

MAINE STATE LEGISLATURE

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DAVID E. BOULTER
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE

OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

Memorandum

TO: The Honorable John Richardson, Chair
The Honorable Beth Edmonds, Vice-Chair
Legislative Council

And Honorable Members of the Legislative Council

FROM: *Dave*
David E. Boulter, Executive Director

DATE: April 19, 2006

RE: Consideration of Proposed Legislative Studies

Attached are background materials on legislative studies proposed for the upcoming interim. The materials consist of:

- 1- a spreadsheet listing the proposed studies and related activities along with summary information related to each proposed study, including the estimated cost of each study; and
- 2- a notebook containing copies of the bill, resolve or joint order that would authorize each study.

The notebook consists of several parts: copies of engrossed version (or the latest version available) of the relevant orders, resolves or bills proposing the study or study-related aspects that require Council approval because they involve legislative costs; a copy of Joint Rule 353 (8) regarding the Study Table; and a copy of the Council-approved drafting standards for legislative studies. The notebook also contains a suggested protocol for considering the proposed studies.

Twenty-one (21) proposed studies are included in this notebook. \$20,000 has been budgeted in FY 07 for legislative studies or related legislative compensation. As you will see when you review the notebook, the costs to fund all of the proposed studies would significantly exceed \$20,000.

The Legislative Council will meet on Monday, April 24, 2006 at 11:00 a.m. to decide the study requests. **Please bring your notebook with you to the Legislative Council meeting.**

Thank you.

Cc: All Chiefs of Staff
Joy O'Brien, Secretary of the Senate
Millie MacFarland, Clerk of the House
Patrick Norton, OPLA Director
Grant Pennoyer, OFPR Director
Meg Matheson, ROS of Statutes

G:\COUNCIL\122nd\studies\cover memo for council meeting 4-19-06.doc (4/19/2006 8:22:00 AM)

LD/Paper	Emer?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes
1 Pg. 1	N	Commission to Study the Henderson Brook Bridge in the Allagash Wilderness Waterway	ACF	Make recommendations on the design of a bridge to replace the existing Henderson Brook Bridge within the Allagash Wilderness Waterway	15 / 5	Within 15 days after the completion of appointments	Preliminary Report November 1, 2006: Agriculture, Conservation and Forestry Committee Final report January 15, 2007: Agriculture, Conservation and Forestry Committee	Legislative per diem and expenses; public members may receive per diem and expenses Fiscal Costs: FY07 \$4,650.00 Source: OSR Reflects the cost for the per diem and expenses for Legislators only. Funds for these costs are to be transferred from the Department of Conservation.	Legislative Council	Enacted NO COUNCIL ACTION REQUIRED
2 Pg. 6	N	Maine Food Policy Council (on-going)	ACF	Develop a food policy for the state and a strategic plan for the implementation of the state food policy	15 / 4	Not specified	odd-numbered years by December 15: ACF Committee	Legislative per diem and expenses anticipated (legislation is silent on compensation) Fiscal Costs: FY07 \$1,680.00 Source: GF Reflects the cost to the Legislature for 4 Legislators to serve as members beginning in FY 07. Ongoing Title 5 Commission.	Department of Agriculture	Engrossed in House and Senate

Study Requests

Maine State Legislature - Proposed Study Bills

Sort Fields: Policy Area LDStudy Type

LD/Paper	Emer?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes
3 SP0847 ISO Pg. 13	N	Joint Select Committee on Research, Economic Development and the Innovation Economy	BRED	Review the current status of state efforts to address research and economic development and develop recommendations for future legislative action to expand research and economic development activities in the State	14 / 14	Not specified	December 6, 2006	Legislative per diem and expenses Fiscal Costs: FY07 \$6,210.00 Source: GF	OPLA	Status: Senate unfinished business
4 LD2044 Pg. 15	Y	Task Force to Study Maine's Homeland Security Needs	CRJ	Review Maine's homeland security needs in areas including law enforcement, emergency preparedness, public health, port and airport security and review ways to improve the flow of information to the Legislature and the general public about Maine's homeland security needs and preparedness	11 / 6	Continuation	November 1, 2006 (Final Report)	Legislative per diem and expenses; public members may receive per diem and expenses Fiscal Costs: FY07 \$3,860.00 Source: OSR Funds amounting to \$9,180 to be transferred from MEMA for the total FY 07 costs of the study, including the two additional meetings.	MEMA	Status: Engrossed in House and Senate in non-concurrence; LD 2044 proposes to add funding for 2 additional meetings of the task force; amends Resolve 2005, chapter 126 from First Regular Session of the 122nd Legislature

Maine State Legislature - Proposed Study Bills

Soft Fields: Policy Area LDStudy Type

LD/Paper	Emer?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes
5 Pg. 44	LD1772 Y	Subcommittee to Study Early Childhood Special Education	EDU	Study early childhood special education programs and services provided for infants and young children from birth to age 8	28 / 4	15 days following completion of appointments	Date due not specified: Commissioner of DOE and DHHS January 31, 2007: EDU Committee January 31, 2007: HHS Committee	Legislative per diem and expenses Fiscal Costs: FY07 \$1,680.00 Source: GF Reflects the cost to the Legislature for 4 Legislators to serve as members of the subcommittee.	Department of Education	Engrossed in the House and Senate
6 Pg. 52	LD1814 N	Work Group to Review and Recommend Improvements for the Certificate of Need Program	HHS	Examine and make recommendations for changes in the certificate of need program	12 / 2	Within 15 days after the appointment of all members	November 1, 2006	Legislative per diem and expenses; public members may receive per diem and expenses Fiscal Costs: FY07 \$3,240.00 Source: GF	Legislative Council	Finally passed in House; Engrossed in Senate

Maine State Legislature - Proposed Study Bills

Sort Fields: Policy Area LDS Study Type

LD/Paper	Emer?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes
7 LD1949 Pg. 54	N	Department of Human Services Financial Management Work Group	HHS	Develop a report and plan to assist the DAFS, DHHS and Legislature in making informed budgetary decisions, providing for effective and efficient program operations and ensuring adequate financial reporting by DHHS	11 / 4	Not specified	March 30, 2007: Appropriations and Financial Affairs Committee March 30, 2007: Health and Human Services Committee	Legislative per diem and expenses anticipated (legislation is silent on compensation) Fiscal Costs: FY07 \$2,480.00 Source: GF Reflects the estimated cost for 4 Legislators to participate on the DHHS Financial Management Work Group.	Department of Administrative and Financial Services and Department of Health and Human Services	Finally Passed in House; Engrossed in the Senate
8 HP1503 LD2111 Pg. 56	N	Right to Know Advisory Committee (on-going)	JUD	Serve as a resource for ensuring compliance with the Freedom of Access Law and upholding the integrity of the law as it applies to all public entities in the conduct of the public's business	16 / 2	Not specified	January 15, 2007 and annually thereafter	Legislative per diem and expenses; public members may receive per diem and expenses Fiscal Costs: FY07 \$4,040.00 Source: GF Ongoing Committee. Base OSR allocation of \$500 included in bill in event outside funding is received to fund certain costs of the advisory committee.	Legislative Council, except during regular or special sessions; may contract for staff support if funding permits	Engrossed in House

Maine State Legislature - Proposed Study Bills

Sort Fields: Policy Area LDStudy Type

LD/Paper	Emer?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes
9 HP1502 JSO Pg. 67	N	Commission to Study Access to Birth Certificates and Medical Records	JUD	Study issues surrounding access by adult adoptees to original birth certificates and medical records	7 / 7	No later than June 1, 2006	November 1, 2006: Judiciary Committee November 1, 2006: Legislative Council	Legislative per diem and expenses Fiscal Costs: FY07 \$5,790.00 Source: GF	Legislative Council	Passed in House
10 LD1296 Pg. 69	Y	Human Trafficking Task Force	JUD	Study human trafficking and make recommendations to combat the trafficking of human beings across state borders and into the State for sexual and labor exploitation	11 / 2	Within 15 days of completion of appointments and attainment of funding	November 30, 2006	Legislative per diem and expenses: public members may receive per diem and expenses Fiscal Costs: FY07 \$2,840.00 Source: OSR No meetings are authorized and no expenses may be incurred or reimbursed if funds are not received by September 15, 2006.	Legislative Council	Finally passed in House; on Study Table in Senate

Maine State Legislature - Proposed Study Bills

Soft Fields: Policy Area LDStudy Type

LD/Paper	Emer?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes
11 LD0748 Pg. 73	N	Commission to Study Eliminating the Normal Retirement Age for Corrections Officers and Mental Health Workers	LAB	Study the issue of whether corrections officers and mental health workers should receive uniform benefits and be eligible to retire after 25 years of service without a reduction in benefits regardless of age	9 / 5	No later than September 1, 2006	November 1, 2006: Legislative Council November 1, 2006: Labor Committee	Legislative per diem and expenses; public members may receive per diem and expenses Fiscal Costs: FY07 \$2,900.00 Source: GF	Legislative Council	Enacted, Resolve 181
12 LD2013 Pg. 76	Y	Commission to Arrange for a Monument Honoring Women Veterans of Maine	LVA	Develop recommendations for a design and a location and other matters relating to installation of a monument honoring women veterans of Maine	8 / 2	No later than July 1, 2006	September 1, 2006: Capitol Planning Commission December 7, 2006 - Final Report: Capitol Planning Commission	Legislative per diem and expenses; public members may receive per diem and expenses Fiscal Costs: FY07 \$3,990.00 Source: GF Reflects the GF cost to the Legislature of LD 2013-Appropriation included in the bill from funds deappropriated from Veterans Services.	Legislative Council	On Appropriations Table; LD 2013 proposes to extend the Commission until December 7, 2006, amends Resolve 2005, c. 116 from 122nd First Regular Session

Maine State Legislature - Proposed Study Bills

Sort Fields: Policy Area LDStudy Type

LD/Paper	Emer?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes
13 LD1777 Pg. 79	Y	Blue Ribbon Commission on Solid Waste Management	NAT	Comprehensive review of the management of solid waste in Maine	9 / 5	No later than July 30, 2006	January 1, 2007: Natural Resources Committee	Legislative per diem and expenses; public members may receive per diem and expenses Fiscal Costs: FY07 \$9,150.00 Source: GF Base OSR allocation of \$500 included in bill in event outside funds are received for certain costs to support the commission.	Department of Environmental Protection and State Planning	Finally Passed in House; On Study table in Senate
14 LD1984 Pg. 83	N	Task Force to Examine Using Stevens School in Hallowell for Veterans' Housing	SLG	Examine the use of excess state property at the Stevens School campus in Hallowell for veterans' housing	11 / 2	Not specified	December 29, 2006: State and Local Government Committee	Legislative per diem and expenses (legislation is silent on compensation) Fiscal Costs: FY07 \$840.00 Source: GF Reflects the cost of paying the per diem and expenses for two members of the legislative delegation representing Hallowell.	Department of Administrative and Financial Services	Finally Passed in House; On Study Table in Senate

Maine State Legislature - Proposed Study Bills

Sort Fields: Policy Area LDS Study Type

LD/Paper	Emer?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes
15 LD1557 Pg. 86	N	Commission to Study LD 1660, An Act to Reduce Income Taxes and Encourage Economic Growth in Maine	TAX	Study the personal property tax on business equipment and the BETR program	15 / 8	No later than August 15, 2005	January 2, 2006: Legislative Council January 2, 2006: Taxation Committee	Legislative per diem and expenses; public members may receive per diem and expenses Fiscal Costs: FY06 \$15,730.00 Source: GF	Legislative Council	Carried Over from First Regular Session; In TAX Committee
16 LD2041 Pg. 89	N	Maine Energy Council (on-going)	UTE	Monitor and evaluate matters affecting electricity supply and costs to consumers in Maine and make recommendations regarding these matters; conduct an examination of the feasibility and appropriate means of studying the impacts of electric industry restructuring in Maine	17 / 4	Not specified	January 15, 2007 for feasibility study: Utilities Committee	Legislative per diem and expenses is not authorized in legislation. If authorized, costs are below. Fiscal Costs: FY07 \$1,680.00 Source: GF Ongoing Title 5 Commission	Public Utilities Commission	Engrossed in House

Totals:		2006
	GF	\$15,730.00
		<hr/>
		2007
	GF	\$43,680.00
	OSR	\$11,350.00
		<hr/>
		\$70,760.00

Maine State Legislature - Proposed Study Bills

Sort Fields: Policy Area LDS Study Type

LD/Paper	Emer?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes	
1	LD1973	N	Development of a Joint Strategic Plan to Improve Quality and Access to Mental Health Care	HHS	Department of Health and Human Services and other participants will develop a joint strategic plan to improve quality and access to mental health care	0 / 0	Not specified	March 15, 2007: Health and Human Services Committee	Not needed Fiscal Costs: FY07 \$0.00 Source: GF OFPR staff resources	Department may request the assistance of OFPR	Finally Passed in House and Senate
	Pg. 95										
2	LD1983	N	Department of Health and Human Services Development of a Model for Community-based Therapeutic Living Settings for Adults with Mental Illness	HHS	Requires the Office of Fiscal and Program Review to assist DHS with the development of a per-unit comparison of residential placements	0 / 0	Not specified	November 1, 2006: Health and Human Services Committee	Not needed Fiscal Costs: FY07 \$0.00 Source: OFPR staff resources	OFPR to assist Department of Health and Human Services	Enacted, Resolve 188; NO LEGISLATIVE COUNCIL ACTION REQUIRED
	Pg. 96										

Totals: 2007

\$0.00

GF \$0.00

\$0.00

Other (new study staffing requests)

Maine State Legislature - Proposed Study Bills

Sort Fields: Policy Area LDStudy Type

LD/Paper	Enr/?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation/ Fiscal Costs	Staff	Notes
1 LD0855	N	Legislative Youth Advisory Council (on-going)	EDU	Advise the Legislature on matters related to youth	22 / 4	Continuation	Annually: Legislature	Legislators - per diem and expenses; members not otherwise compensated get expenses	Legislative Council	P.L. 2001, chapter 439, part PPPP; NO LEGISLATIVE COUNCIL ACTION REQUIRED
pg. 97										
2 LD1302	Y	Task Force to Study Cervical Cancer Prevention, Detection and Education	HHS	Study the issue of cervical cancer in Maine	16 / 3	Continuation	November 1, 2006 - Final Report	Legislative per diem and expenses; public members may receive per diem and expenses Fiscal Costs: FY07 \$4,480.00 Source: OSR No meetings authorized if sufficient funds are not received to fully fund all costs of the study in FY 07.	Legislative Council	Resolve 2005, c. 121; NO LEGISLATIVE COUNCIL ACTION REQUIRED
pg. 106										
3 LD1815	N	Citizen Trade Policy Commission (on-going)	LAB	Assess and monitor the legal and economic impacts of trade agreements on state and local laws, working conditions and the business environment; to provide a mechanism for citizens and Legislators to voice their concerns and to make policy recommendations.	22 / 6	Continuation	Annual	Legislative per diem and expenses; other members may receive expenses Fiscal Costs: FY07 \$0.00 Source: GF FY 07 costs already budgeted.	OPLA	P.L. 2003, c. 699; NO LEGISLATIVE COUNCIL ACTION REQUIRED
pg. 110										

on-going (No Council Action Required)

Maine State Legislature - Proposed Study Bills

LD/Paper	Enter?	Study Name	Policy Area	Purpose	# Members / # Legislators	Start Date	Report Date(s)	Compensation / Fiscal Costs	Staff	Notes
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2007	Totals:
GF	\$0.00
OSR	\$4,480.00
	\$4,480.00