

# 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)

REP. JOHN RICHARDSON  
CHAIR

SEN. BETH EDMONDS  
VICE-CHAIR



122<sup>ND</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

SEN. MICHAEL F. BRENNAN  
SEN. PAUL T. DAVIS, SR.  
SEN. KENNETH T. GAGNON  
SEN. CAROL WESTON  
REP. GLENN A. CUMMINGS  
REP. DAVID E. BOWLES  
REP. ROBERT W. DUPLESSIE  
REP. JOSHUA A. TARDY

DAVID E. BOULTER  
EXECUTIVE DIRECTOR

**MEETING SUMMARY**  
**December 22, 2004**  
**Approved January 26, 2005**

**CALL TO ORDER**

The Chair, Speaker Richardson, called the Legislative Council meeting to order at 3:20 p.m. in the Legislative Council Chamber.

**ROLL CALL**

Senators: Sen. Davis, Sen. Gagnon, Sen. Weston  
Absent: President Edmonds and Sen. Brennan

Representatives: Speaker Richardson, Rep. Cummings, Rep. Bowles,  
Rep. Duplessie, Rep. Tardy

Legislative Officers: Michael Cote, 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  
Lynn Randall, State Law Librarian

**SUMMARIES OF THE NOVEMBER 9, AND DECEMBER 2, 2004  
COUNCIL MEETINGS**

**Motion:** That the Meeting Summaries of November 9, 2004 and December 2, 2004 be accepted and placed on file. (Motion by

**REPORTS FROM EXECUTIVE DIRECTOR AND COUNCIL STAFF  
OFFICES**

There were no reports from the Executive Director or Council Staff Offices.

## REPORTS FROM COUNCIL COMMITTEES

- **Personnel Committee**

Representative Cummings, Chair of the Personnel Committee, reported that the committee met earlier in the day to consider two requests for step increases. A decision on the requests were deferred to a future meeting.

No Council action required.

## OLD BUSINESS

None

## NEW BUSINESS

### **Item #1: Appointment of the OPEGA Director**

**Motion:** That, in accordance with 1 MRSA section 405, subsection 6, the Legislative Council enter into an executive session for the purpose of discussion of appointment and employment of a legislative employee. (Motion by Sen. Gagnon, seconded by Rep. Bowles, unanimous).

The Council proceeded into Executive Session at 3:24 p.m.

### **MEETING RECONVENED**

The Council ended its Executive Session and reconvened in open session at 3:40 p.m. on the motion of Sen. Gagnon, second by Rep. Duplessie, unanimous.

At Chair Richardson's request, Executive Director Boulter introduced Beth L. Ashcroft. Ms. Ashcroft was unanimously recommended by the Legislative Search Committee for the position of Director of the Office of Program Evaluation & Government Accountability.

**Motion:** That the Legislative Council appoint Beth L. Ashcroft of Litchfield, Maine to a 5-year term as director of the Office of Program Evaluation and Government Accountability, effective January 18, 2005. Ms. Ashcroft's initial salary in the position is assigned to Grade 13, Step 7 of the Legislature's salary plans. (Motion by Sen. Gagnon, second by Rep. Cummings, unanimous).

Members of the Council congratulated and welcomed Ms. Ashcroft to the position of director of the OPEGA office.

**Motion:** That the Legislative Council urge the OPEGA Oversight Committee to recommend to Director Ashcroft that she seek, a consultant or a consultant organization to assist her in the establishment of the OPEGA office as she deems beneficial. Funds are in the OPEGA budget for consulting services and the director is given the discretion

of utilizing the necessary funds to accomplish that purpose. (Motion by Rep. Bowles, second by Sen. Gagnon, unanimous).

It was requested that Mr. Boulter keep Sen. Gagnon, as Chair of the State House Facilities Committee, informed of his progress with the Commissioner of Administrative and Financial Services in securing OPEGA office space in the Cross Building.

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

- **Committee to Study Compliance With Maine's Freedom of Access Laws**

That the Legislative Council accept and place on file the annual report of the Committee to Study Compliance With Maine's Freedom of Access Laws. (Motion by Rep. Bowles, second by Sen. Davis, unanimous).

**ANNOUNCEMENTS AND REMARKS**

None.

**ADJOURNMENT**

The Legislative Council meeting was adjourned at 3:57 p.m. (Motion by Sen. Davis, seconded by Rep. Bowles, unanimous).