director, Legislative Council
David Mercier, Director, Office of Policy & Legal Analysis
Joint Standing Committee on Natural Resources

JAN - 8 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

COMMITTEE TO STUDY THE LOSS OF COMMERCIAL FISHING WATERFRONT
ACCESS AND OTHER ECONOMIC DEVELOPMENT ISSUES AFFECTING
COMMERCIAL FISHING

January 4, 2002

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, ME 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Committee to Study the Loss of Commercial Fishing Waterfront Access and Other Economic Development Issues Affecting Commercial Fishing has submitted the attached report including recommended legislation, to the Joint Standing Committee on Marine Resources, pursuant to Joint Order, H.P. 1384. Copies of the report have been transmitted to the President of the Senate and the Speaker of the House of Representatives. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in cursive script that reads "Kenneth F. Lemont".

Senator Kenneth F. Lemont, Chair

A handwritten signature in cursive script that reads "David G. Lemoine".
Representative David G. Lemoine, Chair

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett
David E. Boulter, Executive Director, Legislative Council
David Mercier, Director, Office of Policy & Legal Analysis

JAN - 7 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

COMMITTEE TO REVIEW THE CHILD PROTECTIVE SYSTEM

December 17, 2001

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, Maine 04333

Dear Representative Saxl and Senator Michaud:

Pursuant to Joint Order, House Paper 1385, the Committee to Review the Child Protective System is pleased to submit its final report including recommended legislation. Copies of the report have been transmitted to the Joint Standing Committee on Judiciary in accordance with the Joint Order. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in cursive script, reading "Sen Karl W. Turner".

Senator Karl W. Turner, Senate Chair

A handwritten signature in cursive script, reading "Rep. Charles C. LaVerdiere".

Representative Charles C. LaVerdiere, House Chair

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett

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MAINE STATE LEGISLATURE
Augusta, Maine 04333

COMMITTEE TO STUDY THE BENEFITS AND COSTS FOR INCREASING ACCESS
TO FAMILY AND MEDICAL LEAVE

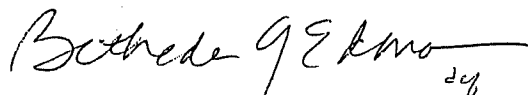
December 31, 2001


The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, Maine 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Committee to Study the Benefits and Costs for Increasing Access to Family and Medical Leave has submitted the attached report including recommended legislation to the Legislature, pursuant to Joint Order, House Paper 1386. Copies of the report have been transmitted to the Legislative Council and the Joint Standing Committee on Labor and have been placed on file with the Law and Legislative Reference Library.

Sincerely,


Senator Betheda G. Edmonds, Senate Chair


Representative Gerald M. Davis, House Chair

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett



MAINE STATE LEGISLATURE
Augusta, Maine 04333

**JOINT STUDY COMMISSION TO STUDY REIMBURSEMENT RATES FOR MAINE'S
BOTTLE REDEMPTION RATES FOR MAINE'S BOTTLE REDEMPTION
BUSINESSES AND OTHER ISSUES RELATED TO THE HANDLING AND
COLLECTION OF RETURNABLE CONTAINERS**

December 31, 2001

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, Maine 04333

Dear Representative Saxl and Senator Michaud:

Pursuant to Joint Order, HP 1389, the Committee to Study Reimbursement Rates for Maine's Bottle Redemption Businesses is pleased to submit its final report including recommended legislation. Copies of the report have been transmitted to the Joint Standing Committee on Business and Economic Development in accordance with the law. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in dark ink, appearing to read "Norman Ferguson, Jr.".

Senator Norman Ferguson, Jr., Senate Chair

A handwritten signature in dark ink, appearing to read "Gary Wheeler".

Representative Gary Wheeler, House Chair

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett

JAN - 8 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

COMMITTEE TO STUDY ISSUES CONCERNING CHANGES TO THE
TRADITIONAL USES OF MAINE FORESTS AND LANDS

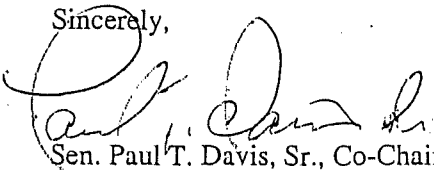
January 15, 2002

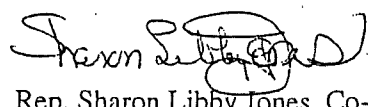
The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, ME 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Committee to Study Issues Concerning Changes to the Traditional Uses of Maine Forests and Lands has submitted the attached report including recommended legislation to the 120th Maine Legislature, pursuant to Joint Order, HP 1391 as amended by HP 1393. Copies of the report have been transmitted to the Joint Standing Committee on Agriculture, Conservation and Forestry. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,


Sen. Paul T. Davis, Sr., Co-Chair


Rep. Sharon Libby Jones, Co-Chair

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett
David E. Boulter, Executive Director, Legislative Council
David Mercier, Director, Office of Policy & Legal Analysis

JAN 16 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

COMMISSION TO STUDY ASSISTED LIVING

January 4, 2002

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, Maine 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Commission to Study Assisted Living has submitted the attached report including recommended legislation to the Joint Standing Committee on Health and Human Services of the 120th Maine Legislature, pursuant to Private & Special Law 2001, chapter 36. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jill M. Goldthwait".

Senator Jill M. Goldthwait, Chair
Commission to Study Assisted Living

Representative Thomas J. Kane, Chair
Commission to Study Assisted Living

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett

JAN - 8 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

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

January 4, 2002

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, ME 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Commission to Study the Needs and Opportunities Associated with the Production of Salmonid Sport Fish in Maine has submitted the attached interim report to the 120th Maine Legislature, pursuant to Public Law 462, chapter 124. Copies of the report have been transmitted to the Joint Standing Committee on Inland, Fisheries and Wildlife. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

Sen. Woodcock

Senator Chandler E. Woodcock, Chair ^{cc 12}

Rep. Bryant

Representative Rep. Bruce S. Bryant, Chair ^{cc 3}

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett
✓ David E. Boulter, Executive Director, Legislative Council
David Mercier, Director, Office of Policy & Legal Analysis

JAN - 4 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

ROUND TABLE TO STUDY ECONOMIC AND LABOR ISSUES
RELATING TO THE FOREST PRODUCTS INDUSTRY

December 28, 2001

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, ME 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Round Table to Study Economic and Labor Issues Relating to the Forest Products Industry has submitted the attached report including recommended legislation to the 120th Maine Legislature, pursuant to Resolves 1999, chapter 124. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

Sen. John M. Nutting
Sen. John M. Nutting, Co-Chair (enc.)

Rep. Rosita Gagne
Rep. Rosita Gagne, Co-Chair (enc.)

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett
David E. Boulter, Executive Director, Legislative Council
David Mercier, Director, Office of Policy & Legal Analysis
Joint Standing Committee on Agriculture, Conservation and Forestry

DEC 31 2001



MAINE STATE LEGISLATURE
Augusta, Maine 04333

COMMISSION TO STUDY DOMESTIC VIOLENCE

December 31, 2001

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

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Commission to Study Domestic Violence has been submitted the attached report including recommended legislation to the 120th Maine Legislature, pursuant to Resolve 1999, chapter 126. Copies of the report have been transmitted to the Joint Standing Committee on Criminal Justice. Copies of the report have been placed on the file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in cursive script, reading "Neria R. Douglass".

Senator Neria R. Douglass, Senate Chair

A handwritten signature in cursive script, reading "W. Savage".

Representative William R. Savage, House Chair

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

JAN - 8 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

COMMISSION TO STUDY THE IMPLEMENTATION OF A UNIFIED EMERGENCY
RESPONSE FOR EMERGENCY RELEASES AND SPILLS OF TOXIC OR
HAZARDOUS MATERIALS

January 10, 2002

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, Maine 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Commission to Study the Implementation of a Unified Emergency Response for Emergency Releases and Spills of Toxic or Hazardous Materials has submitted the attached report including recommended legislation to the Legislature, pursuant to Resolves 2001, chapter 65. Copies of the report have been transmitted to the Joint Standing Committees on Natural Resources and Legal and Veterans Affairs and have been placed on file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in cursive script, reading "Anne M. Rand".

Senator Anne M. Rand, Senate Chair

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

Representative Robert W. Duplessie, House Chair

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett



MAINE STATE LEGISLATURE
Augusta, Maine 04333

THE BLUE RIBBON COMMISSION ON
POSTSECONDARY EDUCATIONAL ATTAINMENT

January 18, 2002

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, Maine 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that The Blue Ribbon Commission on Postsecondary Educational Attainment has submitted the attached report including recommended legislation to the Joint Standing Committee on Education and Cultural Affairs of the 120th Maine Legislature, pursuant to Resolve 2001, chapter 66. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

A handwritten signature in dark ink, appearing to read "Mary R. Cathcart".

Senator Mary R. Cathcart, Chair
The Blue Ribbon Commission on
Postsecondary Educational Attainment

A handwritten signature in dark ink, appearing to read "Elizabeth Watson".

Representative Elizabeth Watson, Chair
The Blue Ribbon Commission on
Postsecondary Educational Attainment

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett

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JAN 23 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

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

January 10, 2002

The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, ME 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft has submitted the attached report including recommended legislation to the 120th Maine Legislature, pursuant to Resolves 2001, chapter 68. Copies of the report have been transmitted to the Joint Standing Committee on Inland Fisheries and Wildlife, the Joint Standing Committee on Transportation, the Joint Standing Committee on Agriculture, the Joint Standing Committee on Taxation and the Joint Standing Committee on Marine Resources. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

Marge Kil Kelly PN

Sen. Marge L. Kil Kelly, Co-Chair

Joe Clark PN

Rep. Joseph E. Clark, Co-Chair

cc: Members of the Legislative Council (w/enc.)
Senate President Richard A. Bennett
David E. Boulter, Executive Director, Legislative Council
David Mercier, Director, Office of Policy & Legal Analysis

JAN 11 2002



MAINE STATE LEGISLATURE
Augusta, Maine 04333

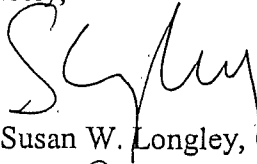
January 4, 2002

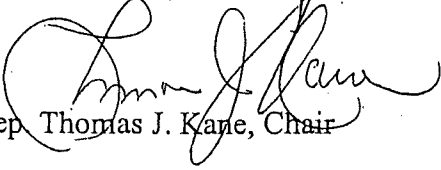
The Honorable Michael V. Saxl, Chair
The Honorable Michael H. Michaud, Vice-Chair
Legislative Council
115 State House Station
Augusta, Maine 04333

Dear Representative Saxl and Senator Michaud:

This letter is to inform you that the Joint Standing Committee on Health & Human Services has completed its review of child welfare services. We enclose a copy for your review. The Committee will continue to work with the Department of Human Services during the Second Regular Session on child welfare issues. Copies of the report have been provided to the Governor, Commissioner Concannon and the Judiciary Committee. Copies of the Executive Summary have been provided to all legislators. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,


Sen. Susan W. Longley, Chair


Rep. Thomas J. Kane, Chair

cc: Members, Legislative Council

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JAN 11 2002