

# MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL**  
**April 30, 2003**  
**REVISED AGENDA**

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	<b>CALL TO ORDER</b>	
	<b>ROLL CALL</b>	
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**NEW BUSINESS**

18      **Item #1: Consideration of After Deadline Bill Requests**      Decision

**COLLECTIVE BARGAINING (Executive Session)**

**ANNOUNCEMENTS AND REMARKS**

**ADJOURNMENT**

SEN. BEVERLY C. DAGGETT  
CHAIR

REP. PATRICK COLWELL  
VICE-CHAIR



121<sup>st</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

SEN. SHARON ANGLIN TREAT  
SEN. PAUL T. DAVIS, SR.  
SEN. KENNETH T. GAGNON  
SEN. CHANDLER E. WOODCOCK  
REP. JOHN RICHARDSON  
REP. JOSEPH BRUNO  
REP. ROBERT W. DUPLESSIE  
REP. DAVID E. BOWLES

DAVID E. BOULTER  
EXECUTIVE DIRECTOR

**MEETING SUMMARY**  
**March 26, 2003**

**CALL TO ORDER**

The Chair, President Daggett, called the Legislative Council meeting to order at 2:20 p.m. in the Legislative Council Chamber.

**ROLL CALL**

Senators:	President Daggett, Sen. Treat, Sen. Davis, Sen. Gagnon Sen. Woodcock
Representatives:	Speaker Colwell, Rep. Richardson, Rep. Bruno, Rep. Duplessie, Rep. Bowles
Legislative Officers:	David Shiah, Assistant Clerk of the House David Boulter, Executive Director, Legislative Council Grant Pennoyer, Director, Office of Fiscal and Program Review David Elliott, Director, Office of Policy and Legal Analysis Margaret Matheson, Revisor of Statutes Lynn Randall, State Law Librarian Paul Mayotte, Director, Legislative Information Services

President Daggett asked if there was objection to taking an item out of order. Hearing none, the Chair then moved to **New Business, Item #1.**

**NEW BUSINESS**

**Item #1: Consideration of After Deadline Bill Requests**

Twenty-four after deadline requests were considered by the Legislative Council. The Council's actions on these requests are included on the attached list.

## SUMMARY OF THE MARCH 4, 2003 COUNCIL MEETING

**Motion:** That the Meeting Summary of March 4, 2003 be accepted and placed on file. (Motion by Rep. Colwell, second by Rep. Duplessie, unanimous).

## REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS

- **Executive Director's Report**

David Boulter, Executive Director of the Legislative Council, reported on the following matters:

1. **State House Renovations Update**

- Interior items on the punch list should be completed within the next two weeks. Most work will be done in the evenings and on weekends. Exterior work, including resodding and mortar work will take approximately 3 weeks to complete and will begin when equipment is able to be driven on the lawn.
- Executive Director Boulter is working with the Richard Burt, the architect, on a multi-year work plan for the State House and will have more information of the plan available at the Council's April meeting.
- Mr. Boulter reported that the Dioramas in the connector should be completed by June, 2003.

No Council action required.

- **Fiscal Report**

Grant Pennoyer, Director, Office of Fiscal and Program Review, presented the following fiscal report:

1. **General Fund and Highway Fund Revenue Variances for January, 2003**

For the month of February the General Fund revenues were \$12.1 million under budget and under budget for the year-to-date by \$5.2 million. Under budget are the Individual Income Tax, Sales, Corporate Income and the Cigarette Taxes lines. Positive variances include Insurance Companies Tax and Estate Tax.

Adjusted for revenue revision, the General Fund had a positive variance of \$2.4 million for the month of February and \$7.2 million for year-to-date.

Highway Fund revenues were under budget by \$0.8 million in February but has a positive variance of \$1.5 million for the year-to-date.

## 2. Cash Pool Status

Mr. Pennoyer reported that cash pool status has been added to the Office of Fiscal and Program Review's website.

The General Fund balance reflects the TAN issued in August, 2002. Absent the \$250 million TAN and other reserve fund balances, the General Fund would be \$282.1 million negative.

Rep. Bruno asked if the funds were going to be available to pay the TAN which is to be paid in June, 2003. Mr. Pennoyer said that typically after April, the cash position will rise due to the payments of Individual Income Tax. If that does not occur, the TAN will have to be paid from other cash sources in the cash pool. Another TAN will be issued after July 1, 2003.

- **Office of Information Services' Report**

Paul Mayotte, Director, Legislative Information Services, reported the following:

1. **Remote Access to the Legislative Network**

The objective of the project is to provide secure remote access to the legislative network for authorized users to the Legislature's local area network. The technology and hardware has been installed and is working. Remote testing is underway. A successful remote access link has been established between a remote PC using Windows 98 and the network, but several unresolved issues remain with remote PCs using Windows XP.

2. **Migration and Bill Drafting System Performance**

Mr. Mayotte reported that on March 19, 2003, H-P provided the Legislature with a plan to correct the performance issue and to close out the remaining problem log items. H-P will make modifications to the software code and the database design to improve performance, is considering upgrading the version of the SQL database software and is looking at the option of a faster server. H-P's schedule has the corrected software being installed in June, after session ends, with acceptance testing to follow.

Speaker Colwell asked if there was objection to taking an item out of order. Hearing none, the Vice-Chair then moved to **New Business, Items 2, 3 and 4.**

## NEW BUSINESS

### Item #2: Consideration of Additional Security Measures for the State House

Executive Director Boulter gave Council members background information regarding additional security measures for the State House. Michael Cote, Sr. Sgt-at-arms of the House of Representatives has recommended that certain additional measure be taken and the presiding officers suggested the matter be brought before the Legislative Council for consideration. Steps have been taken to increase security in the building itself. Chief Switter, Director of Capitol Security, reported that many security procedures were adopted working with the 120th State House Facilities Committee and hoped to continue with the 121<sup>st</sup> Committee.

**Motion:** That the matter of additional security measures to be considered for the State House be referred to the State House Facilities Committee for review and its recommendations be brought back to the Legislative Council. (Motion by Sen. Gagnon, second by Rep. Duplessie, unanimous).

**Item #3: Report on the Public Meeting Requirement for Discounted Internet Connection to Law and Legislative Reference Library**

Lynn Randall, Law and Legislative Reference Librarian, reported on the public meeting that was held concerning access by minors to inappropriate material on the Internet. In compliance with federal law and the Legislative Council's authorization, the Library held a public meeting on access by minors to inappropriate material on the Internet through computers in the Library on February 26, 2003. The meeting was advertised with legislative hearings the weekend of February 16, 2003 and notices were also placed in the Library.

No comments were received on any aspect of Internet access or on the Library's Public Internet Policy or the Privacy Policy. No changes to the current library policy are anticipated at this time.

No Council action required.

**Item #4: Submission of Annual Report**

- Community Preservation Advisory Committee

**Motion:** That the Legislative Council accepted and place on file the annual report of the Community Preservation Advisory Committee. (Motion by Sen. Gagnon, second by Sen. Davis, unanimous).

**COLLECTIVE BARGAINING (Executive Session)**

**Motion:** That, pursuant to 1 MRSA section 405, subsection 6, the Legislative Council enter into an executive session with its council and negotiators for the purpose of discussing labor contracts and proposals involving MSEA and its represented group of legislative employees. (Motion by Speaker Colwell, second by Sen. Woodcock, unanimous).

The Council proceeded to go into Executive Session at 3:13 p.m.

**MEETING RECONVENED**

The Council ended its Executive Session and reconvened in open session at 3:18 p.m. on the motion of the Chair.

**REPORTS FROM COUNCIL COMMITTEES**

- **Personnel Committee** (Rep. Richardson, Chair)

Rep. Richardson, Chair of the Personnel Committee reported that the committee met earlier in the day and discussed the following 3 items:

**- Temporary Disability Benefits**

The Personnel Committee considered and unanimously approved temporary disability income benefits for three legislative employees. This action is consistent with the personnel policies and guidelines for legislative employees.

No Council action required.

**- Salary Adjustments for Constitutional Officers**

The Personnel Committee tabled action until a later meeting on salary adjustments for Constitutional Officers in FY 03.

**- Longevity Stipend for 2003**

The Personnel Committee considered the matter of payment of longevity stipend for eligible legislative employees for FY 03 only. After receiving background information on the awards of longevity stipends across state government and considering issues of consistency, the committee voted to recommend that the stipends be paid in FY 03.

**Motion:** That the Legislative Council approve payment of a longevity stipend to eligible legislative employees for calendar year 2003, in accordance with legislative personnel policies; and further that the Executive Director's Office pay the stipends prior to June 30, 2003 from existing legislative resources budgeted for that purpose. (Motion by Rep. Richardson, second by Sen. Gagnon, passed 7-3. Sen. Woodcock, Sen. Davis and Rep. Bowles opposed).

- **State House Facilities Committee** (Sen. Gagnon, Chair)

No report

## **OLD BUSINESS**

### **Item #1: Council Actions Taken by Ballot**

Executive Director Boulter provided Council members with a list of actions taken by ballot by the Legislative Council since its February 19, 2003 meeting.

No Council action required.

## **ANNOUNCEMENTS AND REMARKS**

## **ADJOURNMENT**

The Legislative Council meeting was adjourned at 3:42 p.m. (Motion by Sen. Gagnon, second by Speaker Colwell, unanimous).



# Fiscal Briefing for the Legislative Council

Legislative Council Meeting  
April 30, 2003

*Prepared by the  
Office of Fiscal & Program Review*

## 1. General Fund and Highway Fund Revenue Variances for March 2003 (Reflects March 2003 Revenue Forecasting Committee Revisions) (See Attached Summary of March Revenue)

### • General Fund

Over budget by \$2.6M in March/Over budget for FY-T-D by \$9.8M

Major Positives:

- Individual Income - Over by \$8.2M in March/Over FY-T-D by \$8.9M
- Insurance Tax - Over budget by \$2.4M in March/Over FY-T-D by \$5.7M
- Estate Tax - Under budget by \$1.1M in March/Over FY-T-D by \$2.6M

Major Negatives:

- Cigarette Tax - Under by \$1.1M in March/Under FY-T-D by \$4.3M
- Corporate Income - Under by \$0.8M in March/Under FY-T-D by \$0.9M

Most of the positive variance in the Individual Income Tax was in withholding that now appears to be an early collection of revenue budgeted for April

The hope is that positive variances approximately offset negative variances so that the General Fund will be very close to or above revised budgeted revenue

Based on early April collections data, no significant April surprises are expected

### • Highway Fund

Over budget by \$1.9M in March/Over for FY-T-D by \$3.4M

### • Fund for a Healthy Maine

Tobacco Settlement actual receipts are under budget by \$1.1M

## 2. Cash Pool Status

### • February and March 2003 Cash Pool Summaries (see attached)

- General Fund balance was -\$29.2M in Feb. and -\$65.6M in March
- Absent the \$250 million TAN balance and the other reserve fund balances the General Fund was -\$324.2M in Feb. and -\$360.5M in March
- In mid-April, final transfers from the Rainy Day Fund and Working Capital Reserve were implemented bringing balances in these major reserves to \$0

### • General Fund – History of Cash Balances (see attached)

- General Fund 12-month moving average, the trend, has flattened out recently

**General Fund and Highway Fund Revenue  
Fiscal Year Ending June 30, 2003**

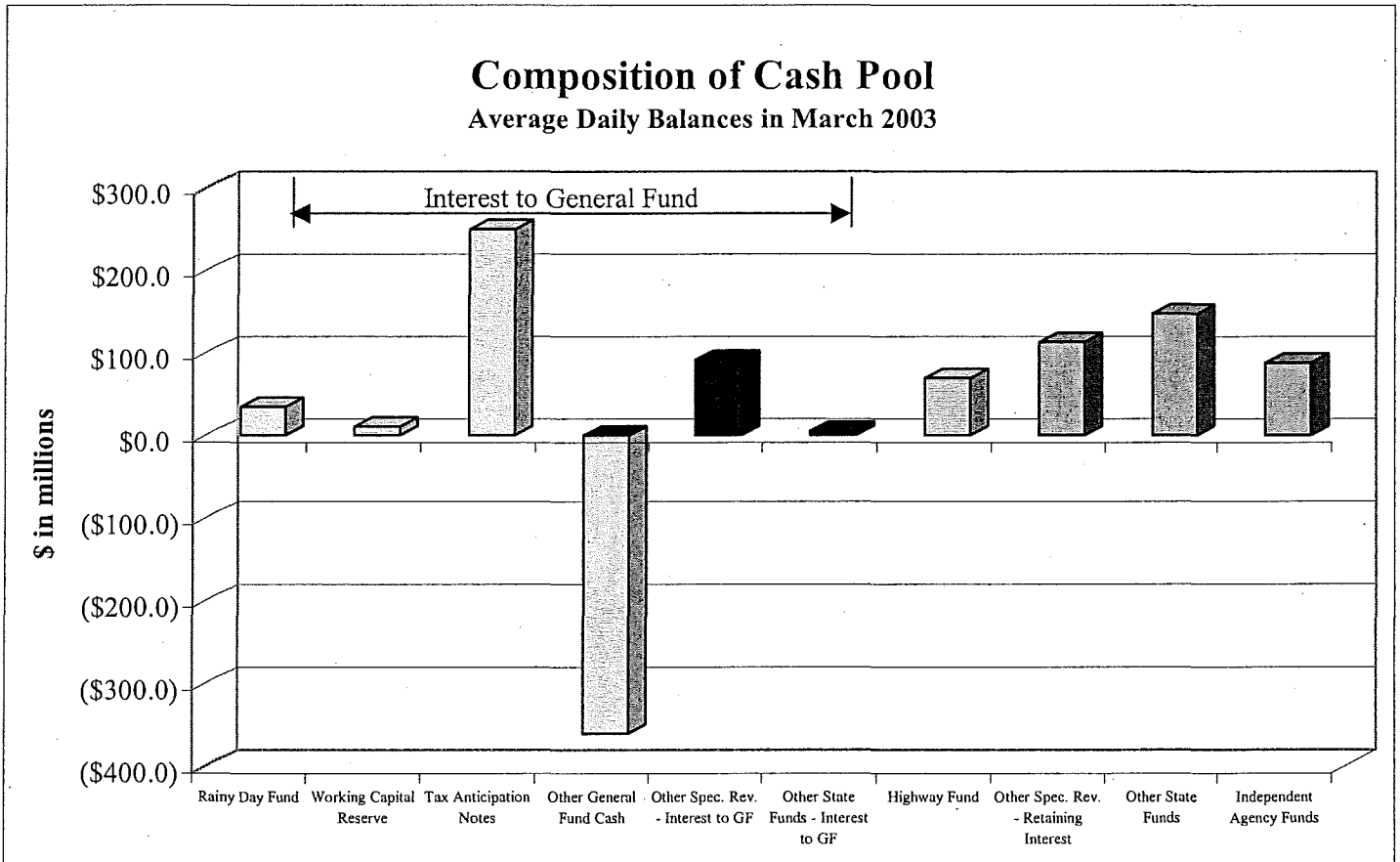
**Based on All Actions of the 120th Legislature, PL 2003, c. 2 and March 2003 Revenue Rejections**

**FEBRUARY 2003**

<b>FUND Revenue Line</b>	<b>Mar. '03 Budget</b>	<b>Mar. '03 Actual</b>	<b>Mar. '03 Var.</b>	<b>FY03 Budget YTD</b>	<b>FY03 Actual YTD</b>	<b>FY03 Variance YTD</b>	<b>FY03 Budgeted Totals</b>
GF Sales and Use Tax	56,986,343	53,469,264.68	(3,517,078.32)	574,722,760	571,205,681.44	(3,517,078.56)	861,578,278
GF Individual Income Tax	22,737,678	30,943,002.71	8,205,324.71	676,803,343	685,717,397.85	8,914,054.85	1,063,483,417
GF Corporate Income Tax	12,999,999	12,157,667.82	(842,331.18)	54,030,395	53,126,660.24	(903,734.76)	88,170,000
GF Cigarette and Tobacco Tax	8,653,731	7,568,537.67	(1,085,193.33)	78,160,272	73,826,990.71	(4,333,281.29)	105,684,505
GF Public Utilities Tax	0	0.00	0.00	(150,000)	(128,030.21)	21,969.79	30,400,000
GF Insurance Companies Tax	15,959,689	18,391,393.91	2,431,704.91	25,518,246	31,233,085.89	5,714,839.89	56,646,354
GF Estate Tax	1,966,615	876,223.28	(1,090,391.72)	13,988,619	16,564,032.63	2,575,413.63	23,821,692
GF Property Tax - Unorganized Territory	0	0.00	0.00	8,843,744	9,300,585.00	456,841.00	10,162,545
GF Income from Investments	95,163	115,411.71	20,248.71	1,624,515	1,955,137.64	330,622.64	1,889,000
GF Transfer to Municipal Revenue Sharing	(4,728,925)	(4,925,066.70)	(196,141.70)	(66,583,381)	(66,812,536.71)	(229,155.71)	(102,674,817)
GF Transfer from Liquor Commission	2,041,827	1,731,469.14	(310,357.86)	20,119,741	19,637,498.94	(482,242.06)	26,290,223
GF Transfer from Lottery Commission	3,285,419	3,481,553.35	196,134.35	29,458,988	29,173,341.93	(285,646.07)	39,635,176
GF Other Revenue	19,631,775	18,381,866.54	(1,249,908.46)	114,250,059	115,786,295.10	1,536,236.10	161,812,736
<b>GF Totals</b>	<b>139,629,314</b>	<b>142,191,324.11</b>	<b>2,562,010.11</b>	<b>1,530,787,301</b>	<b>1,540,586,140.45</b>	<b>9,798,839.45</b>	<b>2,366,899,109</b>
HF Fuel Taxes	13,101,643	15,322,401.17	2,220,758.17	122,826,586	125,159,350.51	2,332,764.51	187,500,000
HF Motor Vehicle Registration and Fees	7,935,576	7,905,682.98	(29,893.02)	56,331,052	58,026,699.88	1,695,647.88	79,432,966
HF Inspection Fees	242,127	333,844.00	91,717.00	2,507,110	3,036,055.16	528,945.16	3,683,907
HF Fines	281,931	0.00	(281,931.00)	2,161,728	1,647,895.07	(513,832.93)	3,057,180
HF Income from Investments	88,118	99,526.58	11,408.58	1,008,530	967,892.35	(40,637.65)	1,418,000
HF Other Revenue	648,730	554,002.57	(94,727.43)	7,386,047	6,818,751.99	(567,295.01)	9,064,514
<b>HF Totals</b>	<b>22,298,125</b>	<b>24,215,457.30</b>	<b>1,917,332.30</b>	<b>192,221,053</b>	<b>195,656,644.96</b>	<b>3,435,591.96</b>	<b>284,156,567</b>

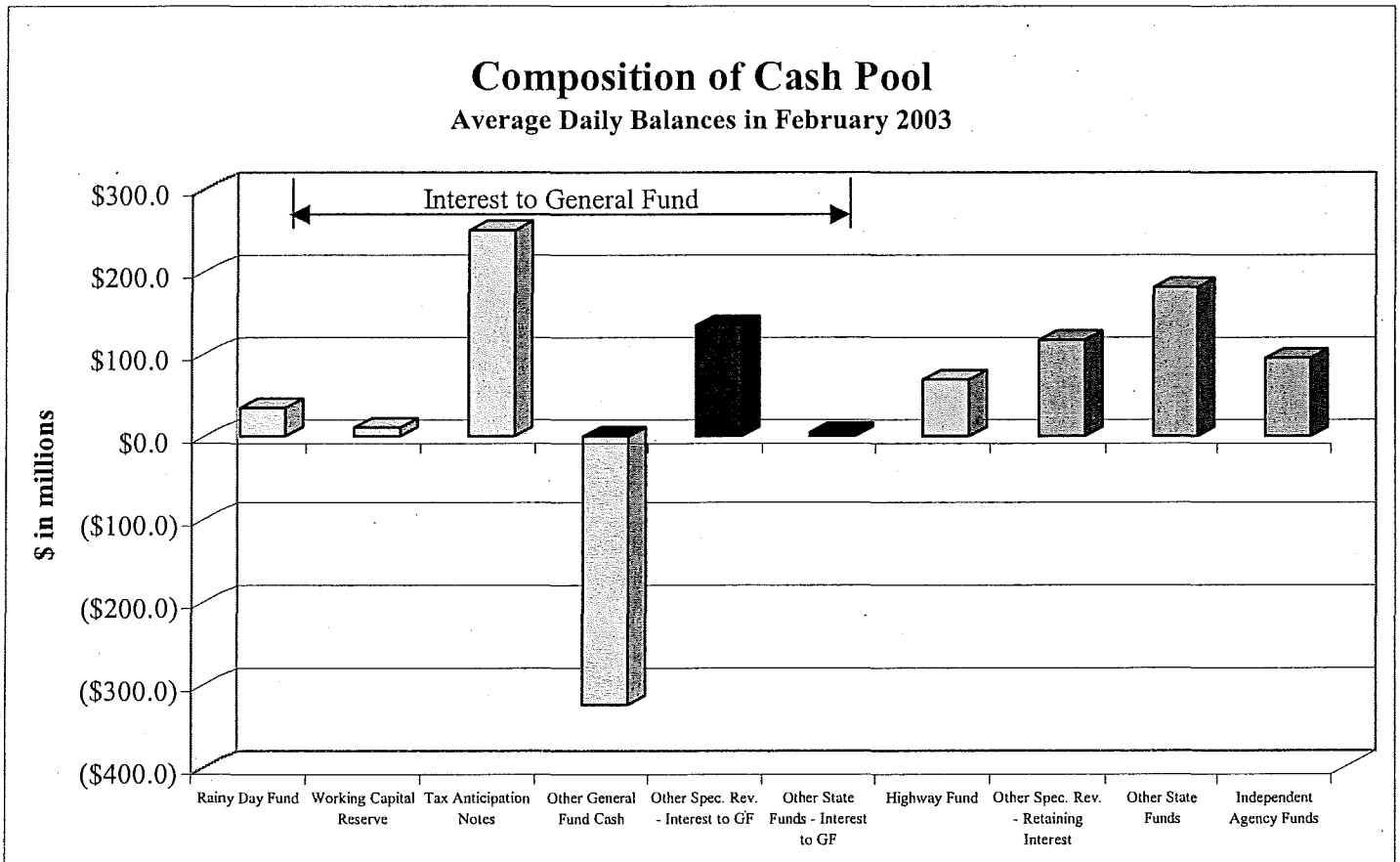
## Composition of State's Cash Pool March 2003 Average Daily Balances

<b>March 2003</b>	
General Fund - Total	(\$65,558,816)
General Fund - Detail	
Rainy Day Fund	\$34,480,682
Working Capital Reserve	\$10,500,000
Tax Anticipation Notes	\$250,000,000
General Fund - Other	(\$360,539,497)
Highway Fund	\$69,347,723
Other Special Revenue - Contributing to General Fund	\$91,235,548
Other Special Revenue - Retaining Interest Earned	\$113,017,756
Other State Funds - Contributing Interest to General Fund	\$5,251,796
Other State Funds	\$147,406,647
Independent Agency Funds	\$87,884,407
<b>Total Cash Pool</b>	<b>\$448,585,061</b>

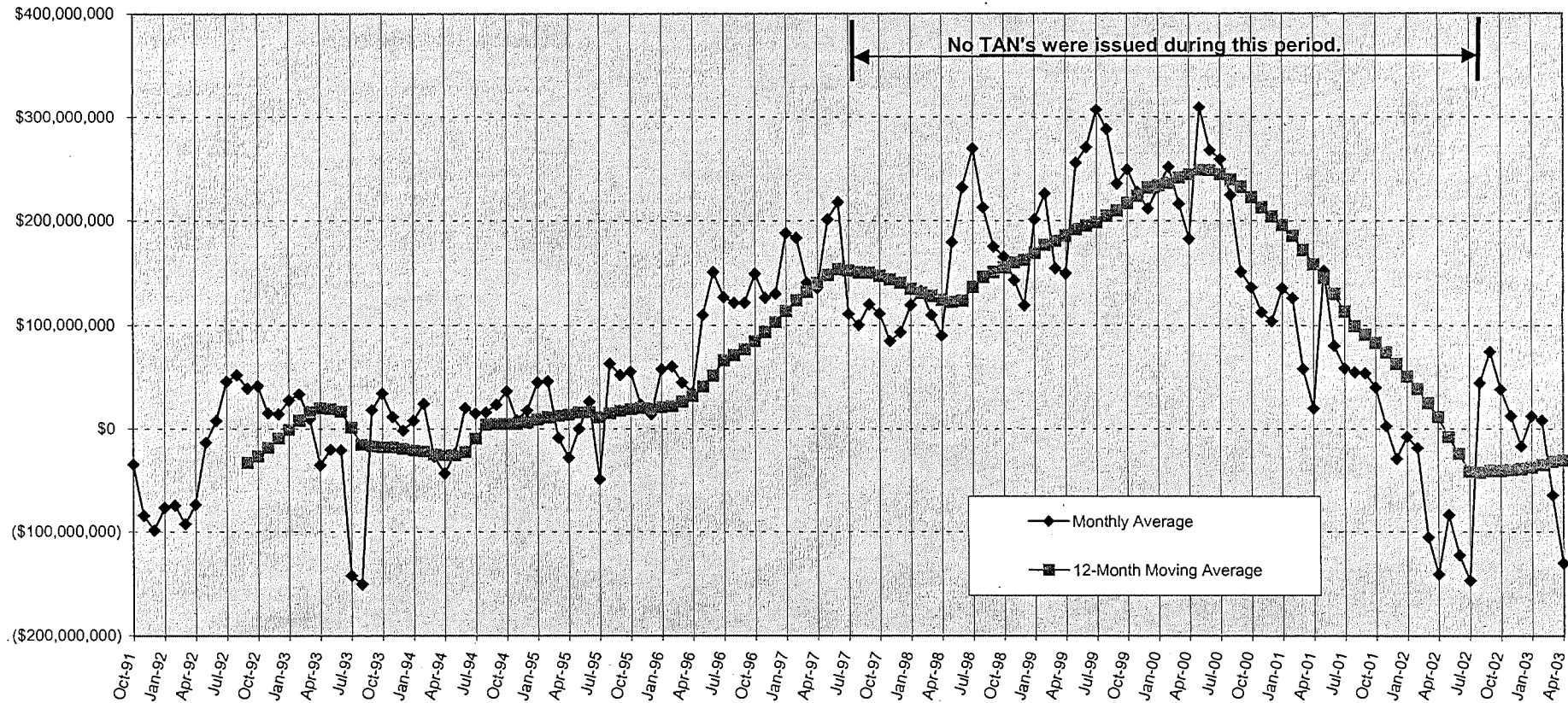


## Composition of State's Cash Pool February 2003 Average Daily Balances

	February 2003
General Fund - Total	(\$29,230,212)
General Fund - Detail	
Rainy Day Fund	\$34,480,682
Working Capital Reserve	\$10,500,000
Tax Anticipation Notes	\$250,000,000
General Fund - Other	(\$324,210,894)
Highway Fund	\$69,020,695
Other Special Revenue - Contributing to General Fund	\$134,720,435
Other Special Revenue - Retaining Interest Earned	\$116,817,426
Other State Funds - Contributing Interest to General Fund	\$4,763,734
Other State Funds	\$180,881,679
Independent Agency Funds	\$94,895,111
<b>Total Cash Pool</b>	<b>\$571,868,868</b>



### GENERAL FUND DAILY STARTING CASH BALANCES



**TAX ANTICIPATION NOTES (TAN's) - History from FY 1990-91 <sup>(1)</sup>**

Fiscal Year	Amount Authorized	Amount Issued	Reference
2002-03 <sup>(1)</sup>	\$285,688,079 <sup>(1)</sup>	\$250,000,000	5 MRSA, §150 (as amended by PL 2001, c. 705)
2001-02	\$100,000,000	\$0	5 MRSA, §150 (as amended by PL 2001, c. 467)
1997-98	\$100,000,000	\$0	PL 1997, c. 24, §F-1 (Repealed by PL 1997, c. 643, §E-5)
1996-97	\$190,000,000	\$150,000,000	PL 1995, c. 665 §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:** <sup>(1)</sup> 5 MRSA, §150 provides the statutory authorization for Tax Anticipation Notes. As amended by PL 2001, c. 705, the limit is the same as that imposed by the Constitution of Maine, Article IX, Sec. 14, 10% of total General Fund appropriations and Highway Fund allocations or 1% of the State Valuation, whichever is less. The amount authorized for fiscal year 2002-03 reflects General Fund appropriations and Highway Fund allocations for fiscal year 2002-03 through the 120th Legislature. Special exceptions to the general authorization levels are detailed in this table.

**121<sup>st</sup> MAINE STATE LEGISLATURE  
Legislative Council  
Technology Report**

**April 30, 2003**

- I. Remote Access to the Legislative Network**
  - a. Objective – Provide secure remote access to the Legislative network over the Internet**
  - b. Virtual private network (VPN) technology installed**
  - c. Working through issues with “XP-Home” O/S (ability to support technology)**
  - d. Will start rollout to “non-systems” test users during the week of May 5**
  
- II. Migration – Bill Drafting System Performance**
  - a. The modifications to the software code and the database design to correct the performance problem are in process (includes the correction of problem log items)**
  - b. H-P states as of Friday, 4/25/03, they are on schedule**
  - c. The modified application software will be installed in June after the end of session with acceptance testing to follow**

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CHAIR

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121<sup>st</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL  
**State House Facilities Committee**  
**Meeting Summary**  
**April 28, 2003**  
**Legislative Council Chamber**

Chair Gagnon convened the State House Facilities Committee at 1:25 p.m.

Members Present:

Sen. Gagnon  
Rep. Bowles  
Rep. Duplessie  
Millie MacFarland, Clerk of the House  
Dave Boulter, Executive Director

Members Absent:

Sen. Woodcock  
Joy O'Brien, Secretary of the Senate

The Committee considered the following matters.

**1. Consideration of Additional Security Measures for the State House**

Donald Suitter, Chief, Capitol Security summarized the security measures now in place, emphasizing those that were in response to the Homeland Security threat level. Of note was the closure of entrances except for the west entrance which Chief Suitter indicated was implemented without major complaint. He noted that kiosk personnel, committee clerks and other front line employees recently received security measure training through his office and the state police.

When asked about response time in the event of an emergency. Chief Suitter responded that response is generally in a matter of a few minutes. Because of the few officers on the Capitol police force (5), an officer might have to respond from the AMHI complex across the river. He further explained that the most recent budget eliminated 3 positions in Capitol Security. Capitol Security is now about half the size it was in the early 1990's.

Currently, the officer presence in the State House costs about \$500 extra a week due to necessary overtime of the officers. Due to budgetary limitations, this coverage will end soon.

Mike Cote, House Sgt-at-arms then explained his major recommendations contained in his memo (included in packet). He recommended:

- a) Eliminating traffic to the north parking lot through vigilant enforcement and improved signage. Long-term, a card reader system is advisable.
- b) Requiring photo ID's for legislators, legislative employees and lobbyists. (This provision has been implemented for legislators and staff).

- c) Implementing a procedure that requires badges for all visitors. Chief Suitter noted that such a procedure is time consuming, given the size of the groups entering the building.
- d) Providing threat assessment and measures training for legislators as part of the general legislator orientation.
- e) Training for committee chairs on how to handle disruptive or threatening behavior in committees.
- f) Placing signs at the west entrance explaining the security rules and procedures.
- g) Installing a lockdown mechanism to lock legislators in chambers in the event of a threat outside a chamber.
- h) Installing fencing around the State House, including at the west entrance.
- i) Installing x-ray machines and magnetometers, for use in emergencies and during joint sessions of the legislature.
- j) Reconsidering current access by MPBN to the entrance drive at west entrance.

A general discussion of the recommendations followed.

Rep. Duplessie suggested that all telephones be uniformly programmed for emergency calling. Sen. Gagnon noted that the Senate chamber poses a security risk to members due to the fully unrestricted access the public has to members' seats. He suggested that a new protocol and procedure be considered. There was also a suggestion that the legislature consider having its own police force so security coverage could be assured.

The committee asked that the following measures be pursued.

- 1 – improved signage at the north parking lot and at the west entrance, for security rules;
- 2 – better security for the Senate chamber, to be further discussed at a subsequent meeting;
- 3 – visitor badges, including badges for lobbyists, perhaps as a contingency in the event that tighter security is warranted in the future, to be further discussed at a subsequent meeting;
- 4 – purchase of portable detection equipment for use by Capitol Security (e.g. – magnetometers); and
- 5 – confining MBN vehicles to an area outside the bollards.

No further action was taken.



**2. Access through North and South Entrances of State House**

Currently, the north and south entrances are closed, in response to an increased security threat. The Chair and Vice-chair of the Legislative Council are considering re-opening the entrances in light of the recently lowered threat level. The committee members generally favored linking access to security levels, if restricting use of the entrances is necessary.

The committee suggested that the north and south entrances be re-opened to legislators and legislative employees, but remain closed to others for ingress and egress. The committee asked that this recommendation be forwarded to the chair and vice-chair of the Legislative Council for consideration.

**3. Food/Meal Catering Policy for the Hall of Flags**

Currently no formal policy exists for preparing and providing food in the Hall of Flags or for limiting the extent of food provided. Clerk MacFarland commented that there has been a tremendous increase in the use of the Hall of Flags (booked every session day) and the extent of food served (full meals rather than snacks, etc.). She noted that lobby groups that had previously hosted events off-site are now hosting them in the Hall of Flags. Several press reports have mentioned the extent of free food for legislators.

Members noted that legislators are already compensated for meals as part of their legislative pay without need for "free" meals. Similarly, legislative staff are amply compensated. Sen. Gagnon mentioned that the expansion of food availability to full course meals has led to a perception of inequitable access to legislators by virtue of hosting free meals. Further, it undermines the viability of the snack bar and cafeteria operations because it is difficult to compete with hosted free meals for legislators and staff. Reducing the intensity of use of the Hall of Flags will help ease security and safety issues as well.

The members generally agreed that a policy limiting food service/catering in the State House is appropriate. Two options were considered: prohibiting food; or limiting food to a level such as coffee and doughnuts, except for special events hosted by the Legislature, e.g. Welcome Back Day, culinary art student exhibits.

The committee requested that Clerk MacFarland and Executive Director Boulter draft a policy statement and guidelines for food service and hosting in the State House, limiting food to light refreshments except for certain legislatively-sponsored events. Finally, the policy should encourage groups hosting meals to make arrangements at an off-site location. The committee will review the draft policy and guidelines at its next meeting.

**4. Re-installation of Dioramas**

The committee reviewed the progress report by the museum (dated March 28, 2003) and heard from Sheila McDonald and JR Phillips (Maine State Museum) on the latest progress. They reported that the project is a top priority; more staff and more hours have been devoted to the project. Some complications have emerged, but they felt the project was still on schedule for a mid-June completion. They will provide an updated status report by mid-May, including an assessment of the schedule. Sen. Gagnon reiterated the importance of completing the work on schedule, so a planned reopening of the dioramas and the scheduled building photography may occur.

**5. Use of Satellite Media Office**

Executive Director Boulter reported that DAFS continues to search for space on the 1<sup>st</sup> floor of the Cross Building to house Capitol News Service so the satellite media office can be returned to its original purpose of nonexclusive use for authorized members of the media.

DAFS' recommendations will be presented to Mr. Boulter within 2 weeks.

**6. Other Matters**

It was noted that the directional sign for the elevator that is in the connector is too small to be useful. Mr. Boulter will arrange for a more suitable sign.

No other matters were discussed by the committee and the committee was adjourned at approximately 3:10 p.m.

**Actions Taken by Ballot by  
the Legislative Council Since  
the March 26, 2003 Council Meeting**

**1. Request for Introduction of Legislation**

- A. LR 2073: An Act to Make Filling an Out-of-State Prescription for Schedule II Drugs More Convenient
- Submitted by: Rep. Joseph Bruno  
Accepted: April 8, 2003, 9 - 0 - 1 - 0
- B. LR 2093 JOINT RESOLUTION MEMORIALIZING CONGRESS TO ENACT AN "AMERICA RX ACT"
- Submitted by: President Beverly C. Daggett  
Accepted: April 10, 2003, 8 - 1 - 1 - 0
- C. LR 2091 JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO SUPPORT THE REFORM OF THE SOCIAL SECURITY OFFSETS OF THE GOVERNMENT PENSION OFFSET AND THE WINDFALL ELIMINATION PROVISION
- Submitted by: Rep. Gerald Davis  
Co-Sponsors: Rep. Glenn Cummings and Rep. Jeremy Fischer  
Accepted: April 8, 2003, 9 - 0 - 1 - 0
- D. LR 2067 JOINT RESOLUTION MEMORIALIZING CONGRESS AND THE DEPARTMENT OF TRANSPORTATION TO NOT CUT ESSENTIAL AIR SERVICE PROGRAM FUNDING
- Submitted by: Rep. Deborah McNeil  
Accepted: April 15, 2003, 9 - 0 - 1 - 0
- E. LR 2065 An Act Regarding School Bus Contracts
- Submitted by: Rep. Hannah Pingree  
Accepted: April 2, 2003, 8 - 0 - 0 - 2
- F. LR 2098 An Act to Ensure Equity for Active Retired Justices for the Supreme Judicial Court Who Perform Judicial Services
- Submitted by: Rep. Roger Sherman  
Accepted: April 15, 2003, 9 - 0 - 1 - 0

DAVID E. BOULTER  
EXECUTIVE DIRECTOR  
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE

OFFICE OF THE EXECUTIVE DIRECTOR  
LEGISLATIVE COUNCIL

April 24, 2003

TO:

SUBJECT: **Your After Deadline Bill Request(s)** *D.B.*

The Legislative Council has scheduled its next meeting for:

**Wednesday  
April 30, 2003  
2:00 p.m.**

**Room 334, Legislative Council Chamber**

The Council will consider After Deadline Bill Requests at that time, including the request(s) you have filed in the Revisor's Office. The Council is also required by Joint Rule 35 to decide all requests for Memorials (Joint Resolutions that memorialize another governmental agency or official) for introduction.

**You should plan to attend this Council meeting or present your request(s) to a member of the Legislative Council prior to the meeting.** The Council may, but is not obligated to, table a request until the following meeting if the sponsor is not present, so it will have the benefit of information from the sponsor when it votes.

The Council's review of After Deadline Requests is pursuant to Joint Rule. Please be advised that the Council now asks all sponsors to first research whether there is an existing bill or LR available to a committee that could accommodate their request. The review procedure then will be as follows:

1. The Council Chair, President Beverly Daggett, will read the name of the sponsor and the title of the request.
2. Once recognized to speak by the Chair, the sponsor will probably be asked:
  - Why the bill request is "late" (filed after the cloture date);
  - Why the bill request constitutes an emergency such that the Legislature needs to consider the bill this session; and
  - Whether the probable committee of jurisdiction has a bill already referred to it that could be amended to include the proposal.

Council members may also ask questions related to the content or the intent of the bill.

3. Council members vote on bill requests individually; a roll call vote is required pursuant to Joint Rule.

A complete list of the Council's action on After Deadline Requests is distributed to Council members and all sponsors as soon after adjournment of the Council meeting as possible. The roll call votes are available in the Executive Director's office if you should have any questions.

I hope this information is useful. Please drop by or call me if you have any questions.

cc: Members, Legislative Council

LEGISLATIVE COUNCIL  
REQUESTS TO INTRODUCE LEGISLATION  
FIRST REGULAR SESSION  
April 24, 2003

Action

SPONSOR: Sen. Gagnon, Kenneth T.

LR 2086 Resolve, Authorizing Germaine Bell to Sue the State

SPONSOR: Rep. Goodwin, Albion D.

LR 2111 An Act To Allow the Burning of Paper

SPONSOR: Rep. Koffman, Theodore

WITHDRAWN  
04/30/03

LR 2005 An Act Regarding Maine-licensed Breweries

SPONSOR: Sen. LaFountain III, Lloyd P.

ACCEPTED BY  
BALLOT

LR 2112 An Act To Amend the Law Relating to Multiple-Employer Welfare Arrangements 04/30/03

SPONSOR: Rep. Moody, Stanley A.

LR 2074 Resolution, Proposing an Amendment to the Constitution of Maine to Protect the Funds of the Public Utilities Commission

SPONSOR: Rep. Perry, Anne C.

LR 2101 An Act To Amend the Charter of the Baileyville Utilities District

SPONSOR: Rep. Thompson, Judd D.

LR 2087 An Act To Amend the Laws Governing the Use of Medical Marijuana For Certain Specific Seriously Ill Patients

SPONSOR: Sen. Youngblood, Edward M.

LR 2113 An Act To Require A Legal Notice Be Served on a Pet Owner Before a Pet May Be Taken from the Owner

TABLED BY THE LEGISLATIVE COUNCIL

SPONSOR: Sen. Martin, John L. TABLED  
03/26/03  
LR 2034 An Act to Exempt Excavators Constructing Water Wells from  
Certain Notification Requirements of the "Dig Safe" Laws

SPONSOR: Rep. Snowe-Mello, Lois A. TABLED  
02/19/03  
LR 1836 An Act to Increase Individual Health Insurance in  
this State

SPONSOR: Rep. Trahan, A. David TABLED  
02/19/03  
LR 2010 An Act to Establish the Epinephrine Training Fund

JOINT RESOLUTION

SPONSOR: Sen. Martin, John L. TABLED  
02/19/03  
LR 0150 JOINT RESOLUTION MEMORIALIZING MAINE'S CONGRESSIONAL  
DELEGATION TO URGE THE SURFACE TRANSPORTATION BOARD TO  
CANCEL CANADIAN NATIONAL RAILROAD TRACKAGE RIGHTS

SPONSOR: Rep. McKee, Linda Rogers TABLED  
03/26/03  
LR 1086 JOINT RESOLUTION MEMORIALIZING THE SUSTAINABLE FORESTRY  
INITIATIVE'S STATE IMPLEMENTATION COMMITTEE TO ENCOURAGE  
CERTAIN POLICIES TO REDUCE LIQUIDATION HARVESTING OPERATIONS  
IN MAINE'S FOREST PRODUCTS INDUSTRY

SPONSOR: Rep. McKee, Linda Rogers TABLED  
03/26/03  
LR 2042 JOINT RESOLUTION MEMORIALIZING THE USDA TO PROVIDE REGIONAL  
EQUITY IN FEDERAL SUPPORT TO NORTHEAST AGRICULTURE AS  
PROMISED IN THE 2002 FARM BILL

LEGISLATIVE COUNCIL  
REQUESTS TO INTRODUCE LEGISLATION  
FIRST REGULAR SESSION  
April 30, 2003

Action

SPONSOR: Rep. McKee, Linda Rogers

LR 2125 An Act To Strengthen Standards Governing the  
Revocation of a Durable Power of Attorney

SEN. BEVERLY C. DAGGETT  
CHAIR

REP. PATRICK COLWELL  
VICE-CHAIR



121<sup>st</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

SEN. SHARON ANGLIN TREAT  
SEN. PAUL T. DAVIS, SR.  
SEN. KENNETH T. GAGNON  
SEN. CHANDLER E. WOODCOCK  
REP. JOHN RICHARDSON  
REP. JOSEPH BRUNO  
REP. ROBERT W. DUPLESSIE  
REP. DAVID E. BOWLES

DAVID E. BOULTER  
EXECUTIVE DIRECTOR

**Personnel Committee  
Meeting Summary  
April 30, 2003**

Members Present:

Rep. Richardson, Chair  
Speaker Colwell  
Sen. Davis  
Rep. Bruno  
Millie MacFarland, Clerk of the House  
Joy O'Brien, Secretary of the Senate  
Dave Boulter, Executive Director

Members Absent:

Sen. Treat

Rep. Richardson convened the Personnel Committee at approximately 1:20PM in the Legislative Council Chamber. The committee considered 1 matter.

A full-time legislative employee sought approval for payment of a temporary disability income benefit in accordance with provisions of the personnel policies and guidelines for legislative employees. The committee unanimously approved the request.

No action by the Legislative Council is required.