

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE COUNCIL
October 22, 2003
2:00 pm
Legislative Council Chamber
REVISED AGENDA

<u>Page No.</u>	<u>Item</u>	<u>Action</u>
	CALL TO ORDER	
	ROLL CALL	
1	SUMMARY OF THE SEPTEMBER 29, 2003 COUNCIL MEETING	Decision
	REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS	Information
	• Executive Director's Report	
8	• Fiscal Report (Pennoyer)	
	• Office of Information Services' Report (Mayotte)	
14	• Office of Policy and Legal Analysis (Elliott)	
	REPORTS FROM COUNCIL COMMITTEES	
	• Personnel Committee (Rep. Richardson, Chair)	
	Report of the October 22, 2003 Personnel Committee meeting	
	• State House Facilities Committee (Sen. Gagnon, Chair)	
	No report	

OLD BUSINESS

Item #1: Authorization for Acceptance of Funds for a Legislative Study (Reconsideration)

- | | | |
|----|---|----------|
| 16 | - Resolve To Study Obesity and Methods to
Decrease the Cost of Health Care and Increase
the Public Health (letter and Certification Relating to
Contribution for Study from John A. LaCasse,
President and CEO, Medical Care Development) | Decision |
|----|---|----------|

NEW BUSINESS

- | | | |
|----|--|----------|
| 19 | Item #1: Suggested Procedure for Deciding Legislative Bill
Requests | Decision |
| | Item #2: Requests to Introduce Legislation for Consideration in
the Second Regular Session | Decision |
| 21 | Item #3: Fee Schedule for Document Service for the Second
Regular Session of the 121st Legislature | Decision |

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT

SEN. BEVERLY C. DAGGETT
CHAIR

REP. PATRICK COLWELL
VICE-CHAIR



121st 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
September 29, 2003

CALL TO ORDER

At the request of the Chair, President Daggett, the Vice-Chair, Speaker Colwell, presided over the meeting. Vice-Chair Colwell 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. Gagnon
Absent: Sen. Woodcock
(Sen. Davis arrived at 3:00 p.m.)

Representatives: Speaker Colwell, Rep. Richardson, Rep. Bruno,
Rep. Bowles
Absent: Rep. Duplessie

Legislative Officers: 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, Director, Office of Policy and Legal Analysis
Margaret Matheson, Revisor of Statutes
Lynn Randall, State Law Librarian
Paul Mayotte, Director, Legislative Information Services

**SUMMARIES OF THE JULY 30, AND AUGUST 27, 2003 COUNCIL
MEETING**

Motion: That the Meeting Summaries of July 30, 2003 and August 27, 2003 be accepted and placed on file. (Motion by President Daggett, second by Rep. Richardson, unanimous).

REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS

• Executive Director's Report

David Boulter, Executive Director of the Legislative Council reminded members that screening of Legislators' request will be heard at the October 22, 2003 Council meeting. He suggested that the Council may want to consider starting the meeting on that day earlier than the usual meeting time of 2:00 p.m.

[Note: Subsequent to the meeting, Director Boulter was reminded that the chair and vice-chair had already established the meeting time as 10:00 a.m. and had given notice of the time to Legislators.]

The Cloture Date for the 121st Second Regular Session had been reviewed and established at the July 30, 2003 Council meeting.

October 22, 2003 10:00 a.m. Legislative Council meeting - Screening of Legislators' request

November 12, 2003 10:00 a.m. Legislative Council meeting – consider appeals

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 FY 03

Total General Fund revenue was below budget by \$10.4 million in August but ended with a positive variance of \$0.9 million for the fiscal year-to-date.

Highway Fund revenue was over budget by \$2.4 million in August, increasing the positive variance to \$3.1 million for the first two months of the fiscal year.

2. Revenue Forecasting Schedule

The Consensus Economic Forecasting Commission will meet on Friday, October 3, 2003 at 12:30 pm in the Appropriations Committee Room. The statutory reporting deadline for the Commission is November 1, 2003.

The Revenue Forecasting Committee will meet shortly after the Consensus Economic Forecasting Commission meeting. The statutory reporting deadline for the Committee is December 1, 2003.

3. Cash Pool Status

Mr. Pennoyer reported on the Cash Pool status. The General Fund had a positive balance of \$78.9 million in August. Absent the \$275 million TAN balance and amounts in Reserves, the General Fund would have been \$238.6 million negative in August.

Mr. Pennoyer also brought to the attention of the Council a new analysis of trends in General Fund cash balances. He noted that when the effect of the Tax Anticipation Notes (TAN's) is factored out, the trend for General Fund cash balances is still going down. The trend is expected to turn around after fiscal year 2004.

4. **Eastern States Legislative Fiscal Officers Association**

Director Pennoyer said he attended the Eastern States Legislative Fiscal Officers Association conference. He said Maine is in the rotation to host next year's conference and that he would be bringing that request before the Legislative Council at a subsequent meeting.

• **Office of Information Services' Report**

Paul Mayotte, Director, Legislative Information Services, reported to the Council on the following :

1. **Bill Drafting System**

On October 1, 2003 HP will be installing the remaining problem log fixes found in testing. On October 2, 2003 they will install an upgrade to the Epic Editor software component. The Legislature's position is still that HP needs to take additional steps to improve the performance of the application.

No Council action required.

2. **Expanded Internet Audio Capability**

Mr. Mayotte reminded members that the House, Senate and Appropriations Committee proceedings are broadcasted over the Internet. Using existing hardware, software and Internet bandwidth, Legislative Information Services is establishing the option for the Legislature to provide Internet audio broadcasts from all committee rooms simultaneously.

Motion: That the Legislative Council refer the expanded internet audio matter to the State House Facilities Committee for review and decision. (Motion by Sen. Gagnon, second by Sen. Daggett, unanimous).

3. **Spam Filtering Software**

A SPAM filtering software is being installed on the Legislature's e-mail service and will be in place for the 2nd Regular Session.

No Council action required.

4. **Security Patch Update Software**

The Legislative Information Office is installing software that will update security patches on PC's automatically so the latest anti-virus protection will be on the Legislature's computer systems.

No Council action required.

- **Office of Policy and Legal Analysis**

David Elliott, Director, Office of Policy and Legal Analysis, referred members to the Progress Report on Legislative Studies in their packet.

A copy of the Progress Report on Legislative Studies is attached.

REPORTS FROM COUNCIL COMMITTEES

- **Personnel Committee**

Representative Richardson, Chair, Personnel Committee reported that the Committee met earlier in the afternoon. The Committee considered a request by a legislative employee for temporary disability income benefits under the legislature's personnel policies and voted unanimously to approve the request.

The Committee also agreed to establish a time to meet with the executive director and office directors who are scheduled for performance reviews. Reviews will be scheduled for Paul Mayotte, Grant Pennoyer, David Elliott and Lynn Randall.

No Council action required.

- **State House Facilities Committee**

Senator Gagnon, Chair, State House Facilities Committee said the committee met on September 10, 2003 and discussed the following:

1. Maine Span proposal by Independent Maine Network, Inc.

In order for the Independent Maine Network, Inc. to move forward on its proposal to broadcast the proceedings of the Maine Legislature and other governmental activities through cable television it requested that the Legislative Council provide a level of commitment to the project, specifically that the Legislature make a commitment that it was interested in pursuing the concept of live and taped broadcasts from the State House.

Motion: That the Legislative Council endorse the concept of making available to the public live and taped broadcasts of legislative and other public policy proceedings; work to facilitate such programming without commitment to a particular organization at this time; establish policies and procedures relating to granting broadcast and rebroadcast rights and editorial control of broadcast material; and further, that the Legislative Council make provisions for an allocation of space for an appropriately sized broadcast center in the State House complex at such time as the Legislative Council authorizes an organization to establish a broadcasting center and make broadcasts of legislative proceedings. (Motion by Sen. Gagnon, second by Sen. Treat, unanimous).

2. Consideration of Additional Security Measures for the State House

The Committee discussed the need for additional security equipment in the State House and an opportunity to apply for federal funds. Don Switter, Chief of Capitol Security, provided information to the committee on the types of equipment he believed were necessary and that may be eligible for funding. State match would not be required for the grants.

Motion: That the Legislative Council, in conjunction with the Bureau of Capitol Security, make application under the federal Homeland Security grant program for funds to purchase necessary security equipment and to provide training in the proper use of the requested equipment. (Motion by Sen. Gagnon, second by Sen. Treat, unanimous).

3. Installation of Emergency of Duress Alarms in Legislative Committee Rooms

The Committee concurred that duress alarms should be installed in all legislative committee rooms. Money is available to complete the installation cost of \$17,000. The Committee suggested that Mr. Boulter include this cost in the application for funding under Homeland Security since the measure is directly related to security of the public and public officials.

No Council action required.

4. Relocation of Capitol News Service to Cross Building

Capitol News Service has moved from the satellite press corps office on the 4th floor of the State House to the press corps section of the Cross Building.

No Council action required.

5. Internet Access

At the State House Facilities Committee meeting Paul Mayotte gave a brief demonstration of a pilot project for wireless access to the Internet. More information will be available in the near future.

No Council action required.

RECESS

The Legislative Council recessed at 2:45 p.m. on the motion of the Vice-Chair.

RECONVENE

The Legislative Council reconvened at 3:00 p.m. and proceeded with consideration of the remaining items on the agenda.

OLD BUSINESS

Item #1: Funding of Human Resources Director Position

Executive Director Boulter reviewed with the Council the funding of the Human Resources Director position. Discussion began in November, 2002 with formal action taken by the Council in February of 2003 to authorize the creation of the position. The authorization was approved on the condition there would be no additional cost; the position would be funded within existing budgeted resources.

Mr. Boulter has met with office directors and others to discuss proposed funding of the position in the current legislative budget through the elimination of 1 position in the Law Library (now vacant), and converting 3 full-time positions (2 in the Revisor's Office and 1 in OPLA) to session only or part-time positions. He believes the proposed position changes will not adversely affect the operation of the Legislature and requests the Council authorize the funding arrangements so he could move forward on recruitment for the position.

Discussion followed regarding the proposed position changes.

Motion: That the Legislative Council table action on the Human Resources Director position until its October 22, 2003 meeting. (Motion by Speaker Colwell, second by Sen. Treat, unanimous).

Item #2: Authorization for Acceptance of Funds for a Legislative Study (Reconsideration)

- Resolve To Study Obesity and Methods to Decrease the Cost of Health Care and Increase the Public Health (letter and Certification Relating to Contribution for Study from John A. LaCasse, President and CEO, Medical Care Development)

No Council action was taken.

NEW BUSINESS

Item #1: Submission of Work Plans and Proposed Budgets for Approval:

- Commission to Study the Budget Process of the Workers' Compensation Board
- Commission to Study the Needs and Opportunities Associated With the Production of Salmonid Sport Fish in Maine

David Elliott said that most legislation authorizing studies to during the interim contains a provision that directs the study entity to submit a work plan and a budget to the Legislative Council for approval.

Motion: That work plans and budgets for the studies be approved. (Motion by Sen. Treat, second by Sen. Gagnon, unanimous).

COLLECTIVE BARGAINING (Executive Session)

Motion: That, in accordance with 1 MRSA section 405, subsection 6, the Legislative Council enter into an executive session with its counsel and negotiators for the purposes of discussing labor contracts and proposals involving MSEA and its represented legislative employees. (Motion by Speaker Colwell, second by President Daggett, unanimous).

The Legislative Council went into Executive Session at 3:12 p.m.

MEETING RECONVENED

The Council ended its Executive Session and reconvened in open session at 3:24 p.m. on the motion of Sen. Daggett, second by Sen. Treat, unanimous.

ANNOUNCEMENTS AND REMARKS

None.

ADJOURNMENT

The Legislative Council meeting was adjourned at 3:25 p.m. (Motion by Sen. Davis, second by Sen. Treat, unanimous).

Fiscal Briefing for the Legislative Council

October 22, 2003 Meeting

*Prepared by the
Office of Fiscal & Program Review*

1. General Fund and Highway Fund Revenue Variances for September 2003 (See attached summary)

- **General Fund**

Total General Fund revenue was over budget by \$20.3M in September, increasing the positive variance for the Fiscal Year-to-date revenue to \$21.1M. Positive variance in Individual Income Tax of \$13.2M through September likely reflects a timing issue. \$4.4 M sales tax positive variance reflects a couple of strong months buoyed by low-interest rate refinancing that is now slowing.

- **Highway Fund**

Total Highway Fund revenue was over budget by \$0.6M in September; increasing the positive variance to \$3.8M for the first quarter of the fiscal year.

2. Revenue Forecasting Schedule

- Consensus Economic Forecasting Commission (CEFC) met on Friday, October 3rd at 12:30PM in the Appropriations Committee Room (Room 228, State House)
- CEFC made only minor adjustments to the economic forecast (Attached is OPFR's history and summary of the Economic Forecast)
- Revenue Forecasting Committee (RFC) will meet November 14th at 10:00AM in the Appropriations Committee Room to update its forecast. Statutory deadline for RFC report is December 1st.

3. State Funding Disbursed to Municipalities and Counties – Annual OFPR Report

- OFPR has completed its annual update of its "Municipal Funding" report that summarizes the amount of state funds that disbursed to local units of government. This is an early release in an effort to meet the demand for the publication driven by Question 1 on November ballot
- Attached is the summary table and graphs – the full report will be back from the printers early next week

General Fund and Highway Fund Revenue
Fiscal Year Ending June 30, 2004
Based on All Actions of the 121st Legislature through 1st Special Session

SEPTEMBER 2003 - VARIANCE REPORT

FUND	Revenue Line	Sept. '03 Budget	Sept. '03 Actual	Sept. '03 Var.	FY04 YTD Budget	FY04 YTD Actual	FY04 YTD Variance	FY04 Budgeted Totals
GF	Sales and Use Tax	88,283,415	90,803,534.37	2,520,119.37	174,245,070	178,658,572.17	4,413,502.17	899,259,382
GF	Individual Income Tax	100,633,353	112,651,882.75	12,018,529.75	208,201,364	221,420,706.18	13,219,342.18	1,132,802,013
GF	Corporate Income Tax	15,902,715	20,479,613.00	4,576,898.00	21,894,968	20,779,903.82	(1,115,064.18)	95,277,841
GF	Cigarette and Tobacco Tax	7,735,699	9,322,131.42	1,586,432.42	25,400,966	27,327,820.94	1,926,854.94	104,958,014
GF	Public Utilities Tax	0	0.00	0.00	(150,000)	(293,687.83)	(143,687.83)	29,500,000
GF	Insurance Companies Tax	454,827	106,860.92	(347,966.08)	3,235,385	2,040,409.88	(1,194,975.12)	69,409,975
GF	Estate Tax	1,966,615	1,759,205.01	(207,409.99)	1,966,615	1,004,445.53	(962,169.47)	29,213,470
GF	Property Tax - Unorganized Territory	0	0.00	0.00	0	0.00	0.00	10,202,624
GF	Income from Investments	126,516	235,608.33	109,092.33	162,845	530,354.03	367,509.03	1,652,000
GF	Transfer to Municipal Revenue Sharing	(10,445,793)	(11,420,686.54)	(974,893.54)	(20,621,412)	(21,463,818.31)	(842,406.31)	(108,494,302)
GF	Transfer from Liquor Commission	2,227,758	2,435,492.99	207,734.99	7,244,242	7,934,132.89	689,890.89	26,356,396
GF	Transfer from Lottery Commission	3,162,501	3,261,820.29	99,319.29	10,057,147	10,385,895.69	328,748.69	42,321,885
GF	Other Revenue	17,345,212	18,053,829.79	708,617.79	43,720,777	48,181,626.55	4,460,849.55	271,406,160
GF	Totals	227,392,818	247,689,292.33	20,296,474.33	475,357,967	496,506,361.54	21,148,394.54	2,603,865,458
HF	Fuel Taxes	21,041,656	21,118,639.05	76,983.05	36,193,791	38,792,488.87	2,598,697.87	211,786,463
HF	Motor Vehicle Registration and Fees	5,775,667	6,462,081.40	686,414.40	18,209,598	19,653,735.85	1,444,137.85	76,805,062
HF	Inspection Fees	275,227	384,840.02	109,613.02	1,138,530	1,295,646.35	157,116.35	3,461,771
HF	Fines	270,754	164,432.81	(106,321.19)	808,160	496,597.49	(311,562.51)	3,118,323
HF	Income from Investments	100,000	54,239.84	(45,760.16)	202,000	111,220.23	(90,779.77)	1,128,000
HF	Other Revenue	635,638	542,749.88	(92,888.12)	1,718,530	1,695,872.58	(22,657.42)	9,091,970
HF	Totals	28,098,942	28,726,983.00	628,041.00	58,270,609	62,045,561.37	3,774,952.37	305,391,589

Consensus Economic Forecasting Commission

Recommendations - Historical Projections vs. Current Projections

<u>Calendar Years</u>	<u>2000</u>	<u>2001</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>
• W&S Employment (Annual Percentage Change)								
> Consensus 9/2000	2.5	1.1	1.3	1.3	1.3	1.3		
> Consensus 1/2001	2.5	1.1	1.3	1.3	1.3	1.3		
> Consensus 2/2001	2.5	1.1	1.3	1.3	1.3	1.3		
> Consensus 11/2001	3.0	1.0	-0.7	1.4	1.0	1.0		
> Consensus 1/2002	3.0	1.0	0.5	1.2	1.2	1.2		
> Consensus 7/2002	2.9	1.0	0.4	1.0	1.0	1.0		
> Consensus 11/2002	2.9	1.0	0.0	0.7	1.0	1.0	1.0	1.0
> Consensus 2/2003	2.9	0.8	-0.3	0.0	0.8	1.0	1.0	1.0
> Consensus 10/2003	2.9	0.8	-0.4	0.0	0.8	1.0	1.0	1.0

<u>Calendar Years</u>	<u>2000</u>	<u>2001</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>
• Personal Income (Annual Percentage Change)								
> Consensus 9/2000	5.5	5.5	5.0	5.0	5.0	5.0		
> Consensus 1/2001	5.0	5.0	5.0	5.0	5.0	5.0		
> Consensus 2/2001	5.0	4.5	5.0	5.0	5.0	5.0		
> Consensus 11/2001	5.5	5.0	3.0	4.7	4.5	4.5		
> Consensus 1/2002 *	5.5	5.0	5.0	5.0	5.0	5.0		
> Consensus 7/2002	5.4	4.6	3.8	4.0	4.5	4.5		
> Consensus 11/2002	5.4	4.6	3.0	3.5	4.0	4.5	4.5	4.5
> Consensus 2/2003	7.0	4.9	4.3	3.2	4.0	4.5	4.5	4.5
> Consensus 10/2003	7.0	4.9	4.3	3.5	4.0	4.5	4.5	4.5

* 2001 Personal Income growth percentage reduced from 5.5% to 5.0% by the Revenue Forecasting Committee

<u>Calendar Years</u>	<u>2000</u>	<u>2001</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>
• CPI (Annual Percentage Change)								
> Consensus 9/2000	3.0	2.5	2.5	2.5	2.5	2.5		
> Consensus 1/2001	3.0	2.5	2.5	2.5	2.5	2.5		
> Consensus 2/2001	3.0	2.5	2.5	2.5	2.5	2.5		
> Consensus 11/2001	3.4	2.0	2.0	2.0	2.0	2.0		
> Consensus 1/2002	3.4	2.8	2.0	2.0	2.0	2.0		
> Consensus 7/2002	3.4	2.8	1.7	2.5	2.5	2.5		
> Consensus 11/2002	3.4	2.8	1.7	2.5	2.5	2.5	2.5	2.5
> Consensus 2/2003	3.4	2.8	1.7	2.5	2.5	2.5	2.5	2.5
> Consensus 10/2003	3.4	2.8	1.6	2.0	2.0	2.0	2.5	2.5

(Amounts in italics and boxes represent actuals; shaded amounts reflect revised forecasts and change from previous forecasts)

Consensus Economic Forecasting Commission
Major Components of Personal Income
History and Change from Prior Forecast

<u>Calendar Years</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>
• Personal Income - Wage and Salary Component (Annual Percentage Change)						
> Consensus 1/2002	6.4	5.6	5.8	5.9		
> Consensus 7/2002	3.5	4.0	4.6	4.5		
> Consensus 11/2002	2.5	3.2	3.6	4.5	5.0	5.0
> Consensus 2/2003	2.5	3.0	3.6	4.5	5.0	5.0
> Consensus 10/2003	2.9	3.0	3.6	4.5	5.0	5.0
• Personal Income - Other Labor Income Component (Annual Percentage Change)						
> Consensus 1/2002	-0.1	-0.3	-0.6	-0.9		
> Consensus 7/2002	3.3	4.4	4.2	4.5		
> Consensus 11/2002	2.0	3.5	5.0	5.0	5.0	5.0
> Consensus 2/2003	5.0	3.5	5.0	5.0	5.0	5.0
> Consensus 10/2003	9.6	3.5	5.0	5.0	5.0	5.0
• Personal Income - Non-farm Proprietors' Income Component (Annual Percentage Change)						
> Consensus 1/2002	6.3	7.6	7.5	6.2		
> Consensus 7/2002	4.3	4.5	4.6	4.5		
> Consensus 11/2002	2.0	3.0	4.3	4.5	4.5	4.5
> Consensus 2/2003	2.0	3.0	4.3	4.5	4.5	4.5
> Consensus 10/2003	3.3	3.0	4.3	4.5	4.5	4.5
• Personal Income - Dividends, Interest & Rents Component (Annual Percentage Change)						
> Consensus 1/2002	4.4	5.6	5.8	5.9		
> Consensus 7/2002	3.3	4.4	4.2	4.5		
> Consensus 11/2002	1.1	3.0	4.4	4.5	4.5	4.5
> Consensus 2/2003	0.8	2.0	4.4	4.5	4.5	4.5
> Consensus 10/2003	1.3	2.0	4.4	4.5	4.5	4.5
• Personal Income - Transfer Payments Component (Annual Percentage Change)						
> Consensus 1/2002	3.0	3.0	3.0	5.0		
> Consensus 7/2002	6.0	3.3	4.5	4.5		
> Consensus 11/2002	8.0	5.5	4.5	4.5	3.0	3.0
> Consensus 2/2003	8.0	5.5	4.5	4.5	3.0	3.0
> Consensus 10/2003	8.7	7.0	4.4	4.5	3.1	3.0

SUMMARY OF MAJOR STATE FUNDING DISBURSED TO MUNICIPALITIES AND COUNTIES

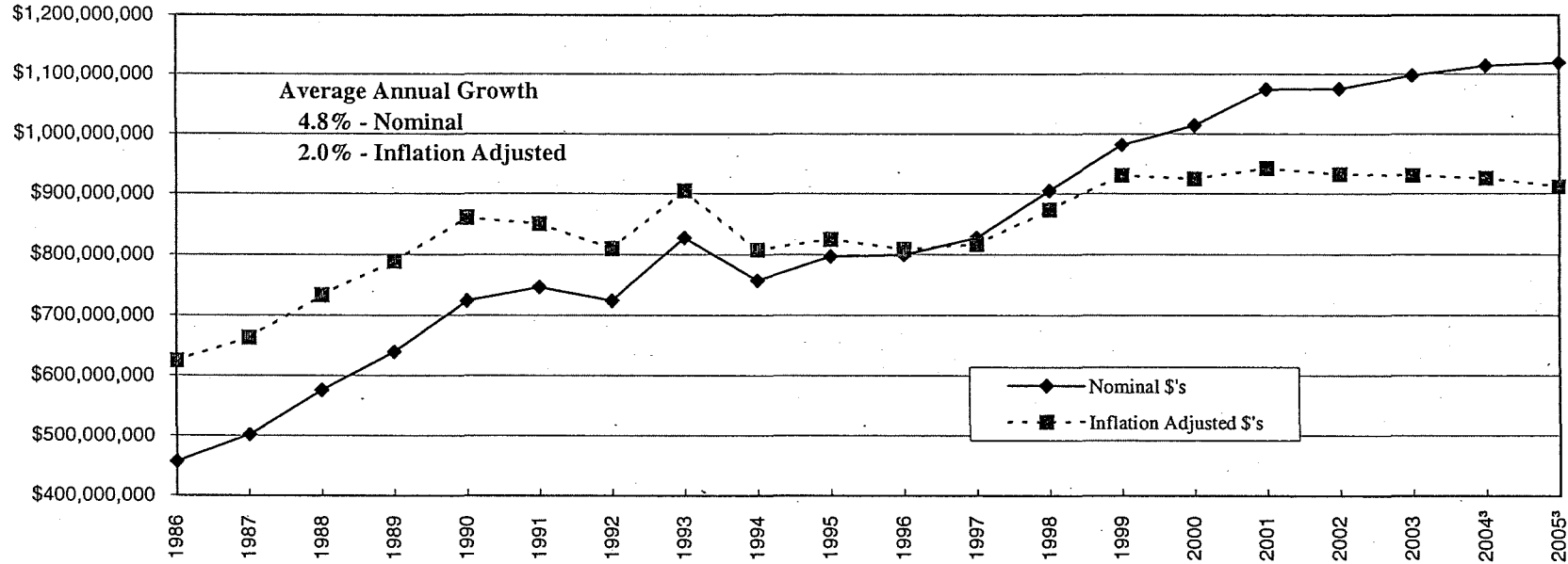
Fiscal Year Ending June 30	Transportation Funding (Exhibit A)	General Assistance (Exhibit B)	Education Funding (Exhibit C)	Revenue Sharing (Exhibit D)	Property Tax Reimbursement (Exhibit E)	Natural Resource Agencies (Exhibit F)	Criminal Justice (Exhibit G)	Economic Development (Exhibit H)	Emergency & Disaster Assistance (Exhibit I)	Totals	"Real" (Inflation Adjusted) Total ¹
1986	\$15,353,808	\$6,690,844	\$384,295,744	\$41,399,922	\$1,055,285	\$6,345,477	\$1,390,511	\$0	\$14,633	\$456,546,224	\$624,806,657
1987	\$16,413,753	\$6,912,675	\$414,831,698	\$49,636,300	\$760,647	\$10,381,340	\$1,577,097	\$0	\$792,740	\$501,306,250	\$662,840,473
1988	\$18,911,684	\$6,530,477	\$479,127,991	\$56,920,102	\$987,746	\$9,029,332	\$3,035,114	\$0	\$1,221,234	\$575,763,680	\$733,363,495
1989	\$21,266,686	\$7,060,245	\$531,980,772	\$63,757,298	\$977,038	\$9,209,654	\$4,117,685	\$21,451	\$573,500	\$638,964,329	\$788,942,251
1990	\$23,158,167	\$11,402,878	\$608,815,902	\$60,826,462	\$1,896,577	\$10,064,654	\$5,746,979	\$1,740,593	\$685,966	\$724,338,178	\$860,974,894
1991	\$23,251,113	\$16,153,345	\$611,316,360	\$62,254,009	\$2,633,700	\$22,713,309	\$5,523,086	\$1,213,673	\$751,034	\$745,809,629	\$850,604,048
1992	\$21,637,814	\$18,624,423	\$606,790,845	\$52,839,137	\$1,982,173	\$14,740,715	\$5,631,942	\$1,269,703	\$780,499	\$724,297,251	\$809,904,116
1993	\$32,943,120	\$10,573,448	\$665,629,417	\$61,128,500	\$2,563,723	\$26,110,307	\$5,138,892	\$22,122,353	\$1,353,487	\$827,563,247	\$904,836,264
1994	\$21,273,452	\$8,490,764	\$627,011,511	\$66,325,845	\$5,911,000	\$14,104,904	\$5,356,788	\$6,601,977	\$1,500,560	\$756,576,801	\$807,532,075
1995	\$21,883,259	\$6,276,119	\$655,747,809	\$69,896,500	\$5,953,498	\$30,131,622	\$5,653,090	\$537,830	\$466,960	\$796,546,687	\$825,265,942
1996	\$22,235,313	\$5,804,939	\$662,347,966	\$72,704,600	\$2,875,000	\$24,081,082	\$8,427,716	\$509,785	\$391,946	\$799,378,347	\$808,432,794
1997	\$22,996,920	\$5,783,080	\$687,899,992	\$77,696,000	\$2,907,234	\$20,402,236	\$8,275,839	\$375,540	\$1,087,099	\$827,423,940	\$817,047,438
1998	\$23,413,399	\$5,522,181	\$754,219,940	\$89,490,000	\$6,510,229	\$12,305,588	\$9,368,798	\$418,208	\$3,308,691	\$904,557,034	\$874,052,598
1999	\$24,087,152	\$5,409,604	\$784,175,113	\$96,174,000	\$45,262,019	\$13,469,829	\$10,482,933	\$162,558	\$2,396,425	\$981,619,633	\$930,004,389
2000	\$25,918,196	\$4,928,784	\$809,193,248	\$107,116,000	\$45,556,890	\$9,586,557	\$10,425,583	\$464,084	\$956,502	\$1,014,145,844	\$924,809,269
2001	\$23,720,710	\$4,532,067	\$863,588,842	\$109,481,753	\$45,018,234	\$15,087,028	\$11,456,477	\$863,857	\$386,394	\$1,074,135,362	\$942,058,728
2002	\$23,461,900	\$4,263,079	\$879,705,792	\$100,610,139	\$45,744,947	\$8,686,698	\$12,222,153	\$487,779	\$224,175	\$1,075,406,662	\$932,137,178
2003	\$21,890,802	\$5,025,947	\$899,980,779	\$102,311,399	\$45,620,436	\$8,837,465	\$12,658,950	\$1,032,137	\$311,543	\$1,097,669,458	\$930,386,047
2004 ²	\$22,647,802	\$4,388,022	\$908,748,016	\$108,494,301	\$41,657,316	\$12,545,370	\$13,480,776	\$1,576,520	\$311,570	\$1,113,849,693	\$925,585,585
2005 ²	\$23,110,198	\$4,388,022	\$916,198,461	\$113,693,275	\$42,052,804	\$3,486,897	\$14,171,804	\$1,524,965	\$309,154	\$1,118,935,580	\$911,556,481

¹ Deflated using the State & Local Government Price Index (constant calendar year 1996 \$s)

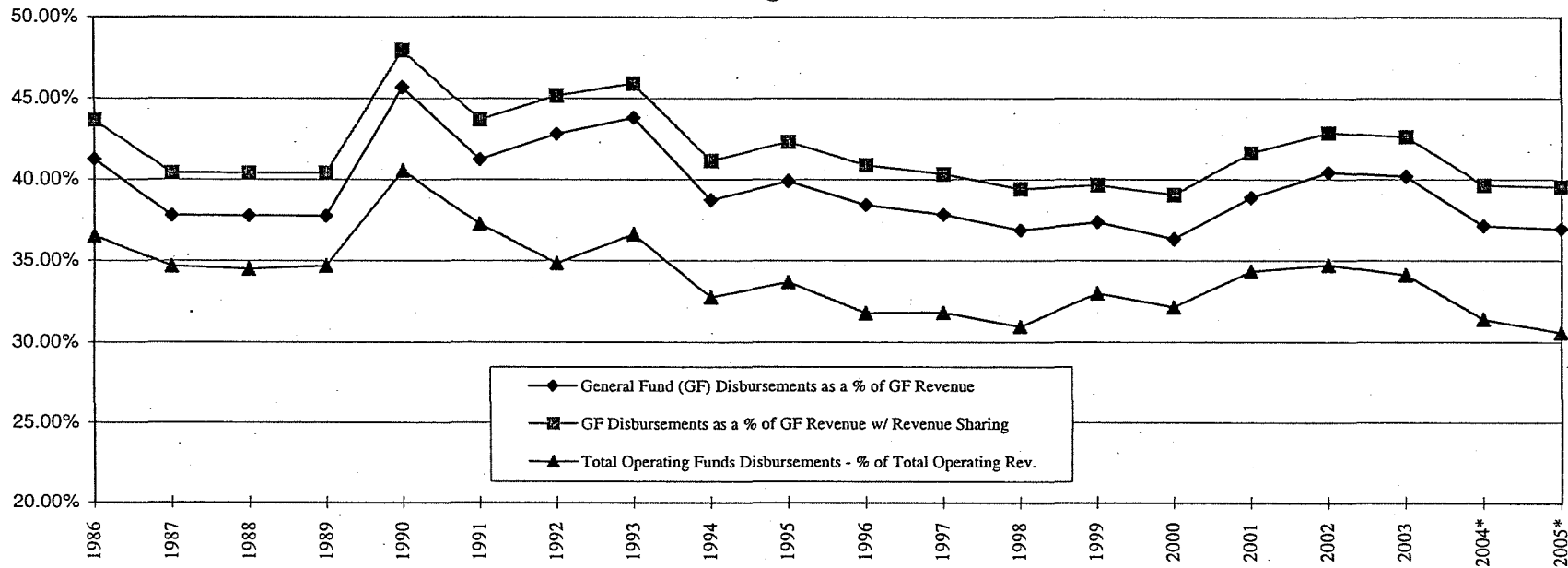
² Budgeted Amounts or Amounts Appropriated/Allocated through 121st Legislature, First Special Session

Disbursements to Municipalities and Counties

Nominal and Inflation Adjusted Totals



As A Percentage of State Revenue



Progress Report on Legislative Studies
(Studies authorized or undertaken following the 121st Legislature/1st Regular Session)
Status as of 10/16/03 10:36:06 AM

<u>Study Commission</u>	<u>Date First Convened</u>	<u>Date, Time & Location of Next Meeting</u>	<u>Report Date</u>	<u>Comments/Status Of Study Commission</u>
Community Safety and Sex Offender Accountability, Resolve to Improve (LD 372 – Resolve 2003, c. 75)	9/12/03	Monday, October 27 th 9:30 a.m. – 3 p.m. Room 126, State House	12/03/03	1 st meeting held
Equity in Mortgage Volume Fees, An Act to Ensure (LD 969 – P.L. 2003, c. 462)			12/03/03	Appointments complete
Financing of Long-term Care, Resolve Establishing a Blue Ribbon Commission to Address (Resolve 2001, c. 114)	Continuation		11/06/03	
Health Care System and Health Security Board, An Act to Extend the Authority of the (LD 20 – P.L. 2003, c. 492)	Continuation		11/01/04	
Logging Industry, Study New Payment Models for the (JSO, HP 724)	9/12/03	Friday, October 24 th 10 a.m. – 5 p.m. Room 206, CSOB	12/03/03	1 st meeting held
Maine's Freedom of Access Laws, Resolve to Study Compliance with (LD 1079 – Resolve 2003, c. 83)			12/03/03	Awaiting 3 Governor appointments
Needs of Deaf and Hard-of – hearing Children and Adolescents, Resolve to Study (LD 553 – Resolve 2003, c. 84)			12/03/03	Awaiting 1 Senate and 7 House appointments
Obesity and Methods to Decrease the Cost of Health Care, Resolve to Study (LD 471 – Resolve 2003, c. 95)			12/01/03	Outside funding not accepted by Council
Prepare Maine's Students for Active Citizenship, Resolve to (LD 425 – Resolve, 2003, c. 85)			12/03/03	Outside funding accepted by Council; appointments complete
Recodification of Title 12 (substantive and technical pieces) (LD 1600 – P.L. 2003, c. 414)	Continuation		12/15/03	Staff study
Recodification of Title 7, Joint Order Directing (JSO, SP 586)			01/15/05	Staff study

Progress Report on Legislative Studies
(Studies authorized or undertaken following the 121st Legislature/1st Regular Session)
Status as of 10/16/03 10:36:06 AM

<u>Study Commission</u>	<u>Date First Convened</u>	<u>Date, Time & Location of Next Meeting</u>	<u>Report Date</u>	<u>Comments/Status Of Study Commission</u>
Salmonid Sport Fish in Maine, Resolve to Reestablish the Commission to Study the Needs and Opportunities Associated with the Production of (LD 1358 – Resolve 2003, c. 89)	Continuation		None Required	1 st meeting held
Retirement Benefits for State, Municipal, and County Law Enforcement Officers and Firefighters, Resolve to Study Parity and Portability of (LD 1343 – Resolve 2003, c. 76)			12/03/03	Appointments complete
State's Wholesale Liquor Business, Joint Order to Study Implementation of Privatization of the (JSO, SP 552)	10/16/03		12/03/03	1 st meeting held
Veterans of World War II and Korean War in the State House Hall of Flags, Resolve to Extend the Commission to Recognize (LD 40 – Resolve 2003, c. 77)	Continuation		11/03/03	
Worker's Compensation Board, Review the Budget Process of the (LD 35 – P.L. 2003, c. 425)	8/20/03		12/03/03	1 st meeting held
Youth in Maine, Presiding Officers Task Force on Creating a Future for (P.O. Order)	9/5/03	Friday, October 17 th 10:00 a.m. Brewer High School	12/08/03	1 st meeting held

G:\STUDIES\Progress Report on Legislative Studies-121st 1st Session.doc



Medical Care Development

11 Parkwood Drive • Augusta, Maine 04330
Phone: 207-622-7566 • TTY: 207-622-1209 • Fax: 207-622-3616 • www.mcd.org

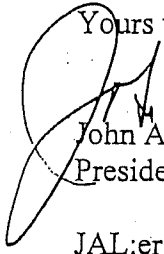
September 9, 2003

David E. Boulter, Executive Director
Office of the Executive Director
Legislative Council
115 State House Station
Augusta, ME 04333-0115

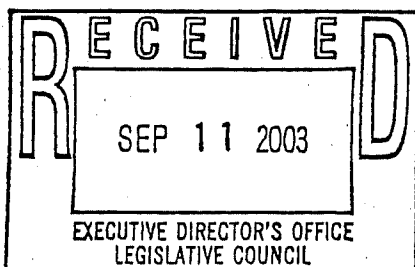
Dear David:

Enclosed is the list of contributors to support the costs of the Obesity Council. I understand that the Legislative Council may consider this contribution at its next meeting, and we will make the funds available if the council chooses to accept it.

Yours truly,


John A. LaCasse, Eng.Sc.D.,
President and CEO

JAL:er





Medical Care Development

11 Parkwood Drive • Augusta, Maine 04330
Phone: 207-822-7566 • TTY: 207-822-1209 • Fax: 207-822-3818 • www.mcd.org

Contributors to support the costs of the Obesity Council:

American Cancer Society -- \$500
MaineGeneral Health -- \$500
MaineHealth -- \$500
Harvard School of Public Health -- \$2,000
Kennebunkport -- \$1,000
Anthem Blue Cross Blue Shield -- \$2,000
Central Maine Medical Center -- \$500
Eastern Maine Medical Center -- \$280

TOTAL: \$7,280

[er:Projects-9/9/03]

Legislative Council Meeting
October 22, 2003

Review of Legislative Bill Requests

Requirements relevant to bills in the Second Regular Session

1. Under the terms of the Maine Constitution, Section 1 of Article IV, Part Third, Legislative Power, the business of the second regular session must be limited to budgetary matters; legislation in the Governor's call; legislation of an emergency nature admitted by the Legislature; legislation referred to committees to study and report by the Legislature in the first regular session; and legislation presented to the Legislature by written petition of the electors (direct citizen initiative).
2. Under the 121st Legislative Council's Rules of Procedure, any action of the Council requires the affirmative vote of at least 6 members.
3. Under Rule 203 of the Joint Rules of the 121st Legislature, any vote of the Legislative Council to accept or reject a bill or resolve for introduction under the procedures established under the Joint Rules must be taken by the yeas and nays, and that vote must be recorded and made available for public inspection.
4. Under Rule 217 of the Joint Rules, a bill that has been introduced and finally rejected in a regular or special session may not be introduced in a subsequent session of the same Legislature except by a vote of 2/3 of both chambers. Therefore, determinations as to the relevancy of Rule 217 are within the purview of the presiding officers, not the Legislative Council.

Suggested Protocol for deciding legislative bill requests

- A. The Legislative Council will review bill requests alphabetically by sponsor. An exception to this order of review will be made for bill requests for which an ASL Interpreter is required for persons who are deaf or hard of hearing. Those bills will be taken out of order at a time during the meeting when an interpreter is available.
- B. For procedural consistency, when voting on a bill request, the initial motion on a bill will be presumed to be a motion to accept the bill request for introduction into the second regular session along with a second to that motion. (Yea is to let in a bill; nay is to reject the bill for introduction).
- C. In order to review all legislative requests in a timely manner, voting will be by a show of hands, with each Council Member's vote on each bill being recorded. The record of each vote will be made available for public inspection following the meeting.
- D. If a bill request has been identified by the Revisor as requiring a ruling under Joint Rule 217, the Legislative Council may vote to accept that bill for introduction, conditional upon a subsequent ruling by the presiding officers. Absent a vote to accept the bill, the bill is presumed to have been turned down by a unanimous vote of the Legislative Council.

Review of Legislative Bill Requests

Page 2

- E. Legislative sponsors and others are welcome to observe the Council's deliberations on the bill requests, but discussion of the requests will be confined to Council Members. Discussion of a bill request among Council Members will be limited to whether it is appropriate for introduction under Constitutional provisions for second regular session bills, and will not speak to the merits of the bill itself.
- F. If the Legislative Council turns down a bill request, a Legislator may appeal that decision, and at a subsequent meeting of the Legislative Council, the Legislator may speak briefly to the bill request under appeal.
- G. A legislative request that has been identified by the Revisor's Office as being closely related to another legislative request that was earlier filed (i.e., having been assigned a lower LR number) or to a carryover bill is presumed to have been turned down by a unanimous vote of the Legislative Council.

G:\COUNCIL\121st\adr\guidelines for bills 2nd reg sess for 10-03 mtg.doc



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

Millicent M. MacFarland
Clerk of the House

October 22, 2003

The Honorable Beverly Daggett
Chair, Legislative Council
2 State House Station
Augusta, Maine 04333-0002

Dear President Daggett:

The following proposed schedule is hereby submitted for the consideration of the Legislative Council. I am not recommending an increase in the schedule of fees for Document Service for the Second Regular Session of the 121st Legislature.

	120th Rate	Proposed Rate 121st
1. Bills & Resolves (L.D.s) FIRST CLASS-Mailed Daily	\$275.00	\$275.00
2. Bills & Resolves (L.D.s) FIRST CLASS-Mailed-Twice Weekly	\$225.00	\$225.00
3. Bills & Resolves (L.D.s) THIRD CLASS-Mailed Twice Weekly	\$175.00	\$175.00
4. Bills & Resolves (L.D.s) PICKED UP AT DOCUMENT ROOM	\$100.00	\$100.00
5. Amendments (Combined with any Legislative Document Service)-Mailed Weekly	\$100.00	\$100.00
6. Amendments PICKED UP AT DOCUMENT ROOM	\$ 75.00	\$ 75.00
7. Legislative Record FIRST CLASS-Mailed Weekly	\$ 75.00	\$ 75.00
8. Legislative Record PICKED UP AT DOCUMENT ROOM	\$ 50.00	\$ 50.00
9. Public & Private & Special Laws, Resolves, & Constitutional Resolutions FIRST CLASS-Mailed Weekly	\$150.00	\$150.00

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

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

Sincerely,

Millicent M. MacFarland

Millicent M. MacFarland
Clerk of the House

