

# MAINE STATE LEGISLATURE

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**LEGISLATIVE COUNCIL**  
**April 13, 2004**  
**2:00 p.m.**  
**Room 334, Legislative Council Chamber**  
**AGENDA**

<u>Page No.</u>	<u>Item</u>	<u>Action</u>
	<b>CALL TO ORDER</b>	
	<b>ROLL CALL</b>	
1	<b>SUMMARY OF THE MARCH 9, 2004 COUNCIL MEETING</b>	Decision
	<b>REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS</b>	Information
7	• Executive Director's Report	
9	• Fiscal Report (Pennoyer)	
10	• Office of Information Services' Report (Mayotte)	
	• Update on Interim Studies (Elliott)	
	<b>REPORTS FROM COUNCIL COMMITTEES</b>	
	• <b>Personnel Committee</b> (Rep. Richardson, Chair)	
	Discussion of April 13, 2004 Personnel Committee meeting	
	• <b>State House Facilities Committee</b> (Sen. Gagnon, Chair)	
	Discussion of the April 7 and 14, 2004 State House Facilities Committee meetings	



SEN. BEVERLY C. DAGGETT  
CHAIR

REP. PATRICK COLWELL  
VICE-CHAIR



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

LEGISLATIVE COUNCIL

## MEETING SUMMARY

March 9, 2004

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

### CALL TO ORDER

In the absence of the chair, the vice-chair, Speaker Colwell, called the Legislative Council meeting to order at 2:22 p.m. in the Legislative Council Chamber.

### ROLL CALL

Senators: Sen. Treat, Sen. Davis, Sen. Gagnon  
(Sen. Woodcock joined the meeting in progress)  
Absent: President Daggett (excused for personal reasons)

Representatives: Speaker Colwell, Rep. Bruno, Rep. Duplessie, Rep. Bowles  
(Rep. Richardson joined the meeting in progress)

Legislative Officers: Millicent MacFarland, Clerk of the House  
David Shiah, Assistant Clerk of the House  
David E. Boulter, Executive Director, Legislative Council  
Grant Pennoyer, Director, Office of Fiscal and Program Review  
David Elliott, Director, Office of Policy and Legal Analysis  
Margaret Matheson, Revisor of Statutes  
Lynn Randall, State Law Librarian  
Paul Mayotte, Director, Legislative Information Services

Speaker Colwell asked if there was objection to taking items out of order following the Executive Director's Report. Hearing none, the Chair then moved to **Reports From Executive Director And Staff Office Directors.**

### REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS

- Executive Director's Report

David Boulter, Executive Director, acknowledged the artwork and information on display for Women's History Month by Artist Robert Shetterly of Brooksville. He also wanted members to be aware of artwork on display on the second floor of the Cross Building as part of the Maine

Youth Excellence in Arts Project that was initiated by First Lady Baldacci with support from President Daggett, Speaker Colwell and the Maine Arts Commission. It is a multi-year project so there will be a rotation of artwork by Maine's youth.

No Council action required.

## **NEW BUSINESS**

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

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

The chair then returned to agenda items in the order they appeared on the agenda.

## **SUMMARY OF THE FEBRUARY 10, 2004 COUNCIL MEETING**

**Motion:** That the Meeting Summary of February 10, 2004 be accepted and placed on file. (Motion by Sen. Treat, second by Rep. Bruno, unanimous).

## **REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS (con't)**

- **Fiscal Report**

Grant Pennoyer, Director, Office of Fiscal and Program Review presented his report to the Council.

### **General Fund and Highway Revenue Variance**

The revenue report reflects the March, 2004 revenue revisions. With the change in the forecast, the monthly distribution was also changed so no sizeable variances were expected. Total General Fund revenue was over budget in February by \$1.9 million and is slightly ahead of budget for year-to-date through February. The Highway Fund was over budget by \$1.2 million in February, increasing the positive variance to \$3.7 million for year-to-date through February.

### **Revenue Forecasting**

The Revenue Forecasting Committee's adjustments to the General Fund and Highway Fund were small. No changes were made to the Fund for a Healthy Maine.

No Council action required.

- **Office of Information Services' Report**

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

**Bill Drafting System**

Hewlett-Packard, (HP) completed the final acceptance testing on the bill drafting system on February 19, 2004. HP has improved the application, especially in the performance speed; however several issues remain with the application that are not acceptable. Work continues with HP to assess the nature and seriousness of the problems. A meeting has been scheduled with HP, Margaret Matheson, David Boulter and Mr. Mayotte on February 10, 2004 to discuss how to bring this matter to a satisfactory conclusion.

**Audio Broadcasting of Committee Proceedings**

The Office of Information Services has completed changes to the sound system that have resulted in improvement in the quality of audio broadcasts of committee proceeding via the Internet.

**Wireless Network Access**

Interest by Legislators in using the wireless network service continues to grow.

**SPAM Filtering**

The SPAM rules have been adjusted several times in the last month in order to reduce the volume of unwanted emails to legislators and staff.

**Virus Protection of Legislative Computer Systems**

The Legislature is experiencing record levels of virus activity. Because the anti-virus software is very effective, computer viruses have been blocked and there have been only minor impacts to the email system as a result.

**Discussion**

Sen. Treat asked for examples of items that are not working properly with the HP bill drafting system. Mr. Mayotte said performance times had been set for three key processes: checkin, checkout and document printing. HP has met the target for the checkout process; was very close to meeting the target for the print process; but has not met the time requirements for the checkin process. Mr. Mayotte said checkin is the process whereby a technician in the Revisor's office returns (saves) a bill draft to the network server from the desktop, i.e. "checking it in" to the server. The length of time for that process to execute has not met the Legislature's target of 30 seconds. The process is taking 1 ½ to 2 minutes.

Sen. Treat asked whether the Legislature had the speed requirements in its technical requirements. Mr. Mayotte replied the Legislature set those requirements for HP last year. Mr. Mayotte said that the language in the earlier requirements document was "reasonable and expected."

No Council action required.

- **Update on Interim Studies**

David Elliott, Director, Office of Policy and Legal Analysis, presented the status of legislative studies. Mr. Elliott brought to the Council's attention the Study of New Payment Models for Logging Industry, which was established by a joint order directing the Committee on Agriculture, Conservation and Forestry to conduct a study. The study committee has not met its December 3, 2003 deadline for completion.

A copy of the Progress Report on Legislative Studies is attached for the Legislative Council's reference.

No Council action required.

## REPORTS FROM COUNCIL COMMITTEES

- **State House Facilities Committee**

Sen. Gagnon, Chair of the State House Facilities Committee, asked Executive Director Boulter to summarize the committee's meeting of March 4, 2004.

Director Boulter reported that the committee discussed the following items:

1. Use of volunteer interns to staff citizens' lobby center
2. Dedication of the Klir Beck dioramas
3. Implementation of State House security measures
4. Parking request by State House Press Corps
5. 2004 Plan for maintenance and improvements to State House
6. Legislative "look"

He noted that a detailed discussion of each item was included in the meeting summary that had been distributed to Legislative Council members.

**Discussion:** Sen. Gagnon commented further on several of the items. The committee plans to have a general discussion of whether volunteer interns are the appropriate way for staffing the citizens' lobby center. Interns do not provide consistent service and, therefore, the committee will be considering other options. With respect to the dioramas, Sen. Gagnon learned that there are no living relatives of Klir Beck; his legacy is the State House dioramas. The Committee discussed having more of a presence of Capitol Security, keeping it low-keyed but obvious that there is security at the State House. The committee postponed action on the request for special parking by the press corps and will seek a better understanding of the State House Press Corps' concerns. Sen. Gagnon indicated the committee supported the proposed work on the State House for 2004. He mentioned 2 projects that were discussed in detail: installation of operable windows in the north and south mezzanine areas and the relocation of the press corps cable connection box. The matter of installing operable windows will be discussed at the next committee meeting. The State House Facilities Committee endorsed moving the connection box from the side of the building, which is a security concern, to a point approximately 150 feet to the west, adjacent to the Cross Building parking lot. The last item discussed at the meeting was creating a distinct legislative look to help differentiate legislative aspects from others, including legislative license plates.

A member asked if the work plan includes insulation for windows in the State House since some are drafty in the winter. Mr. Boulter said those problem windows were brought to his attention. Special retrofits can be done.

No further discussion.

Sen. Gagnon then made two motions, as follows:

**Motion:** That the Legislative Council authorize maintenance and improvements projects to the State House and Grounds for 2004 as modified by the 2004 Revision of the Multi-Year Plan for Maintenance and Improvements; and direct the Executive Director to take necessary measures to implement the plan in accordance with the schedules contained in the plan. (Motion by Sen. Gagnon, second by Sen. Woodcock, unanimous 6-0). (Absent from the vote were President Daggett, Sen. Davis, Rep. Richardson and Rep. Bruno.)

[Note: the matter of installing operable windows in the mezzanine areas was deferred pending a recommendation by the State House Facilities Committee.]

**Motion:** That the State House Facilities Committee study the feasibility of creating a visually distinctive symbol or look that can be used when identifying the Legislative Branch and communicating legislative actions, and to report back to the Legislative Council on recommended features and designs and appropriate uses for such a symbol or look. (Motion by Sen. Gagnon, second by Rep. Duplessie, unanimous 6-0). (Absent from the vote were President Daggett, Sen. Davis, Rep. Richardson and Rep. Bruno.)

- **Personnel Committee**

Senator Treat, reported that the Personnel Committee met earlier in the afternoon. The Committee considered a request by a Legislative Council employee for temporary disability income benefits as provided for under the Legislature's personnel policies and voted unanimously to approve the request.

No further action by the Council is required.

## **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 10, 2004 meeting.

No Council action required.



## **NEW BUSINESS**

### **Item #2: Submission of Study Reports**

The Legislative Council received the following study reports.

- **Task Force to Study the Needs of Deaf and Hard of Hearing Children and Adolescents**
- **Commission to Study the Revenue Sources of the Office of Consumer Credit Regulation**

**Motion:** That the Legislative Council accept the reports and that they be placed on file. (Motion by Sen. Treat, second by Sen. Woodcock, unanimous 6-0). (Absent from the vote were President Daggett, Sen. Davis, Rep. Richardson and Rep. Bruno.)

## **COLLECTIVE BARGAINING (Executive Session)**

None

## **ANNOUNCEMENTS AND REMARKS**

None

## **ADJOURNMENT**

The Legislative Council meeting was adjourned at 3:17 p.m. (Motion by Sen. Treat, second by Rep. Duplessie, unanimous).

# Fiscal Briefing for the Legislative Council

April 13, 2004 Meeting

*Prepared by the Office of Fiscal & Program Review*

1. **General Fund and Highway Fund Revenue Variances for March 2004**  
(See Attached - Preliminary Data reflecting March 2004 Revenue Revisions)
  - **General Fund**
    - Total General Fund revenue is ahead of budget in March by \$6.1M and is just slightly ahead of budget through 3 quarter of FY04 (+\$6.8M or +0.4%).
      - April income tax collections appear to be consistent with budgeted amounts, next 3 weeks is a critical period.
      - Major tax lines are very close to budgeted amounts, with the positive variance in the sales tax line balancing out the negative variance in the insurance tax line.
      - Other Revenue line was the major reason for the positive variance in March; most of the positive variance is related to timing issues.
  - **Highway Fund**
    - Total Highway Fund revenue was over budget by \$1.9M in March, increasing the positive variance to \$5.6M or 2.6% YTD through February. Both fuel tax line (up \$2.2M YTD) and motor vehicle registration and fees line (up \$2.1M YTD) are the major drivers of this positive variance.

**General Fund and Highway Fund Revenue  
Fiscal Year Ending June 30, 2004**

**Based on All Actions of the 121st Legislature through 1st Special Session and March 2004 Revenue Forecast**

**FEBRUARY 2004 - VARIANCE REPORT**

FUND	Revenue Line	Mar. '04 Budget	Mar. '04 Actual	Mar. '04 Var.	FY04 YTD Budget	FY04 YTD Actual	FY04 YTD Variance	FY04 Budgeted Totals
GF	Sales and Use Tax	55,258,398	59,286,767.29	4,028,369.29	610,663,543	614,734,165.37	4,070,622.37	905,721,382
GF	Individual Income Tax	31,417,393	30,231,258.54	(1,186,134.46)	730,396,691	729,055,069.54	(1,341,621.46)	1,130,761,691
GF	Corporate Income Tax	13,679,513	14,454,769.79	775,256.79	63,928,135	65,915,835.92	1,987,700.92	103,752,841
GF	Cigarette and Tobacco Tax	7,079,628	8,458,010.01	1,378,382.01	72,810,542	72,492,856.02	(317,685.98)	97,616,940
GF	Public Utilities Tax	0	24,930.41	24,930.41	(150,000)	(268,757.41)	(118,757.41)	28,900,000
GF	Insurance Companies Tax	18,899,405	14,864,711.52	(4,034,693.48)	34,109,945	29,918,750.03	(4,191,194.97)	69,415,308
GF	Estate Tax	2,760,085	2,639,104.51	(120,980.49)	18,303,203	16,732,888.95	(1,570,314.05)	32,103,631
GF	Property Tax - Unorganized Territory	0	0.00	0.00	8,937,093	8,937,092.00	(1.00)	10,202,624
GF	Income from Investments	61,101	83,614.56	22,513.56	1,166,854	1,400,168.10	233,314.10	1,287,885
GF	Transfer to Municipal Revenue Sharing	(5,118,119)	(5,302,612.58)	(184,493.58)	(71,654,406)	(71,894,958.63)	(240,552.63)	(109,152,033)
GF	Transfer from Liquor Commission	2,046,966	2,132,987.78	86,021.78	20,870,384	20,658,510.43	(211,873.57)	27,056,396
GF	Transfer from Lottery Commission	3,525,916	3,518,843.23	(7,072.77)	31,615,427	31,227,102.23	(388,324.77)	42,321,885
GF	Other Revenue	17,033,886	22,394,896.86	5,361,010.86	140,238,465	149,085,607.07	8,847,142.07	280,648,777
GF	<b>Totals</b>	<b>146,644,172</b>	<b>152,787,281.92</b>	<b>6,143,109.92</b>	<b>1,661,235,876</b>	<b>1,667,994,329.62</b>	<b>6,758,453.62</b>	<b>2,620,637,327</b>
HF	Fuel Taxes	16,369,616	16,474,170.97	104,554.97	141,153,909	143,394,920.60	2,241,011.60	210,496,449
HF	Motor Vehicle Registration and Fees	7,686,683	9,246,005.72	1,559,322.72	56,299,507	58,394,228.32	2,094,721.32	79,605,062
HF	Inspection Fees	228,669	338,947.00	110,278.00	2,578,518	3,513,905.68	935,387.68	3,461,771
HF	Fines	179,947	154,884.53	(25,062.47)	1,566,601	1,380,476.83	(186,124.17)	2,122,901
HF	Income from Investments	31,521	51,493.68	19,972.68	344,559	407,347.32	62,788.32	425,217
HF	Other Revenue	555,122	651,608.62	96,486.62	6,772,559	7,205,526.03	432,967.03	8,632,917
HF	<b>Totals</b>	<b>25,051,558</b>	<b>26,917,110.52</b>	<b>1,865,552.52</b>	<b>208,715,653</b>	<b>214,296,404.78</b>	<b>5,580,751.78</b>	<b>304,744,317</b>

**MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL  
TECHNOLOGY REPORT**

**April 13, 2004**

**Bill Drafting System:**

- A meeting with HP Senior Management took place on March 10<sup>th</sup>
- HP Senior Management stated that HP is committed to delivering an acceptable bill drafting system
- Based on the results of the final acceptance test the Legislature has notified HP that the installed application is not acceptable
- Issues: (HP corrective action)
  - Inadequate processing speed (provide upgraded hardware)
  - Functions not meeting contract requirements
    - Phrase Search (add function)
    - Compare Function (correct process)
    - Constitutional Resolution auto-numbering/formatting (correct process)
    - Joint Orders (correct process)
    - Database Administration (correct process)
  - Warranty (extend coverage for full legislative cycle)
- The Legislature has communicated to HP the specifics of the above issues
- It is the Legislature's position:
  - The above issues must be corrected prior to acceptance
  - None of the issues is technically difficult to correct
  - The issues can be resolved in a short period of time
- It is the intent of both parties to conduct a second meeting during the week of April 12 to reach an agreement on the process of closing out the above issues

**Progress Report on Legislative Studies**  
**(Studies authorized or undertaken following the 121st Legislature/1st Regular Session)**  
**Status as of 04/08/04 10:51:02 AM**

<u>Study Commission</u>	<u>Date First Convened</u>	<u>Date, Time &amp; 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	No more meetings	12/03/03	Final report and legislation submitted.
Equity in Mortgage Volume Fees, An Act to Ensure (LD 969 – P.L. 2003, c. 462)	11/20/03	No more meetings	12/03/03	Final report and legislation submitted.
Financing of Long-term Care, Resolve Establishing a Blue Ribbon Commission to Address (Resolve 2001, c. 114)	Continuation	No meetings	11/06/03	Did not meet during the interim; left the financing issue for consideration by the LTC Oversight Committee created in 2003.
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	Met April 2, 2004; report due in fall '04
Logging Industry, Study New Payment Models for the (JSO, HP 724)	9/12/03		12/03/03	Jt. Order passed extending reporting deadline to 1/20/04; committee has not finalized recommendations.
Maine's Freedom of Access Laws, Resolve to Study Compliance with (LD 1079 – Resolve 2003, c. 83)	11/20/03	No more meetings	12/03/03	Final report and legislation submitted
Needs of Deaf and Hard-of – hearing Children and Adolescents, Resolve to Study (LD 553 – Resolve 2003, c. 84)	11/20/03	No more meetings	12/03/03	Final report submitted; no legislation
Obesity and Methods to Decrease the Cost of Health Care, Resolve to Study (LD 471 – Resolve 2003, c. 95)			12/05/03	Extension granted to 11/03/04; subcommittees formed.
Prepare Maine's Students for Active Citizenship, Resolve to (LD 425 – Resolve, 2003, c. 85)	11/5/03	No more meetings	12/03/03	Final report and legislation submitted.
Recodification of Title 12 (substantive and technical pieces) (LD 1600 – P.L. 2003, c. 414)	Continuation	No meetings	12/15/03	Recod enacted last year. Follow-up bill introduced this year to make necessary technical and substantive changes.
Recodification of Title 7, Joint Order Directing (JSO, SP 586)		No meetings	01/15/05	Recod due next year; initial planning during the past interim.

**Progress Report on Legislative Studies**  
**(Studies authorized or undertaken following the 121st Legislature/1st Regular Session)**  
**Status as of 04/08/04 10:51:02 AM**

<u>Study Commission</u>	<u>Date First Convened</u>	<u>Date, Time &amp; 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	Final meeting will be in the spring; no report or legislation.
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)	11/10/03		01/09/04	Extension granted to 11/03/04.
State's Wholesale Liquor Business, Joint Order to Study Implementation of Privatization of the (JSO, SP 552)	9/25/03	No more meetings	12/03/03	Final report sent to printer.
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	No more meetings	11/03/03	Final report submitted; design of plaques finalized.
Worker's Compensation Board, Review the Budget Process of the (LD 35 – P.L. 2003, c. 425)	8/20/03	No more meetings	12/03/03	Final report submitted; no legislation.
Youth in Maine, Presiding Officers Task Force on Creating a Future for (P.O. Order)	9/5/03	No more meetings	12/08/03	Final report and legislation submitted.

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**State House Facilities Committee  
Meeting Summary  
Meetings of April 7 and 13, 2004**

**April 7, 2004**

The committee met on April 7<sup>th</sup> to consider several pending matters. Due to time constraints, the committee focused on a proposal by Sen. Gagnon to re-establish a Senate retiring room on the 4<sup>th</sup> floor of the State House. The current proposal would require the relocation of one staff office, the legislative computer room and the media satellite office. The discussion focused on logistical concerns and whether relocating the computer room to the 4<sup>th</sup> floor would be feasible. The committee concluded that further discussion and consideration of alternatives were warranted. All other matters were postponed to a future meeting. No final action was taken.

**April 13, 2004**

The committee met briefly to review the bids received for the State House repointing project scheduled to begin next month. Although the bids were all higher than the budget estimate developed by Granger Northern, the project was deemed to be necessary and sufficient funds are budgeted to perform the work at the low bid price. The committee voted to authorize acceptance of the low bid and enter into a contract at the bid price.

**Actions Taken by Ballot by  
the Legislative Council Since  
the March 9, 2004 Council Meeting**

**1. Request for Introduction of Legislative**

- A. LR 2843:       JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND  
                  CONGRESS TO NOT CUT THE BUDGET FOR EMERGENCY  
                  RESPONDERS
- Submitted by: Representative Christopher Barstow  
          Accepted:     March 29, 2004, 7 – 2 – 0 – 1
- B. LR 2875        Joint Resolution Memorializing the President and Congress to keep the  
                  Navy Search and Rescue Helicopters at Brunswick Naval Air Station
- Submitted by: Senator Betheda Edmonds  
          Accepted:     March 30, 2004, 8 – 1 – 0 – 1
- C. LR 2857:       An Act to Authorize Educational Technicians II in Winslow, China  
                  and Vassalboro
- Submitted by: Senator Kenneth Gagnon  
          Accepted:     March 25, 2004, 7 – 0 – 0 – 3
- D. LR 2855:       JOINT RESOLUTION MEMORIALIZING CONGRESS TO EXEMPT  
                  THE PASSAMAQUODDY MEMBERS FROM CERTAIN  
                  PROVISIONS OF THE MARINE MAMMAL PROTECTION ACT
- Submitted by: Representative Frederick Moore  
          Accepted:     February 18, 2004, 7 – 0 – 0 – 3
- E. LR 2870:       An Act to Validate Certain Proceedings Authorizing the Issuance of  
                  Bond and Notes by Calais School District
- Submitted by: Representative Anne Perry  
          Accepted:     March 1, 2004, 7 – 0 – 0 – 3
- F. LR 2859:       An Act to Establish a School District for Millinocket, East Millinocket  
                  and Medway
- Submitted by: Senator Stephen Stanley  
          Accepted:     March 1, 2004, 8 – 0 – 0 – 2



G. LR 2882      An Act to Clarify Legislative Pay

Submitted by: Senator Sharon Treat

Accepted: April 8, 2004, 6 - 0 - 3 - 1

H. LR 2865:      Joint Resolution Memorializing the Congress of the United States to  
Continue its Support and Advocacy for the Bases in Maine

Submitted by: Rep. Walter Wheeler

Accepted: March 30, 2004, 8 - 1 - 0 - 1

DAVID E. BOULTER  
EXECUTIVE DIRECTOR  
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE  
OFFICE OF THE EXECUTIVE DIRECTOR  
LEGISLATIVE COUNCIL

April 8, 2004

TO:

FROM: *Dave*  
Dave Boulter, Executive Director

SUBJECT: **Your After Deadline Bill Request(s)**

The Legislative Council has scheduled its next meeting for:

**Tuesday, April 13, 2004**  
**2:00 p.m.**  
**Room 334, Legislative Council Chamber**

In accordance with the Joint Rules, the Council will consider After Deadline Bill Requests at that time, including the request(s) you have filed with the Revisor's Office. In addition, the Council is 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 asks that all sponsors 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 may proceed to the microphone. The sponsor should be prepared to concisely answer the following:
  - 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 likely 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 to clarify the request, although sponsors generally are not asked to speak to the merits of the bill.

3. Following the questions Council members will 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 list and 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.

Attachment

cc: Members, Legislative Council

LEGISLATIVE COUNCIL  
REQUESTS TO INTRODUCE LEGISLATION  
SECOND SPECIAL SESSION  
April 13, 2004

	Action
<b>SPONSOR:</b> Rep. Ash, Jr., Walter E.	
LR 2860 An Act To Protect Young Drivers	
<b>SPONSOR:</b> Sen. Bromley, Lynn	<b>TABLED</b> 01/13/04
LR 2651 An Act to Clarify the Authority of the Community Preservation Advisory Committee	
<b>SPONSOR:</b> Rep. Clark, Joseph E.	
LR 2868 An Act To Ensure Viability for the University of Maine System	
<b>SPONSOR:</b> Rep. Dudley, Benjamin F.	<b>TABLED</b> 02/10/04
LR 2682 Resolve, Directing the Attorney General to Study Whether the Homeless Should be a Protected Class under the Human Rights Act	
<b>SPONSOR:</b> Rep. Dudley, Benjamin F.	<b>TABLED</b> 03/10/04
LR 2828 JOINT RESOLUTION MEMORIALIZING THE PRESIDENT, THE CONGRESS OF THE UNITED STATES AND THE SECRETARY OF HEALTH AND HUMAN SERVICES REGARDING MEDICAID ASSISTANCE	
<b>SPONSOR:</b> Rep. Duprey, Jr., Guy J.	<b>WITHDRAWN</b> 04/12/04
LR 2871 An Act To Change the Name of Township 5, Range 9, WELS in the Unorganized Territory to Ebemee	
<b>SPONSOR:</b> Sen. Gagnon, Kenneth T.	<b>TABLED</b> 03/09/04
LR 2836 An Act To Implement the Recommendations of the MMA/MEA Working Group	
<b>SPONSOR:</b> Sen. Hall, Christopher	
LR 2880 Resolve, To Allow Daniel Buchanan to Sue the State on Behalf of the Estate of Michael Buchanan	P16

**SPONSOR: Rep. Jackson, Troy D.**

LR 2862 Resolve, To Direct the Department of Transportation to Hold a Public Hearing in Smyrna to Review a Proposed Crossing on Route 2

**SPONSOR: Rep. Jackson, Troy D.**

LR 2863 JOINT RESOLUTION MEMORIALIZING THE CONGRESSS OF THE UNITED STATES NOT TO EXTEND THE CAP ON H2 BONDED LABOR

**SPONSOR: Rep. Landry, Roger A.**

LR 2861 JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO SUPPORT THE ORDER OF THE SILVER ROSE PROGRAM

**SPONSOR: Rep. McKee, Linda Rogers**

LR 2887 JOINT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO PASS THE FARM TO CAFETERIA PROJECTS ACT

**SPONSOR: Rep. Moore, Gary W.**

**TABLED  
03/09/04**

LR 2821 An Act To Require Certain Public Water Districts To Install Sand Filtration Systems To Ensure the Safety of Public Water Supplies

**SPONSOR: Rep. O'Neil, Christopher P.**

LR 2842 An Act To Control Insurance Costs for Maine Ambulance Services

**SPONSOR: Rep. Perry, Joseph C.**

**TABLED  
02/10/04**

LR 2723 An Act to Ban Smoking in Private Clubs

**SPONSOR: Rep. Sampson, Sonya G.**

**TABLED  
02/10/04**

LR 2755 An Act To Facilitate Public Best Interest Conduct by State Employees

**SPONSOR: Sen. Treat, Sharon Anglin**

LR 2882 An Act To Clarify Legislative Pay

**ADDENDUM**

**LEGISLATIVE COUNCIL  
REQUESTS TO INTRODUCE LEGISLATION  
SECOND SPECIAL SESSION  
April 13, 2004**

**Action**

**SPONSOR: Rep. Goodwin, Albion D.**

LR 2893 An Act to Repeal the Authority to Issue Tax  
Anticipation

**SPONSOR: Sen. Nass, Richard A.**

LR 2894 An Act to Temporarily Reduce the Gas Tax



**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**COMMISSION TO ARRANGE FOR A PLAQUE OR PLAQUES  
AND A FLAG OR FLAGS TO BE DISPLAYED IN THE HALL OF FLAGS IN THE  
STATE HOUSE TO HONOR THE MAINE VETERANS OF WORLD WAR II AND THE  
KOREAN WAR**

March 15, 2004

The Honorable Beverly C. Daggett, Chair  
The Honorable Patrick Colwell, Vice-Chair  
Legislative Council  
121<sup>st</sup> Maine Legislature  
115 State House Station  
Augusta, Maine 04333

Dear Senator Daggett and Representative Colwell:

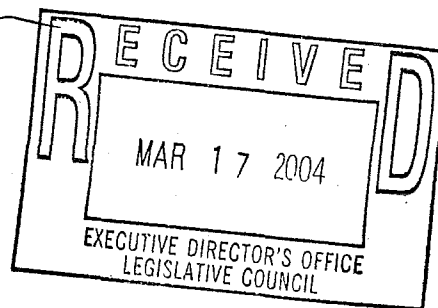
Pursuant to Resolves 2001, chapter 113, the Commission to Arrange for a Plaque or Plaques and a Flag or Flags to be Displayed in the Hall of Flags in the State House to Honor the Maine Veterans of World War II and the Korean War is pleased to submit its final report. Copies of the report have been placed on file with the Law and Legislative Reference Library.

Sincerely,

  
Sen. Kenneth T. Gagnon, Senate Chair

  
Rep. Monica McGlocklin, House Chair

cc: Legislative Council Members





**MAINE STATE LEGISLATURE**  
Augusta, Maine 04333

**COMMISSION TO STUDY THE SCOPE  
AND QUALITY OF CITIZENSHIP EDUCATION**

March 22, 2004

The Honorable Beverly C. Daggett, Chair  
The Honorable Patrick Colwell, Vice-Chair  
Legislative Council  
121<sup>st</sup> Maine Legislature  
115 State House Station  
Augusta, Maine 04333

Dear Senator Daggett and Representative Colwell:

Pursuant to Resolve 2003, chapter 85, the Commission to Study the Scope and Quality of Citizenship Education is pleased to submit its final report, including recommended legislation. Copies of the report have been placed on file with the Law and Legislative Reference Library. It can also be found on the Legislature's website: [www.state.me.us/legis/opla/reports2.htm](http://www.state.me.us/legis/opla/reports2.htm).

Sincerely,

Handwritten signature of Neria R. Douglass in cursive.

Senator Neria R. Douglass, Senate Chair

Handwritten signature of Glenn Cummings in cursive.

Representative Glenn Cummings, House Chair

cc: Members of the Legislative Council (w/enc.)

