

# MAINE STATE LEGISLATURE

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CHAIR

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VICE-CHAIR

EXECUTIVE DIRECTOR  
DAVID E. BOULTER



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SEN. MICHAEL D. THIBODEAU  
SEN. ANNE M. HASKELL  
SEN. ROGER J. KATZ  
REP. SETH A. BERRY  
REP. KENNETH W. FREDETTE  
REP. JEFFREY M. MCCABE  
REP. ALEXANDER R. WILLETTE

126<sup>TH</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

**MEMO**

TO: Legislative Council Members  
126<sup>th</sup> Legislature  
FROM: <sup>D.B. for</sup> Speaker Mark W. Eves  
Chair, Legislative Council  
DATE: September 3, 2013  
RE: **Notice of September Legislative Council meeting – Note: Date and Time Change**

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Please be advised that the September meeting of the Legislative Council originally scheduled for Thursday, September 26<sup>th</sup> has been rescheduled to:

**Date: Wednesday, September 11, 2013**  
**Time: 10:00 AM**  
**Location: Legislative Council Chamber, Room 334**

If you are unable to attend the meeting, please notify the Office of the Executive Director at 287-1615 as soon as possible.

Thank you.

Cc: Darek Grant, Secretary of the Senate  
Millicent MacFarland, Clerk of the House  
David E. Boulter, Executive Director

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**MEMO**

TO: Legislative Council Members  
126<sup>th</sup> Maine Legislature

FROM: *D.B. For*  
Mark W. Eves, Chair  
Legislative Council

DATE: September 6, 2013

RE: **Notice of Cancellation of September Legislative Council meeting**

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Since there are no items currently pending for Legislative Council action this month and due to scheduling conflicts, please be advised that the Legislative Council's September meeting previously scheduled for Wednesday, September 11, 2013 has been **CANCELLED**. You will be notified if there is a need to reschedule prior to the October 30<sup>th</sup> meeting.

If you have any questions, please contact the Office of the Executive Director at 287-1615.

Thank you.

Cc: David E. Boulter, Executive Director of the Legislative Council  
Darek Grant, Secretary of the Senate  
Millicent MacFarland, Clerk of the House

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REP. MARK W. EVES  
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126<sup>TH</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

**MEMO**

TO: Legislative Council Members  
126<sup>th</sup> Legislature  
*D.B. for*  
FROM: Speaker Mark W. Eves  
Chair, Legislative Council

DATE: October 11, 2013

RE: **Notice of October Legislative Council meeting – Note: Date and Time Change**

Please be reminded that the October meeting of the Legislative Council originally scheduled for Thursday, October 24<sup>th</sup> has been rescheduled to:

**Date: Wednesday, October 30, 2013**

**Time: 10:00 AM**

**Location: Legislative Council Chamber, Room 334**

At this meeting, the Legislative Council will consider and act on legislator requests for bills in the 2<sup>nd</sup> Regular Session, so please plan for a longer than usual meeting.

If you are unable to attend the meeting, please notify the Office of the Executive Director at 287-1615 no later than Friday, October 25, 2013.

Thank you.

Cc: Darek Grant, Secretary of the Senate  
Millicent MacFarland, Clerk of the House  
David E. Boulter, Executive Director

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REP. MARK W. EVES  
CHAIR

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



126<sup>TH</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

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**Memo**

To: All Members of the 126<sup>th</sup> Legislature

From: Mark W. Eves, Chair   
Justin L. Alfond, Vice-Chair   
126<sup>th</sup> Legislative Council

Date: October 16, 2013

RE: Notice of Legislative Council review of legislator bill requests for Second Regular Session

This memo is to remind Legislators that the Legislative Council will meet on Wednesday, October 30, 2013 in Room 334 of the State House to review all legislator bill requests filed by the cloture date (September 27, 2013). The meeting will begin promptly at 10:00 A.M. The Revisor's office reports that Legislators have filed 401 bill requests. We are hopeful that legislators have limited their bill requests to priority requests only so the Legislature can focus on critically important issues facing the state, and adjourn in a timely fashion. In accordance with the Joint Rules, the Legislative Council will adopt procedures for reviewing all bill requests in a timely and equitable manner.

At the meeting, the Legislative Council will take up bill requests alphabetically by policy area, so that bill requests relating to a similar subject are grouped together. The council will consider whether each request meets the requirement for introduction under the Maine Constitution, Article IV, Part Third, Section 1, generally that legislation be limited to budgetary matters or be "of an emergency nature." With assistance from Legislative Council staff, the council's review will include identification of bill requests that are closely related to another request or to bills that were carried over from the First Regular Session.

**Legislators are welcome to attend and observe the Legislative Council's deliberation on the bill requests. However, due to the large number of bill requests that the council must review at the meeting, bill sponsors will not be invited to speak to their bill requests at this meeting.** In that way, the Legislative Council will have sufficient time to consider every bill request. In addition, the Legislative Council's deliberations will not address the merits of any bill request at the meeting but only whether it meets the Constitutional test for introduction in the Second Regular Session. Please note that the Legislative Council will give sponsors an opportunity to speak to their bill request(s) on appeal at a subsequent meeting if a request was not approved at the October meeting.

The Legislative Council's staff will distribute the results of the final council action on each legislative bill request on or about the close of business on Friday, November 1, 2013. Please note that if the Legislative Council turns down a bill request at the October meeting, the sponsor may appeal the council's decision. The deadline for filing an appeal is the close of business on Wednesday, November 6, 2013. The appeal must be in writing, addressed to the Legislative Council, and filed with the Revisor of Statutes by the deadline.

On Thursday, November 21, 2013, the Legislative Council will meet to hear appeals of bill requests that were turned down. At that time, the Legislative Council will offer bill sponsors the opportunity to speak briefly to their bill requests and explain the nature of the emergency that gives rise to the bill requests.

Thank you for your attention to these matters. For your reference, a list of bill requests can be found at <http://www.maine.gov/legis/lco/publications.htm>. If you have any questions, please speak with a member of the Legislative Council, the Revisor's office at 287-1650 or the Executive Director's office at 287-1615.

cc: David E. Boulter, Executive Director, Legislative Council  
Suzanne Gresser, Revisor of Statutes  
Derek Grant, Secretary of the Senate  
Millicent MacFarland, Clerk of the House  
Legislative Chiefs of Staff  
Legislative Council Office Directors

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126<sup>TH</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

126<sup>th</sup> Legislature  
Legislative Council

Wednesday, October 30, 2013  
10:00 AM

REVISED AGENDA

<u>Page</u>	<u>Item</u>	<u>Action</u>
	CALL TO ORDER	
	ROLL CALL	
1	SUMMARY OF THE AUGUST 28, 2013 MEETING OF THE LEGISLATIVE COUNCIL	Acceptance
	REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS	
❖ 8	• Executive Director's Report (Mr. Boulter)	Information
❖ 9	• Fiscal Report (Mr. Pennoyer)	Information
❖ 14	• Interim Legislative Studies Report (Ms. Hylan Barr)	Information
	REPORTS FROM COUNCIL COMMITTEES	
	• Personnel Committee	
	• State House Facilities Committee	
	OLD BUSINESS	
16	Item #1: Council Actions Taken By Ballot (No Action Required)	Information

## **NEW BUSINESS**

- |      |           |  |                       |
|------|-----------|--|-----------------------|
| 17   | Item #1:  | Suggested Procedures for Deciding Legislative Bill Requests  | <b>Decision</b>       |
|      | Item #2:  | Consideration of Legislative Bill Requests for Introduction in the Second Regular Session of the 126 <sup>th</sup> Legislature (Separate Binder – Hand Delivered)  | <b>Roll Call Vote</b> |
| ❖ 19 | Item #3:  | Memorandum of Understanding between Maine Public Broadcasting Network and Maine Legislative Council for Broadcasting Legislative Proceedings (Mr. Boulter)   | <b>Decision</b>       |
| 32   | Item #4:  | Request to Use State House and Grounds for Critical Incident Response Exercise on Tuesday, November 5, 2013 (Chief Russell Gauvin on behalf of Maine Emergency Management Agency and Maine National Guard) | <b>Decision</b>       |
| ❖ 34 | Item #5:  | Dates for Legislative Policy Forums in January and February 2014 (Maine Development Foundation)  | <b>Decision</b>       |
| ❖ 38 | Item #6:  | Request for Voluntary Budget Savings from the Legislature (Governor's Office of Policy and Management, Executive Department)   | <b>Discussion</b>     |
| 39   | Item #7:  | Legislative Council Meeting Schedule for 2014 (Speaker Eves)   | <b>Information</b>    |
| 40   | Item #8:  | Notice of Single Audit of the State of Maine (Office of the State Auditor)   | <b>Information</b>    |
| ❖ 43 | Item #9:  | Acceptance of the Annual Report of the Washington County Development Authority   | <b>Acceptance</b>     |
|      | Item #10: | Executive Session (if needed)  |                       |

## **ANNOUNCEMENTS AND REMARKS**

## **ADJOURNMENT**



REP. MARK W. EVES  
CHAIR

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126<sup>TH</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

**LEGISLATIVE COUNCIL  
MEETING SUMMARY  
August 28, 2013**

**CALL TO ORDER**

Legislative Council Chair Mark Eves called the August 28, 2013 Legislative Council meeting to order at 11:28 a.m. in the Legislative Council Chamber.

**ROLL CALL**

Senators: President Alfond, Senator Jackson, Senator Haskell and Senator Katz

Absent: Senator Thibodeau (arrived after the start of the meeting)

Representatives: Speaker Eves, Representative Berry, Representative McCabe,  
Representative Fredette and Representative Willette

Legislative Officers: David E. Boulter, Executive Director of the Legislative Council  
Dawna Lopatosky, Legislative Finance Director  
Marion Hylan Barr, Director, Office of Policy and Legal Analysis  
Grant Pennoyer, Director, Office of Fiscal and Program Review  
Suzanne Gresser, Revisor of Statutes  
John Barden, Director, Law and Legislative Reference Library  
Scott Clark, Director, Legislative Information Technology

Speaker Eves convened the meeting at 11:28 a.m. with a quorum of members present.

**SUMMARY OF JULY 25, 2013 MEETING OF LEGISLATIVE COUNCIL**

**Motion:** That the Meeting Summary for July 25, 2013 be accepted and placed on file.  
Motion by Representative Berry. Second by Representative Willette. **Motion passed  
unanimous (9-0-0-1, with Senator Thibodeau absent).**

## REPORTS FROM EXECUTIVE DIRECTOR AND COUNCIL OFFICES

### Executive Director's Report

David Boulter, Executive Director, reported on the following:

1. Employee Recognition Picnic

On Thursday, September 12<sup>th</sup>, the annual recognition picnic for legislative employees will be held in Capitol Park. A picnic lunch will be provided and employees with extensive state/legislative service will be recognized. The event will be held from 11:30 AM – 1:00 PM. All members of the Legislative Council are welcomed and encouraged to attend.

2. EMS Memorial

The first phase EMS Memorial that was authorized by legislative resolve has been constructed adjacent to Parking Lot O on the State House campus, and was completed earlier this month. The project construction was overseen by BGS staff.

3. Retirement of Teen Ellen Griffin, Manager, Legislative Information Office

Teen Griffin will be retiring from State service effective September 1<sup>st</sup> after nearly 30 years with the Legislature. Teen's service to the Legislature has been invaluable. A retirement reception to honor Teen and wish her well will be held August 28, 2013 at 2:00 PM in the Legislative Council Chamber.

### Fiscal Report

Grant Pennoyer, Director, Office of Fiscal and Program Review, reported on the following:

#### Revenue Update

Total General Fund Revenue - FY 2014 (\$'s in Millions)

	Budget	Actual	Var.	% Var.	Prior Year	% Growth
July	\$216.6	\$218.2	\$1.6	0.7%	\$219.4	-0.5%
FYTD	\$216.6	\$218.2	\$1.6	0.7%	\$219.4	-0.5%

General Fund revenue was ahead of budget by \$1.6 million (0.7%) for the first month of FY 2014. FY 2014 revenue was projected to decline from budgeted FY 2013 levels, primarily due to the Individual Income Tax reductions enacted by the 125<sup>th</sup> Legislature. July's modest decline is much less than the decline budgeted for this fiscal year.

Sales and Use Tax revenue was slightly ahead of budget, which is encouraging given the higher assumed targeted growth in FY 2014 and the rather dismal weather in June. Corporate Income Tax was the only significant negative variance, largely due to a refund activity, which is most likely a timing issue.

## Highway Fund Revenue Update

Total Highway Fund Revenue - FY 2014 (\$'s in Millions)						
	Budget	Actual	Var.	% Var.	Prior Year	% Growth
July	\$27.4	\$28.5	\$1.1	4.1%	\$28.5	0.0%
FYTD	\$27.4	\$28.5	\$1.1	4.1%	\$28.5	0.0%

Highway Fund revenue was ahead of budget by \$1.1 million in July, virtually level with last fiscal year. Fuel Taxes and Bureau of Motor Vehicle revenue were ahead of budget. Motor Vehicle Inspection Fees was the only category significantly below budget projections. This negative variance is expected to be offset over the course of the fiscal year.

## FY 2013 Year-end Cascade Transfers

The FY2013 General Fund positive revenue variance and unbudgeted lapsed balances and other accounting adjustments provided \$57.9 million for the FY 2013 year-end cascade of General Fund dollars. This amount was sufficient to fully fund the statutory fixed dollar transfers to the Contingent Account, Loan Insurance Reserve at FAME and the retirement reserve for the COLA. However, the largest transfer totaled \$42.1 million to the Maine Budget Stabilization Fund (MBSF), which received 80% of the unappropriated surplus after the fixed dollar transfers. The FY 2013 percentage for the MBSF was increased on a one-time basis to offset net budgeted transfers of \$27.0 million from this reserve in FY 2013. The MBSF balance at the close of FY 2013 increased by a net amount of \$14.9 million to \$59.6 million. While the increase of reserve balances will help with General Fund cash flow needs, the \$98.5 million one-day interfund borrowing to balance FY 2014 will more than offset this effect and make it difficult to fund cash flow needs using internally.

For the Highway Fund, all but \$100,000 of the unallocated surplus was reserved at the close of FY 2013 and will result in increases to Highway Fund allocations of at least \$6.4 million in FY 2014 for highway and bridge improvement projects. The increase in FY 2014 Highway Fund allocations will be accomplished by financial order.

## REPORTS FROM COUNCIL COMMITTEES

### 1. Personnel Committee

Speaker Eves, Chair of the Personnel Committee, gave the following report. The Personnel Committee held a meeting earlier today, August 28, 2013 to consider the following matter:

- General Salary Adjustment for Constitutional Officers and State Auditor:

The committee considered a request to approve a general salary adjustment for the Constitutional Officers and the State Auditor. Upon the recommendation of the Executive Director, the committee voted unanimously to approve the request.

**Motion:** That upon the unanimous recommendation of the Personnel Committee, the Legislative Council authorize a general salary increase of 1% effective the pay period closest to September 1, 2013 and a second general salary increase of 1% effective the pay period closest to July 1, 2014 for the Constitutional Officers and the State Auditor, consistent with those salary adjustments awarded to "confidential" and other employees of State

Government. Motion by Speaker Eves. Second by Senator Jackson. **Motion passed unanimous (7-0-0-3**, with Senators Alfond and Thibodeau and Representative Fredette absent).

## 2. State House Facilities Committee

Representative Berry, Chair of the State House Facilities Committee, gave the following report. The State House Facilities Committee met on Wednesday, August 7<sup>th</sup> to consider the following matters:

### 1. Renewal of MPBN Memorandum of Understanding

Mr. Mal Leary of MPBN met with the committee to review the proposed Memorandum of Understanding with the Legislature. Mr. Leary distributed to the committee a draft of the MOU with MPBN's proposed changes. The committee suggested that the Executive Director distribute this draft to all appropriate parties requesting feedback, and for the Executive Director to negotiate a revised MOU ready for the full Legislative Council at either the August or September meetings.

### 2. MPBN request that the Legislature replace/upgrade broadcasting equipment

MPBN is requesting, on the advice of its engineers, that the legislative cameras in the House and the Senate be replaced and that 3 new cameras be installed in Room 228 for the benefit of the MPBN broadcasts. The committee asked the Executive Director to distribute this proposal to all appropriate parties at the same time as the above discussed MOU, again requesting feedback, and to report back to the full Legislative Council at either the August or September Legislative Council meeting.

### 3. Request to recharge electric vehicle batteries in legislative parking areas

Representative Bruce MacDonald submitted a request to allow Legislators and the public use of electrical receptacles in legislative parking areas to recharge electric vehicle batteries. Mr. Boulter gave an overview of the initial research he had done on this subject to date, including projected costs of materials and installation. After discussion, the committee asked Mr. Boulter to do the following:

- Check with Central Maine Power to see if they can provide the units, costs and any incentives;
- Check to see if the State Parking Garage would be a suitable location for the charging stations
- Check with the Department of Transportation regarding access to equipment;
- Research how to charge users an appropriate fee for the use of the unit and electricity; and
- To report back to the committee on all of the above as well as costs and benefits of installing these units.

### 4. Guidelines on Procurement for State House Capital Projects

Mr. Boulter presented a draft of the Guidelines on Procurement for State House Capital Projects for the committee's review. The committee discussed possible minor changes to the process for trade or scope of work detailed in the Guidelines, then suggested to the Executive Director that he adjust the wording for review by the Committee.

5. Edible Landscaping Plan Progress Report

Mr. Boulter reported on the edible landscaping plan that is in progress as enacted by P.L. ch. 153. Mr. Boulter distributed a diagram of the edible garden and reviewed some of the types of plants that he anticipates will be implemented in this plan. He further explained that many of the varieties of edible plants are annuals, which would be very costly to the Legislature to maintain each year, so he is exploring perennials as well as trees and shrubs. The committee requested that Mr. Boulter work with the sponsor of the bill, Representative Hickman, to make sure that his suggested are considered for the plan.

6. Request to Hold a Jewelry Cleaning Event for Legislative Staff

The committee reviewed the request submitted by Mr. Daniel Lane of the Village Jewelers, Gardiner, to hold a jewelry cleaning event for legislative staff, not only in the context of this specific request but in the context of whether a policy was needed for this topic. Mr. Boulter explained that the State already has a general "no solicitation" policy. After discussion, the committee asked the Executive Director to prepare a policy that would apply to all similar requests including Mr. Lane's and a letter of thanks, with the policy reflecting that this type of service is not allowed in the State House.

No Legislative Council action was required.

**OLD BUSINESS**

None

**NEW BUSINESS**

**Item #1: Consideration of Requests to Introduce Legislation in Special Session**

The Legislative Council considered and voted on the bill requests in accordance with the established protocol. Of the 4 bill requests submitted for introduction in the Special Session of 1<sup>st</sup> Regular Session of the 126<sup>th</sup> Legislature, the council failed to authorize 1 request and 3 requests were tabled.

**Item #2: Acceptance of Funds to Support (in part) the Commission to Study the Incidence of and Mortality Related to Cancer**

Pursuant to Resolve 2013, c. 77, Establishing the Commission to Study the incidence of and Mortality Related to Cancer, acceptance of private funds to support the commission is subject to Legislative Council approval. The following organizations have proposed contributing \$250.00 each for a total of \$1500.00 to fund 50% of the study: the American Cancer Society, the American Lung Association of the Northeast, Maine Coalition to Fight Prostate Cancer, Maine Health, Maine Medical Association and Maine Osteopathic Association. Each of these organizations has certified that it has no pecuniary or other vested interest, as required by Legislative Council policy.

**Motion:** That the Legislative Council accept the funds to support (in part) the Commission to Study the Incidence of and Mortality Related to Cancer and authorize the Commission to convene. Moved by President Alfond. Second by Senator Katz. **Motion passed unanimous (10-0).**

**Item #3: Change in Schedule for Consideration of Legislators' Requests to Introduce Legislation**

Due to scheduling needs, Speaker Eves proposed the following changes to the previously approved schedule relating to the cloture and the Legislative Council action on bill requests:

- September 27, 2013 at 4:00 pm. – Filing Deadline (Cloture)
- **Wednesday, October 30, 2013** (originally Thursday, October 24, 2013) – Legislative Council meeting for consideration of Legislators' requests
- **Friday, November 1, 2013** (originally Tuesday, October 29, 2013) – Notification of Council's action mailed to sponsors
- **Wednesday, November 6, 2013** (originally Tuesday, November 5, 2013) – Deadline for filing appeals
- Thursday, November 21, 2013 – Legislative Council meeting to consider appeals
- Thursday, December 19, 2013 – "Bill Signing" Day
- Wednesday, January 8, 2014 – Legislature reconvenes

**Motion:** That the Legislative Council approve the revisions to the schedule relating to cloture and Legislator requests to introduce legislation for the 2<sup>nd</sup> Regular Session. Motion by Senator Alfond. Second by Representative Berry. **Motion passed unanimous (9-0-0-1, with Representative Fredette absent).**

**Item #4: General Salary Adjustment for Constitutional Officers and State Auditor**

This item was completed previously in the meeting under Reports from Council Committees: Personnel Committee.

No further action of the Legislative Council was required.

**Item #5: Payment of expenses for Legislators appointed to Commission to Study the State Board of Corrections and the Unified County Corrections System**

At the request of Speaker Eves, this matter was considered by the Legislative Council.

Legislative Council Chair Speaker Eves explained that 2 legislators were appointed to serve on the study commission. Under the joint study order authorizing the study commission, the commission was required to seek contributions to fund the cost of the study, subject to Legislative Council approval. The Maine County Commissioners' Association will support the study through in-kind contributions. It does not have sufficient funds to pay the Legislator expenses. The study commission plans to meet a total of 6 times. Legislator compensation would be travel expenses to attend each meeting and a \$55 per diem for each meeting, for each Legislator. Joint Rules authorize Legislator compensation for attendance at authorized study commission meetings. Mr. Boulter explained that the Legislator payments would be made from the appropriate legislative account, and balances exist to make the payments.

**Motion:** That the Legislative Council authorize payment of expenses and per diem, in accordance with law and the Joint Rules, to Legislators appointed to serve on the Commission to Study the State Board of Corrections and the Unified County Corrections System. Motion by Representative Berry. Second by President Alfond. **Motion passed unanimous (8-0-0-2, with Senator Thibodeau and Representative Fredette absent).**

#### **ANNOUNCEMENTS AND REMARKS**

With no other business to consider or announcements, the Legislative Council meeting was adjourned at 11:54 a.m.

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REP. MARK W. EVES  
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126<sup>TH</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

**Legislative Council**

**Executive Director's Report  
October 30, 2013**

1. Filming in State House

Numerous scenes for the movie, *Catatonk Blues*, were filmed in the State House on October 3 and 4, 2013 in accordance with Legislative Council approval. The cast and crew of the film were very appreciative of their use of the State House and, overall, everything went smoothly and professionally. The film is expected to be released early next summer.

2. Water leaks in State House

Numerous leaks in the heating system in the State House have been discovered over the past several months. A preliminary review indicates that the leaks may be the result of corrosion and subsequent leaking at piping joints, the cause of which is unknown at this time. An engineering firm is currently investigating the extent and cause of the piping failures.

3. YMCA Youth in Government Program

The State YMCA of Maine will hold its annual civic education program on legislating for high school youth in the State House on Friday through Sunday, November 15-17, 2013. Planning for the program is underway.

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# Fiscal Briefing

## Legislative Council Meeting

October 30, 2013

*Prepared by the Office of Fiscal & Program Review*

### 1. General Fund Revenue Update (also see attached)

**Total General Fund Revenue - FY 2014 (\$'s in Millions)**

	Budget	Actual	Var.	% Var.	Prior Year	% Growth
September	\$298.8	\$318.8	\$20.0	6.7%	\$281.2	13.4%
FYTD	\$608.8	\$622.0	\$13.3	2.2%	\$584.9	6.3%

General Fund revenue was over budget by \$20.0 million (6.7%) in September and \$13.3 million (2.2%) for the first quarter of FY 2014. The 6.3% growth rate for the first quarter of FY 2014 revenue differs significantly from decline that was budgeted FY 2014.

Individual Income Tax was \$19.1 million over budget in September about a third of which reflected a timing issue between August and September related to withholding payments. \$10 million of this positive variance was due to the strong performance of September estimated payments.

Sales and Use Tax revenue was \$4.0 million over budget in September and \$7.6 million through the first quarter. Taxable sales growth in the Building Supply and Automobile/Transportation sectors has been the major factor contributing to this positive variance.

Corporate Income Tax collections have fallen \$2.9 million (6.8%) below budget for the first quarter of FY 2014. Preliminary data for October indicate that this negative variance will remain roughly the same after October.

### 2. Highway Fund Revenue Update (also see attached)

**Total Highway Fund Revenue - FY 2014 (\$'s in Millions)**

	Budget	Actual	Var.	% Var.	Prior Year	% Growth
September	\$24.9	\$26.0	\$1.1	4.4%	\$26.4	-1.7%
FYTD	\$61.5	\$62.8	\$1.4	2.2%	\$63.6	-1.2%

Highway Fund revenue was over budget by \$1.1 million in September and \$1.4 for the first quarter of FY 2014. Monthly revenue in the Fuel Taxes category continues to fluctuate up and down relative to budget, but through the first quarter this category was \$1.3 million over budget.

### 3. Fall Revenue Forecast Update (also see attached)

The Consensus Economic Forecasting Commission (CEFC) started the fall revenue forecast update with 2 meetings in October. Friday, October 18<sup>th</sup>, was an information gathering session followed a week later with the meeting to update the economic forecast that is used in the tax models to forecast the major tax revenue sources. At that final meeting, the CEFC revised the economic forecast for job growth and income growth downward. These changes will have a negative effect on the tax model forecasts of the major tax lines. Some of this negative effect may be offset when the models are targeted based on recent higher than anticipated revenue.

The Revenue Forecasting Committee will meet on Thursday, November 21<sup>st</sup>, to finalize the fall revenue forecast in time for its statutory reporting date of December 1<sup>st</sup>.

**General Fund Revenue**  
**Fiscal Year Ending June 30, 2014 (FY 2014)**  
**September 2013 Revenue Variance Report**

Revenue Category				Fiscal Year-To-Date					FY 2014 Budgeted Totals
	September '13 Budget	September '13 Actual	September '13 Variance	Budget	Actual	Variance	Variance %	% Change from Prior Year	
Sales and Use Tax	102,180,522	106,182,367	4,001,845	203,210,895	210,795,572	7,584,677	3.7%	9.1%	1,098,475,270
Service Provider Tax	4,395,204	3,780,940	(614,264)	8,599,604	7,375,117	(1,224,487)	-14.2%	-9.7%	50,591,819
Individual Income Tax	132,956,704	152,020,206	19,063,502	292,432,391	305,672,271	13,239,880	4.5%	-2.0%	1,369,627,772
Corporate Income Tax	35,186,308	33,677,384	(1,508,924)	43,199,505	40,252,674	(2,946,831)	-6.8%	8.7%	180,143,079
Cigarette and Tobacco Tax	12,420,362	11,327,755	(1,092,607)	36,566,796	36,629,940	63,144	0.2%	-0.8%	135,900,000
Insurance Companies Tax	208,856	170,563	(38,293)	1,300,334	935,710	(364,624)	-28.0%	-58.1%	80,715,000
Estate Tax	4,350,970	3,460,992	(889,978)	4,350,970	1,261,331	(3,089,639)	-71.0%	-78.7%	27,553,982
Other Taxes and Fees *	7,058,952	7,709,760	650,808	23,976,721	25,789,253	1,812,532	7.6%	-15.5%	127,316,248
Fines, Forfeits and Penalties	2,033,357	2,243,474	210,117	6,412,534	5,945,123	(467,411)	-7.3%	-4.4%	24,402,335
Income from Investments	24,970	22,249	(2,721)	51,829	50,329	(1,500)	-2.9%	24.8%	77,710
Transfer from Lottery Commission	4,288,457	4,008,349	(280,108)	13,937,500	13,611,288	(326,212)	-2.3%	7.3%	55,750,000
Transfers to Tax Relief Programs *	(7,314,163)	(7,377,303)	(63,140)	(10,727,097)	(12,925,442)	(2,198,345)	-20.5%	63.1%	(60,780,498)
Transfers for Municipal Revenue Sharing	(1,671,792)	(1,481,453)	190,339	(14,401,320)	(14,850,019)	(448,699)	-3.1%	34.8%	(64,893,005)
Other Revenue *	2,677,732	3,046,534	368,802	(155,792)	1,472,318	1,628,110	1045.1%	173.1%	36,809,186
<b>Totals</b>	<b>298,796,439</b>	<b>318,791,819</b>	<b>19,995,380</b>	<b>608,754,870</b>	<b>622,015,464</b>	<b>13,260,594</b>	<b>2.2%</b>	<b>6.3%</b>	<b>3,061,688,898</b>

\* Additional detail by subcategory for these categories is presented on the following page.

**General Fund Revenue**  
**Fiscal Year Ending June 30, 2014 (FY 2014)**  
**September 2013 Revenue Variance Report**

Revenue Category				Fiscal Year-To-Date					FY 2014 Budgeted Totals
	September '13 Budget	September '13 Actual	September '13 Variance	Budget	Actual	Variance	Variance %	% Change from Prior Year	
<b>Detail of Other Taxes and Fees:</b>									
- Property Tax - Unorganized Territory	0	0	0	0	0	0	N/A	N/A	13,584,806
- Real Estate Transfer Tax	735,092	174,921	(560,171)	2,406,223	1,940,094	(466,129)	-19.4%	15.5%	9,176,840
- Liquor Taxes and Fees	1,715,615	2,256,252	540,637	5,062,918	6,521,802	1,458,884	28.8%	5.3%	20,453,164
- Corporation Fees and Licenses	168,150	178,518	10,368	749,225	875,215	125,990	16.8%	-5.6%	7,847,099
- Telecommunication Excise Tax	0	38,351	38,351	0	(1,169,972)	(1,169,972)	N/A	-136.9%	10,000,000
- Finance Industry Fees	1,945,992	2,133,900	187,908	5,837,976	6,524,500	686,524	11.8%	9.2%	23,851,990
- Milk Handling Fee	92,164	96,527	4,363	276,492	288,002	11,510	4.2%	-79.1%	1,105,967
- Racino Revenue	687,626	557,765	(129,861)	2,619,126	2,449,237	(169,889)	-6.5%	-11.3%	8,807,718
- Boat, ATV and Snowmobile Fees	265,718	276,822	11,104	1,156,478	1,169,629	13,151	1.1%	-2.5%	4,523,561
- Hunting and Fishing License Fees	988,847	1,421,134	432,287	4,478,824	5,333,730	854,906	19.1%	6.2%	16,101,822
- Other Miscellaneous Taxes and Fees	459,748	575,570	115,822	1,389,459	1,857,015	467,556	33.7%	-68.3%	11,863,281
<b>Subtotal - Other Taxes and Fees</b>	<b>7,058,952</b>	<b>7,709,760</b>	<b>650,808</b>	<b>23,976,721</b>	<b>25,789,253</b>	<b>1,812,532</b>	<b>7.6%</b>	<b>-15.5%</b>	<b>127,316,248</b>
<b>Detail of Other Revenue:</b>									
- Liquor Sales and Operations	895	3,000	2,105	6,774	15,150	8,376	123.6%	90.6%	8,408,196
- Targeted Case Management (DHHS)	176,028	130,300	(45,728)	528,083	481,616	(46,467)	-8.8%	8.7%	2,112,332
- State Cost Allocation Program	1,004,779	1,477,780	473,001	3,661,585	4,596,502	934,917	25.5%	15.7%	15,000,000
- Unclaimed Property Transfer	0	0	0	0	0	0	N/A	N/A	6,015,000
- Tourism Transfer	0	0	0	(6,470,861)	(6,470,861)	0	0.0%	-5.7%	(10,283,750)
- Transfer to Maine Milk Pool	0	0	0	(87,250)	0	87,250	100.0%	100.0%	(87,250)
- Transfer to STAR Transportation Fund	0	0	0	(4,013,616)	(4,013,616)	0	0.0%	0.4%	(6,122,258)
- Other Miscellaneous Revenue	1,496,030	1,435,454	(60,576)	6,219,493	6,863,527	644,034	10.4%	31.1%	21,766,916
<b>Subtotal - Other Revenue</b>	<b>2,677,732</b>	<b>3,046,534</b>	<b>368,802</b>	<b>(155,792)</b>	<b>1,472,318</b>	<b>1,628,110</b>	<b>1045.1%</b>	<b>173.1%</b>	<b>36,809,186</b>
<b>Detail of Transfers to Tax Relief Programs:</b>									
- Me. Resident Prop. Tax Program (Circuitbreaker)	0	(18,449)	(18,449)	0	(751,869)	(751,869)	N/A	96.5%	0
- BETR - Business Equipment Tax Reimb.	(7,314,163)	(7,358,854)	(44,691)	(10,727,097)	(12,143,273)	(1,416,176)	-13.2%	11.6%	(38,205,000)
- BETE - Municipal Bus. Equip. Tax Reimb.	0	0	0	0	(30,300)	(30,300)	N/A	N/A	(22,575,498)
<b>Subtotal - Tax Relief Transfers</b>	<b>(7,314,163)</b>	<b>(7,377,303)</b>	<b>(63,140)</b>	<b>(10,727,097)</b>	<b>(12,925,442)</b>	<b>(2,198,345)</b>	<b>-20.5%</b>	<b>63.1%</b>	<b>(60,780,498)</b>
<b>Inland Fisheries and Wildlife Revenue - Total</b>	<b>1,327,331</b>	<b>1,773,346</b>	<b>446,015</b>	<b>5,874,852</b>	<b>6,739,042</b>	<b>864,190</b>	<b>14.7%</b>	<b>3.7%</b>	<b>21,644,878</b>

**Highway Fund Revenue**  
**Fiscal Year Ending June 30, 2014 (FY 2014)**

**September 2013 Revenue Variance Report**

Revenue Category	September '13 Budget	September '13 Actual	September '13 Variance	Fiscal Year-To-Date					FY 2014 Budgeted Totals
				Budget	Actual	Variance	% Variance	% Change from Prior Year	
Fuel Taxes:									
- Gasoline Tax	18,766,558	19,435,476	668,918	37,467,660	38,415,520	947,860	2.5%	-0.3%	188,780,000
- Special Fuel and Road Use Taxes	3,847,813	4,439,847	592,034	6,764,022	7,309,853	545,831	8.1%	3.2%	42,980,000
- Transcap Transfers - Fuel Taxes	(1,660,809)	(1,754,198)	(93,389)	(4,808,323)	(4,934,173)	(125,850)	-2.6%	-0.5%	(17,027,938)
- Other Fund Gasoline Tax Distributions	(469,296)	(486,023)	(16,727)	(1,358,322)	(1,387,042)	(28,720)	-2.1%	-0.1%	(4,720,822)
Subtotal - Fuel Taxes	20,484,266	21,635,103	1,150,837	38,065,037	39,404,157	1,339,120	3.5%	0.2%	210,011,240
Motor Vehicle Registration and Fees:									
- Motor Vehicle Registration Fees	5,191,764	5,146,396	(45,368)	16,713,056	17,312,336	599,280	3.6%	2.3%	64,805,936
- License Plate Fees	343,505	376,128	32,623	1,055,263	1,151,160	95,897	9.1%	1.0%	3,351,681
- Long-term Trailer Registration Fees	283,686	344,109	60,423	1,163,839	903,518	(260,321)	-22.4%	-25.7%	9,384,523
- Title Fees	900,303	1,202,813	302,510	3,052,359	3,579,126	526,767	17.3%	-7.5%	12,417,140
- Motor Vehicle Operator License Fees	678,315	733,511	55,196	2,144,342	2,227,556	83,214	3.9%	-1.0%	8,522,204
- Transcap Transfers - Motor Vehicle Fees	(4,051,340)	(4,305,270)	(253,930)	(4,051,340)	(4,305,270)	(253,930)	-6.3%	0.5%	(15,118,567)
Subtotal - Motor Vehicle Reg. & Fees	3,346,233	3,497,687	151,454	20,077,519	20,868,426	790,907	3.9%	-0.9%	83,362,917
Motor Vehicle Inspection Fees	260,050	165,315	(94,736)	990,350	588,114	(402,236)	-40.6%	-40.0%	2,982,500
Other Highway Fund Taxes and Fees	105,170	94,833	(10,337)	363,987	316,168	(47,819)	-13.1%	-2.8%	1,313,165
Fines, Forfeits and Penalties	96,362	90,754	(5,608)	291,882	266,418	(25,464)	-8.7%	-6.7%	1,039,868
Interest Earnings	10,204	7,676	(2,528)	30,612	16,492	(14,120)	-46.1%	-3.6%	122,453
Other Highway Fund Revenue	577,513	482,111	(95,402)	1,637,867	1,379,936	(257,931)	-15.7%	-13.6%	9,025,866
<b>Totals</b>	<b>24,879,798</b>	<b>25,973,478</b>	<b>1,093,680</b>	<b>61,457,254</b>	<b>62,839,711</b>	<b>1,382,457</b>	<b>2.2%</b>	<b>-1.2%</b>	<b>307,858,009</b>

## Consensus Economic Forecasting Commission

### Comparison of April 2013 and Preliminary November 2013 Economic Forecasts

Calendar Years	2012	2013	2014	2015	2016	2017
<b>• Wage &amp; Salary Employment (Annual Percentage Change)</b>						
> Consensus 4/2013	0.3%	0.7%	1.0%	1.0%	1.0%	0.8%
> Consensus 11/2013	0.5%	0.5%	0.7%	0.7%	0.7%	0.5%
Difference	0.2%	-0.2%	-0.3%	-0.3%	-0.3%	-0.3%
<b>• Personal Income (Annual Percentage Change)</b>						
> Consensus 4/2013	3.2%	2.5%	4.6%	3.9%	4.0%	4.3%
> Consensus 11/2013	3.2%	2.3%	4.4%	3.8%	4.1%	4.3%
Difference	0.0%	-0.2%	-0.2%	-0.1%	0.1%	0.0%
<b>Major Components of Personal Income</b>						
Wage and Salary Disbursements						
> Consensus 4/2013	1.4%	2.4%	3.9%	3.8%	3.8%	3.7%
> Consensus 11/2013	2.3%	2.4%	3.4%	3.4%	3.4%	3.4%
Difference	0.9%	0.0%	-0.5%	-0.4%	-0.4%	-0.3%
Supplements to Wages and Salaries						
> Consensus 4/2013	1.3%	3.6%	4.1%	4.0%	4.2%	4.2%
> Consensus 11/2013	3.3%	2.3%	3.5%	3.6%	3.7%	3.9%
Difference	2.0%	-1.3%	-0.6%	-0.4%	-0.5%	-0.3%
Non-Farm Proprietors' Income						
> Consensus 4/2013	5.5%	5.4%	6.5%	5.6%	4.4%	3.0%
> Consensus 11/2013	7.6%	6.4%	5.3%	4.9%	4.5%	3.3%
Difference	2.1%	1.0%	-1.2%	-0.7%	0.1%	0.3%
Dividends, Interest and Rent						
> Consensus 4/2013	5.6%	4.9%	5.9%	4.2%	4.6%	7.9%
> Consensus 11/2013	5.6%	4.7%	6.8%	5.0%	5.9%	8.4%
Difference	0.0%	-0.2%	0.9%	0.8%	1.3%	0.5%
Transfer Payments						
> Consensus 4/2013	5.0%	3.8%	5.5%	4.1%	4.5%	3.9%
> Consensus 11/2013	1.6%	3.2%	5.3%	4.0%	4.6%	3.8%
Difference	-3.4%	-0.6%	-0.2%	-0.1%	0.1%	-0.1%
<b>• Consumer Price Index (Annual Percentage Change)</b>						
> Consensus 4/2013	2.1%	1.6%	1.7%	1.6%	1.8%	1.8%
> Consensus 11/2013	2.1%	1.5%	1.6%	1.7%	1.9%	1.9%
Difference	0.0%	-0.1%	-0.1%	0.1%	0.1%	0.1%
<b>• Before Tax Corporate Profits (Annual Percentage Change)</b>						
> Consensus 4/2013	16.1%	-3.3%	12.6%	-3.0%	-4.3%	-3.1%
> Consensus 11/2013	18.5%	1.3%	12.3%	0.8%	0.2%	-1.3%
Difference	2.4%	4.6%	-0.3%	3.8%	4.5%	1.8%

# 2013 Interim Legislative Studies and Committee Meetings

Updated October 29, 2013

Study/Committee	2013 Meetings Authorized	2013 Meetings Held	Scheduled Next Meeting Date(s)	Report Date	Chair(s)	Status/Notes
<b>NEW STUDIES</b>						
<b>Tax Expenditure Review Task Force</b> (LD 1509 - emergency; PL 2013, c. 368, Pt. S)	6	9/16/13 9/30/13 10/21/13	11/4/13 11/18/13 12/2/13	12/4/2013	Sen. Haskell & Rep. Goode	Appointments complete; conducting work.
<b>Commission to Study Long-term Care Facilities</b> (LD 986 - emergency; Resolve 2013, c. 78)	4	10/11/13 10/25/13	11/8/13 11/15/13	12/4/2013	Sen. Craven & Rep. Stuckey	Appointments complete; conducting work.
<b>Commission to Study the Incidence of and Mortality Related to Cancer</b> (LD 1574 - emergency; Resolve 2013, c. 77)	4	10/25/13	11/8/13 12/6/13	12/4/2013	Sen. Lachowicz & Rep. McGowen	Appointments complete; conducting work.
<b>Maine Health Exchange Advisory Committee</b> (Joint Order H.P. 1136, as amended by S-327)	4	9/23/13 10/21/13	11/18/13 12/2/13	12/4/2013 (preliminary report); 11/5/2014 (final report)	Sen. Craven & Rep. Treat	Appointments complete; conducting work.
<b>Commission to Study Transparency, Costs and Accountability of Health Care System Financing</b> (Joint Order H.P. 1123)	4	9/23/13 10/16/13	10/30/13 11/20/13	12/4/2013	Sen. Gratwick & Rep. Gattine	Appointments complete; conducting work.
<b>Criminal Code Revision Planning Committee</b> (Joint Order S.P. 31 as amended by S-326)	4		11/6/13	3/1/2014	Sen. Gerzofsky	Appointments complete.
<b>Nonprofit Tax Review Task Force</b> (LD 1509 - emergency; PL 2013, c. 368, Pt. AA)	4		10/30/13	12/1/2013	Commissioner of DAFS or designee	Appointments complete; staffed by DAFS.
<b>Forensic Mental Health Services Oversight Committee</b> (LD 1515 - emergency; PL 2013, c. 434, Sec. 12)	4		11/12/13	1/15/2014	Sen. Gerzofsky & Rep. Gattine	Appointments complete.
<b>Commission to Study the State Board of Corrections and the Unified County Corrections System</b> (Joint Order H.P. 1132 as amended by S-324)	6	9/20/13 10/4/13 10/18/13	11/1/13 11/15/13 11/22/13	12/4/2013	David Flanagan	Appointments complete; conducting work; staffed by non-legislative entity - ME County Commissioners Assoc. suggested.
<b>ON-GOING LEGISLATIVE STUDIES</b>						
<b>Legislative Youth Advisory Council</b> (3 MRSA section 168-B)	may hold 2 per year			2nd Friday in February in even numbered years		Appointments not completed.
<b>Right to Know Advisory Committee</b> (1 MRSA section 411)	4	7/24/13 10/3/13	11/12/13 12/10/13	1/15 annually	Sen. Valentino	Appointments complete; conducting work, including subcommittee meetings.
<b>Commission to Develop a Competitive Bidding Process for the Operation of Additional Casinos or Slot Machine Facilities</b> (PL 2011, c. 699)	6	7/26/13 9/6/13 10/24/13		2/15/2014	Sen. Patrick & Rep. Luchini	Meetings concluded; report in progress; OPLA staffing with DAFS providing administrative support.
<b>Citizen Trade Policy Commission</b> (10 MRSA section 11)	at least 2 per year	3/22/13 4/26/13 5/24/13 7/1/13 9/19/13	11/15/13	annually	Sen. Jackson & Rep. Treat	Appointments complete; conducting work.

# 2013 Interim Legislative Studies and Committee Meetings

Updated October 29, 2013

Study/Committee	2013 Meetings Authorized	2013 Meetings Held	Scheduled Next Meeting Date(s)	Report Date	Chair(s)	Status Notes
<b>AUTHORIZED COMMITTEE MEETINGS</b>						
AFA (range of issues)	monthly or as necessary (3 MRSA section 522)	8/13/13 8/22/13 10/2/13 10/8/13	11/13/13 12/12/13 (tentative)	n/a	Sen. Hill & Rep. Rotundo	AFA has 90 CO bills.
ACF (update from DACF regarding merger; review Outcome-based Forestry report and annual report of Board of Agriculture)	1		11/22/13	n/a	Sen. Jackson & Rep. Dill	ACF has 6 CO bills. This meeting was authorized 9/25/13.
CJPS (discuss CO LDs 222, 297, 502, 662, 1513; monitor Gov. task force on rangers carrying firearms; monitor coordinated jail system changes)	3	9/25/13		n/a	Sen. Gerzofsky & Rep. Dion	CJPS has 7 CO bills; will be discussing 5.
EDU (EPS review; review college and career readiness of Maine students)	5	7/31/13 8/1/13 10/8/13 10/29/13		n/a	Sen. Millett & Rep. MacDonald	EDU has 7 CO bills.
ENR (solid waste management issues, LDs 694, 907, 1363, and CO LD 1483; and 9/20 GOC letter - Subcommittee of 5 ENR members)	5	10/2/13 10/16/13	10/31/13	n/a	Sen. Boyle & Rep. Welsh	ENR has 4 CO bills; will be discussing 1.
EUT (Renewable energy policy: CO LDs 795, 1085, 1146, 1252, 1403, 1456, 1507)	5	9/20/2013 10/21/13		n/a	Sen. Cleveland & Rep. Hobbins	EUT has 21 CO bills; will be discussing 7.
HHS (range of issues, including budget and emerging and developing issues)	3	9/11/13 10/29/13	12/10/13	n/a	Sen. Craven & Rep. Farnsworth	HHS has 9 CO bills.
IFS (range of issues)	2			n/a	Sen. Gratwick & Rep. Treat	IFS has 9 CO bills.
MAR (elver fishing issues, CO LD 1397)	2			n/a	Sen. Johnson & Rep. Kumiega	MAR has 3 CO bills; will be discussing 1
MWEF (a number of issues related to workforce, downtown revitalization and small business development)	4	9/17/13 10/1/13 10/22/13	11/7/13	n/a	Sen. Valentino & Rep. Berry	MWEF has 1 CO bill.
SLG (discontinued and abandoned roads, LD 1273 and CO LD 1177 - Subcommittee of 4 SLG members)	3	9/27/13 10/18/13	11/1/13 12/13/13	n/a	Sen. Lachowicz & Rep. Graham	SLG has 6 CO bills; will be discussing 1.
VLA (wholesale spirits contract RFP; update on competitive bidding process for casinos; update on transfer of liquor and licensing from DPS to DAFS)	1		10/30/13	n/a	Sen. Tuttle & Rep. Luchini	VLA has 11 CO bills.

**Legislative Council Actions  
Taken by Ballot Since the  
August 28, 2013 Council Meeting**

**Legislative Council Decisions:**

That the Legislative Council exempt the legislative study contained in LD 1515: "An Act to Increase the Availability of Mental Health Services" from the Study Table established under Joint Rule 353 (10).

Motion by: Representative Mark Eves  
Second by: Senator Justin Alfond  
Approved: August 29, 2013                      Vote: 10-0 in favor

That the Legislative Council approve the request by the Maine State Police to serve food, buffet-style, to its troopers in the Hall of Flags as part of a formal inspection of its Central Division on or about noon on October 8, 2013.

Motion by: Representative Mark Eves  
Second by: Senator Justin Alfond  
Approved: September 24, 2013                      Vote: 10-0 in favor

That pursuant to Joint Rule 353 (6), the Legislative Council authorizes and directs Legislative Council staff to provide sufficient staff resources to the Commission to Develop a Competitive Bidding Process for the Operation of Additional Casinos or Slot Machines in the State for the remainder of its authorized meetings, in light of the inability of the Department of Administration and Financial Services to provide such staffing.

Motion by: Senator Justin Alfond  
Second by: Representative Mark Eves  
Approved: September 27, 2013                      Vote: 10-0 in favor



**Legislative Council Meeting**  
**October 30, 2013**

**Procedures for Review of Legislative Bill Requests for**  
**Second Regular Session of the 126<sup>th</sup> Legislature**

**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 Legislative Council's Rules of Procedure for the 126<sup>th</sup> Legislature, any action of the Legislative Council requires the affirmative vote of at least 6 members.
3. Under Rule 203 of the Joint Rules of the 126<sup>th</sup> 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 will be made by the presiding officers outside of this meeting.

**Suggested Protocol for deciding legislative bill requests**

- A. The Legislative Council will review bill requests alphabetically by policy area. An exception to this order of review may 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). Also for procedural consistency, unless otherwise stated, each motion is presumed to have been made by the vice-chair of the Legislative Council, seconded by the chair.
- C. In order to review all legislative requests in a timely manner, voting will be by electronic vote or a show of hands, with each Council Member's vote on each bill being recorded. The record of each vote will be made available by the Office of the Executive Director 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 unanimous vote of the Legislative Council.

- 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 members of the Legislative Council and its staff. Discussion of a bill request among Legislative 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 if an appeal is filed in a timely manner. 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 as being either 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.

**RENEWED MEMORANDUM OF UNDERSTANDING AND  
LIMITED LICENSE AGREEMENT  
BETWEEN  
MAINE PUBLIC BROADCASTING NETWORK  
AND  
MAINE LEGISLATIVE COUNCIL**

Whereas, the Maine Legislative Council ("Legislative Council") and Maine Public Broadcasting Network ("MPBN") have discussed the public benefits of televising legislative proceedings on a free over-the-air channel devoted to covering the proceedings of the Maine Legislature during a 6-month pilot program;

Whereas, the Maine Legislature currently broadcasts the legislative sessions of the Maine Senate and the House of Representatives by video and audio streaming them over the Internet using legislative facilities, equipment and networks;

Whereas, the Maine Legislative Council desires that certain legislative proceedings be televised so they may be viewed by as wide an audience as possible for the benefit of the residents of Maine;

Whereas, Maine Public Broadcasting Network and the Maine Legislative Council first entered into a Memorandum of Understanding in January 2013 that resulted in Maine Public Broadcasting Network broadcasting legislative proceedings on a pilot basis during the 1<sup>st</sup> Regular Session of the 126<sup>th</sup> Legislature at no cost to the Maine Legislature or to television viewers;

Whereas, the parties now desire to enter into a new Memorandum of Understanding that will result in MPBN continuing to televise legislative proceedings for the 2<sup>nd</sup> Regular Session of the 126<sup>th</sup> Legislature; and

Whereas, the Maine Legislative Council and Maine Public Broadcasting Network agree to collaborate to achieve the purposes of this Agreement and agree that the intent of this Agreement is to ensure that MPBN programming gives television viewers an accurate, impartial and unedited view of the flow, content and conduct of legislative proceedings;

Now, therefore, the Maine Legislative Council grants permission to MPBN to install certain broadcasting equipment in legislative areas and to televise the proceedings of the Maine Legislature on an over-the-air television channel subject to the following conditions:

1. Quality of the Legislative Broadcasts. MPBN has assessed the quality of video broadcasts of the House and Senate proceedings and has determined that they are suitable for its over the air use. The cameras in the Senate Chamber support high definition resolution video although downstream broadcast equipment would need to be upgraded or replaced to support high definition resolution broadcasting. The cameras in the House Chamber do not support high definition resolution video. The Legislative Council will use its best efforts to upgrade, within existing resources and using existing video equipment, the broadcast quality of the video feeds from cameras in the Senate from standard to high

definition resolution. The Legislative Council will provide those video transmissions of the Senate and the House to MPBN. The Legislative Council will take reasonable measures to provide broadcast quality transmissions of the legislative proceedings from its equipment and feeds to MPBN but is not obligated to purchase equipment or make any improvements or operational modifications if MPBN later determines that the transmission quality becomes undesirable. The Legislative Council will provide MPBN access to the Senate and House video feeds from the point of the media closet located in the Welcome Center to offices MPBN currently leases in the Cross Building.

2. Televising Legislative Proceedings. MPBN will provide an over-the-air digital channel devoted to televising proceedings of the Maine Legislature and such channel shall be referred to as the "Maine Capitol Connection Channel." Each broadcast must state prominently that the Maine Capitol Connection Channel is a collaborative project of the Maine Legislature and MPBN. Furthermore, the parties have determined that agreement on operating protocols and procedures is essential to the success of this pilot program and MPBN agrees to comply with the provisions contained in Attachment A, which is attached and made a part of this Agreement.
3. Timing of the Legislative Broadcasts. Maine Public Broadcasting Network will strive to televise the legislative proceedings as they occur but may delay or rebroadcast them at other times as MPBN deems appropriate for the convenience of television viewers.
4. Content and Format of the Legislative Broadcasts. The Legislature shall retain complete control over the content of the House and Senate video feeds and audio feeds; however, MPBN will exercise appropriate editorial control over the Maine Capitol Connection Channel broadcasts consistent with the terms of this Agreement, including Attachment A.
5. Recording, Preserving and Archiving. MPBN will maintain the recorded coverage on a daily basis for a 24 hour period, but will not maintain a permanent archival record of the broadcasts made during the period of this Agreement without the express written consent of the Legislative Council. MPBN may record legislative proceedings for the purpose of rebroadcasts of such content by MPBN.
6. Equipment Maintenance and Insurances. With the exception of legislative cameras that are installed in the House and Senate chambers and legislative sound equipment, MPBN will provide all equipment, including without limitation cameras and studio equipment, necessary for Maine Capitol Connection Channel broadcasts and agrees to maintain them in good working order. MPBN will maintain in force adequate general liability insurance for activities relating to Maine Capitol Connection at all times during the period of this Agreement. Access to maintain, service or repair such equipment is authorized subject to approval by the Director of Legislative Information Technology and is limited to MPBN employees authorized by the Executive Director of the Legislative Council in accordance with established building security protocols. When access to the State House or the Cross Building is necessary outside of regular business hours for equipment repairs, it must be arranged through the State's Building Control Center, upon the express approval of the Director of Legislative Information Technology.

7. Termination of License. This Agreement becomes effective upon approval of the Legislative Council and execution of this Agreement by both parties and remains in effect through the second regular session unless terminated earlier in accordance with this Agreement. This Agreement supersedes the Memorandum of Understanding entered into by the parties on January 29, 2013.

If at any time, the Legislative Council or the presiding officer of the House or the Senate chooses to interrupt a legislative broadcast, the council or the presiding officer may do so without prior notice and for whatever reason deemed appropriate. However, if the Legislative Council decides to cease televising the legislative broadcasts altogether, it agrees to do so only after forty-five (45) days written notice to MPBN.

If at any time MPBN chooses not to transmit the legislative broadcasts in accordance with this license, it may cease transmissions and disconnect and remove its equipment only after providing forty-five (45) days written notice to the Legislative Council. Removal of its equipment will be at MPBN's expense.

8. Limitations to Scope of License. This Agreement authorizes the installation of certain equipment on legislative property and the transmission of the legislative proceedings in accordance with the terms herein and does not and may not be interpreted to grant by implication any further rights or privileges, including, but not limited to, any intellectual property rights in legislative broadcasts.

MPBN may not transfer this Agreement and limited license to any other person or entity without written approval of the Legislative Council. This limited license is nonexclusive and the Legislative Council and the Legislature retain the right at all times to grant any other entity the same or similar license or any other licenses or authorizations without limitation.

9. Installation of Equipment. MPBN may install and operate broadcasting and directly-related equipment in specified areas in the State House and Cross Building for the period of this Agreement only. All such equipment, except for equipment installed in MPBN-leased offices in the State House Press Corps suite, must be identified in Attachment B-1 of this Agreement. Installation and maintenance of cameras and other equipment, other than those housed inside Rooms 168 and 176 in the State House Press Corps suite and inside Room 104 of the Cross Building, must be accomplished under the supervision of the Director of Legislative Information Technology and must be in a manner that is compatible with and does not: disrupt or damage legislative equipment, transmissions or areas; disrupt the historic or architectural integrity of any such room or area; or disrupt the proceedings or functions of the legislature. Further, such installation must allow for installation of legislatively-controlled video kill switches, so-called, in legislatively-controlled areas of the Cross Building and the State House.

MPBN is responsible for all costs of its equipment, including its installation, maintenance, repair, replacement and use. MPBN may not access, connect to, move, disconnect, disrupt, alter, tamper with or use legislative wiring, equipment, software or facilities except with the express approval of the Director or the Executive Director of the Legislative Council. Furthermore, MPBN may not arrange for or allow access by any person not an employee of

MPBN, including contractors, to any legislative facility, equipment, software or wiring without such express approval of the Director or the Executive Director. Installation of wiring and equipment in Room 104 and in the corridor leading to Room 104 must in compliance with all applicable building and electrical codes and be accomplished under the supervision of the Director of Property Management, DAFS. MPBN may not access, connect to, move, disconnect, disrupt, alter, tamper with or use State wiring, equipment, software or facilities in the Cross Building not under the control of the Legislative Council except with the express approval of the Director of Property Management.

Any such violation of these provisions is grounds for immediate termination of this Agreement.

10. Cooperation with Others. MPBN agrees to work with cable television providers in the state for the purposes of broadcasting legislative proceedings over cable television networks in addition to the over-the-air broadcasts by MPBN. MPBN agrees to offer access to the video and audio feeds to cable television providers and local access television channels. MPBN agrees not to charge local access television, cable providers or cable television viewers for such access, use or viewing during the term of this Agreement. MPBN agrees to make available a portion of Room 104, Cross Building, a state-owned facility, to other news organizations and Legislators at reasonable times and for reasonable duration for the purpose of holding and reporting on news conferences related to legislative and other governmental activities. Such availability must be identified on a schedule developed and posted by MPBN and must be on a first-come, first served basis, and MPBN may not charge for such use.
11. MPBN Rights to Capitol Connection Designations. MPBN owns, solely and exclusively, all right, title and interest in and to the designations "Maine Capitol Connection" and "Maine Capitol Connection Channel" (the "MCC Marks"), including without limitation: all trademark rights, trade name rights, service mark rights and any other intellectual property rights embodied therein, and all good will associated with the MCC Marks.
12. Parties. The parties to this Agreement and the parties' contact information are as follows.

Maine Public Broadcasting Network maintains its headquarters in Lewiston, Maine with a mailing address of:

Maine Public Broadcasting Network  
C/o Mark Vogelzang, President & CEO  
1450 Lisbon Street  
Lewiston, ME 04340  
Tel: (207) 783-9101  
Email: mvogelzang@mpbn.net

The Legislative Council is a branch of Maine State Government in Augusta, Maine with a mailing address of:

Maine Legislative Council  
c/o Office of the Executive Director

115 State House Station  
Augusta, ME 04333-0115  
Tel: (207) 287-1615

The authorized representative of the Legislative Council for the purposes of administering the Agreement in accordance with the terms and conditions herein is:

David E. Boulter, Executive Director of the Legislative Council  
Tel: (207) 287-1615, Fax: (207) 287-1621  
E-Mail: [david.boulter@legislature.maine.gov](mailto:david.boulter@legislature.maine.gov)

13. Points of Contact in the Chambers. The House of Representatives contacts are: Millicent MacFarland, Clerk of the House (primary); and Robert Hunt, Ass't. Clerk of the House (secondary), telephone (207) 287-1400, and the Senate contacts are: Darek Grant, Secretary of the Senate (primary); and Joy O'Brien, Ass't. Secretary of the Senate (secondary), telephone (207) 287-1540.

14. Conflicts with law or rule. Nothing in this Agreement shall supersede any federal or state law or legislative rule.

This Agreement consisting of thirteen (13) pages including attachments is entered into by Maine Public Broadcasting Network and the Legislative Council on this 30<sup>th</sup> day of October, 2013.

By: \_\_\_\_\_  
Mark Vogelzang, President & CEO  
Maine Public Broadcasting Network

By: \_\_\_\_\_  
David E. Boulter, Executive Director  
Maine Legislative Council

Attachments (A, B & C)

## Attachment A

### Operating Protocols and Procedures

#### Guiding Principle and Agreement:

MPBN will strive to present “gavel-to-gavel” coverage of legislative proceedings without editorial content so as to accurately present what is seen and heard by a visitor to the Senate or House chamber gallery during a legislative session or a legislative committee room during a legislative hearing or work session. MPBN agrees to abide by the following protocols and procedures when broadcasting or recording the proceedings of the Maine Legislature.

#### A. Programming Parameters

1. MPBN will demonstrate to the satisfaction of the Legislative Council its technical capacity to produce high quality video coverage of the Maine Legislature before transmitting such coverage for the first time during the 2<sup>nd</sup> regular session of the 126<sup>th</sup> Legislature.
2. The Managing Editor is MPBN’s onsite Supervisor. The Managing Editor will make the day-to-day decisions about what events to broadcast and the extent of those broadcasts.
3. The board of directors and officers of MPBN will not make day-to-day decisions about what events to broadcast or the extent of those broadcasts as provided in MPBN’s Board of Trustees’ policy on editorial integrity adopted in 1998 that protects journalistic integrity of individual programs and series from inappropriate influences.
4. When the Senate and the House of Representatives are in session at the same time, the Managing Editor will decide which will be broadcast live and which will be recorded for later broadcast.
5. MPBN will abide by its “Guiding Principles of MMC,” as described in Attachment C, attached, to the extent it is not inconsistent with and does not conflict with the provisions of this Agreement.

#### B. Recording Notification and Parameters

1. The Managing Editor will provide to each member of the Legislative Council, the Executive Director of the Legislative Council, the Clerk of the House and the Secretary of the Senate, a tentative weekly schedule of the legislative sessions, public hearings and work sessions and any other legislative proceedings it intends to cover during the following week. Should the legislative schedule change or the Managing Editor make a change to the broadcasting schedule, MPBN will provide a revised notice if MPBN’s programming is to be changed no later than the evening before the session or meeting or as soon as practical after the change is published.
2. If MPBN wants to broadcast a chamber session, public hearing or work session that it had not previously scheduled, it may do so upon notification to the presiding officers or committee chairs, as applicable, and reasonable notice to the Executive Director of the



Legislative Council, Secretary of the Senate and the Clerk of the House.

For each committee proceeding to be covered by MPBN except public proceedings of the Joint Standing Committee on Appropriations and Financial Affairs in whose room cameras will remain for the session, the Managing Editor will notify the clerk of the committee and upon such notification the committee clerk will be responsible for arranging for a notice to be posted at the door to the committee stating that the proceeding is being covered by MPBN for television broadcast. The notice must be posted well before the start of the proceeding but in any event no later than 15 minutes prior to the scheduled start of the meeting.

3. Prior to the start of a committee hearing or work session, the Managing Editor will notify the committee chairs and staff if a hearing will be broadcasted or recorded.
4. MPBN will broadcast or record proceedings only after the presiding officer or presiding committee chair gavels the session, hearing or work session to order and only until the presiding officer or presiding committee chair adjourns or recesses the chamber session, hearing or work session. Low-level "background" audio may not be broadcast or recorded. Signal transmission must terminate immediately after the proceedings are adjourned or recessed; only background audio may be covered and video coverage must be limited to a general view of the room without close-up shots until such termination is completed.
5. The presiding officer or presiding committee chair may direct the immediate termination of a broadcast without prior notice in the event of an emergency or if a person in attendance poses a risk of harm to those present.

C. Broadcast Content

1. During the term of this Agreement, MPBN anticipates that it will provide coverage of the proceedings of many or all of the joint standing and joint select committees of the Legislature, upon prior notice as provided under paragraphs B (1) and (2) above, using temporary cameras that will be removed following coverage of each proceeding.
2. The Managing Editor will attempt to provide equal coverage of Senate and House sessions and, to the greatest extent possible, committee action.
3. If a chamber or committee recesses or adjourns, MPBN will attempt to identify the procedural status of the chamber or committee (e.g., "The committee is at ease in order to caucus"). During these times of recess, MPBN's broadcast, to the greatest extent possible, will default to a wide angle camera shot of the chamber or the angle used by the Legislature's cameras.
4. The Managing Editor will not broadcast any activities not produced or authorized by MPBN.
5. Broadcasts are expected to show proceedings "gavel to gavel." Should on-air time not allow for complete coverage of a proceeding, to the greatest extent possible, the entire proceeding must be available for later broadcast. If the Managing Editor decides to break

away from an on-going proceeding, MPBN will inform television viewers, either through a voice over or through on-air graphics, that the remainder of proceeding may be seen at another time specified. If broadcast of the full proceeding is not possible, MPBN, at its discretion, may broadcast a portion of the public hearing or work session provided any legislative measure that is the subject of the hearing or work session is broadcast in its entirety.

6. Recordings or broadcasts are limited to proceedings of the full committee or the Senate or the House while they are in session. MPBN will not interview or record or broadcast remarks or statements from any person in the chambers or any committee room at any time except those remarks or statements made as part of the formal legislative proceeding or the formal Caucus "response" to a State of the State address.
7. To the extent feasible, the Clerk of the House or the Clerk's designee will arrange for the microphone at the Speaker's rostrum in the House Chamber to remain on during the singing of the National Anthem and delivery of the prayer at the start of each House session and a microphone in the House Gallery to be placed and remain on during any musical performance held during a House session.

D. Cameras & Sound Equipment

1. During the term of this Agreement, cameras and related equipment may not be permanently installed except that MPBN may place and maintain up to three standard or "robotic" cameras in Room 228 and up to two co-located cameras in the State House Welcome Center for the period 45 calendar days prior to the convening of the Second Regular Session to three days following adjournment sine die of that session. MPBN intends to use the video feeds from the House and Senate; it does not intend to place additional cameras in the chambers. If it does seek to place cameras in a chamber, it must notify the Senate President and the Senate Secretary or the House Speaker and the House Clerk, as applicable. Cameras must be placed in a location and manner that is unobtrusive, will not be disruptive of the proceeding, and will not create a safety hazard or interfere with seating or ingress or egress. Placement of cameras is subject to approval by the Senate Secretary for the Senate chamber, Clerk of the House for the House chamber, Executive Director of the Legislative Council and presiding committee chair for committee rooms and the Executive Director for all other rooms. MPBN and the Executive Director will discuss and agree upon, in advance of any broadcasts, suitable locations for placement of cameras in committee rooms.
2. The focal-length range of the cameras lens used in the committee room must be sufficient to provide for proper framing of each member or other person speaking. Cameras must be silent in motion and not require lighting that interferes with the proceedings in any way or noticeably increases the room temperature.
3. MPBN will use the legislature's sound system to record or broadcast audio of the legislative proceedings in the chambers and committee rooms. If an additional microphone is needed to amplify audience comments during a news conference in the Welcome Center, MPBN may place a single microphone on a floor stand for the duration of the news conference, after which it must be removed.

E. Camera Shot & Audio Selection

1. Cameras must focus only on speakers recognized by the presiding officer or presiding committee chair. Camera shot selection must accurately convey the proceeding as it transpires. Close-ups shots will be limited to speakers recognized by the presiding officer or committee chair.
2. To the greatest extent possible, MPBN will avoid sensational or dramatic camera shots and extreme close-up shots. MPBN will not make any editorial attempt to explain, interpret or in any way add context to legislative proceedings by showing reactions of legislators, staff or other persons to legislation or statements made during such proceedings.
3. To the greatest extent possible, MPBN will avoid camera shots in which materials on legislators' or legislative staff's desks or electronic devices are discernible.
4. MPBN will avoid any audio or video broadcast or recording that MPBN considers, using its best judgment, to be sensational, inflammatory, inappropriate or invasive to personal or private materials or communications.
5. To the greatest extent possible, MPBN will not focus audio or video coverage on a person who has not been recognized at that time by the presiding officer or committee chair.
6. The video must default to a display of a wide angle view whenever the chamber or a committee is in recess. When the cameras are not broadcasting or recording in the committee room, they must be angled toward the floor or a wall.

F. Keyed Information and Graphics

1. At the beginning of the session or committee hearing or work session, the full name of the legislative body or committee will be displayed onscreen so it may be easily read by viewers. To the greatest extent possible, MPBN will inform viewers periodically during a broadcast that Legislators may be absent from the chamber or committee room due to their other legislative responsibilities and committee assignments.
2. During committee hearings or work sessions, the committee name and date of the hearing or work session will be identified through the use of a lower-third key, crawl or full-screen graphic. This information must appear on screen periodically, if not continually.
3. Legislators will be identified by name, party affiliation, town of residence (for State Representatives) and county of residence (for State Senators) when they speak. When speaking, the House Speaker, Senate President and majority and minority leaders will also be identified by their Legislative Leadership title. In committee proceedings, committee members will be identified in the same manner.
4. Legislative staff who participate in the proceeding will be identified by their position title.
5. The name and affiliation, if any, of those persons who testify at committee proceedings will be identified onscreen whenever possible. The Managing Editor and the Legislative Council

will collaborate to identify the best way to collect and relay this information.

6. When legislation is being heard in committee, the bill number and short title will be identified and displayed onscreen periodically, if not continually, to remind viewers of the issue under consideration. When practicable, the prime sponsor of such legislation will be identified when the bill is presented.
7. During voting, the bill number and short title will be displayed to the maximum extent possible. If the short title does not adequately describe the measure under consideration, MPBN will display additional information onscreen or through a voice over to explain the vote being taken. In order to facilitate the identification of the measure, the Clerk of the House and the Secretary of the Senate will use their best efforts, within existing resources, to provide MPBN with a digital feed of the information displayed on the voting board during legislative consideration of a measure.
8. To the maximum extent possible, MPBN will display committee votes on legislation and votes in the chamber, and may display a clearly-readable camera shot of the chamber voting boards when a vote is taken.
9. Pre-produced crawls or full-screen graphics will be prepared to explain how viewers may obtain more information (including the Legislature's website address), and explain frequently used terms, e.g., caucus, divided report, indefinitely postponed, recede and concur and point of order. The crawls or graphics will be introduced at appropriate times during broadcast or recording of the proceeding and will be also shown during breaks in floor action.
10. At the conclusion of each committee proceeding that has been recorded or broadcast, the full name of the committee and date of the hearing will be identified. To the greatest extent possible, a summary of the bills considered and legislative action taken by the committee will also be displayed.
11. MPBN will identify to viewers whether an event is being broadcast live or recorded.
12. Correct identification of speakers and issues is crucial to increasing public understanding of the legislative process. Identifying speakers, including legislators and persons testifying, and keeping track of bills will require diligence by MPBN, and MPBN is responsible for ensuring sufficient quality control measures to accomplish such timely identification.

G. Program Editing

1. Once MPBN begins coverage of one chamber, it will continue the recording or broadcasting, to the greatest extent possible, until that body adjourns or recesses.
2. If the chamber is at ease, MPBN will remain with that chamber, to the greatest extent possible, until it adjourns or recesses.
3. Original recorded or live floor action or legislative hearings or work sessions may not be edited except to the extent they are required by law to be edited (e.g., emergencies or use

of profane language).

4. Rebroadcast floor action or legislative hearings or work sessions may be edited as long as the consideration of a legislative measure is presented in its entirety and notice of such editing is given to viewers.
5. Rebroadcast material will be aired, to the greatest extent possible, with current bill status and the actual date on which the floor action or legislative hearing or work session occurred being displayed on screen.
6. To ensure viewers receive an accurate view of the flow, content and conduct of floor action or legislative hearings or work sessions, MPBN shall exercise its best judgment in determining the period during which that material will be rebroadcast.

H. Voice Over

MPBN may provide a "live" voice over operator to explain terms and other general information during proceedings, such as procedural motions. MPBN will not make editorial comments about the proceeding or the matters that are subject to the proceedings but provide a voice over solely to educate the public about the legislative process and the role of the participants.

I. Non-Partisan Nature

Programming will be complete, balanced, and fair without regard to political parties, partisanship or ideology. MPBN coverage of legislative proceedings and deliberations will be unedited except as specified in this Agreement. MPBN will accurately broadcast the proceedings and deliberations to the viewers, and MPBN will not editorialize on such deliberations or proceedings.

J. Use of MPBN Material

MPBN broadcasts of legislative proceedings under this Agreement and any reuse of such broadcasts may not be used for commercial, political, political campaigns, lobbying or partisan purposes, and MPBN agrees to so note in its broadcasts or other dissemination of the proceedings. However, MPBN may allow rebroadcasts of excerpts of its broadcasts by bona fide news organizations provided MPBN is credited as the source of the content.

K. Modifications

During the term of this Agreement, the Legislative Council reserves its rights to supplement or modify the provisions contained in this Attachment after prior consultation with MPBN. Any such supplement or modification must be in writing and approved by the Legislative Council.

**Attachment B-1 (NOTE: NEED UPDATED LIST)**

**Listing of Equipment, Function, Location and Date of Installation**

**A. Joint Standing Committee on Appropriations & Financial Affairs, Room 228, State House**

2 – Sony Camcorders Handycam located rear of room mounted on wall using woodworking clamps with power supplies.

1 – LDK700 Phillips Camera, Vinten 8 head on a Miller support (high-hat), and Sony AC adapter power supply. Located on top of bookcase positioned south of Committee Chairs.

~~To be installed (future, subject to approval) – Video Kill Switch with indicator~~

**B. Media Closet in State House Welcome Center**

Nvision equipment rack located top of video patch rack with dual power supplies

Internal SDN/R09 dual SDI distribution amplifiers for ability to feed Senate and House Video to Welcome Center TV if desired by Legislative Counsel.

Attached to NVision Rack

1 – Analog to SDI video and audio embedder from Black Magic Design with power supply to prepare Senate House feed.

1 – SDI audio embedder to prepare House video feed. Black Magic Design

1 – SDI to HDMI converter located left of door way to feed MCC channel to Welcome Center TV. Black Magic Design

**C. Future equipment (subject to approval)**

~~1 – Video kill switch chassis (homemade) for Appropriations committee room cameras~~

2 – SDI to HDMI converters Black Magic Design for converting House and Senate feeds for Legislature's television in Welcome Center

**Installation Date:** week of January 28, 2013

## Attachment C

### MPBN's Guiding Principles for Maine Capitol Connection Channel

The Maine Capitol Connection Channel ("MCC") will use its best efforts to:

provide programming that is fair, accurate, balanced and without regard to partisanship or ideology and advances the knowledge Maine citizens have of their government. MCC coverage is intended to offer viewers access to the deliberations of their government;

provide programming which will be scheduled by the Managing Editor in a manner that recognizes the role of timeliness in the value of information. Programming with content which does not lose value through immediacy may be delayed and replayed;

provide programming and scheduling of telecasts which will reflect a variety of possible subject matter and deliberating bodies. Balance shall also reflect the importance of covering issues of interest to particular geographic areas; and

provide programming and scheduling consistent with MCC's mission with the understanding that MCC's resources are limited. Programming will be consistent with the standards of MPBN, with its Managing Editor making day-to-day programming decisions.

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Paul R. LePage  
Governor

STATE OF MAINE  
*Department of Public Safety*  
**Bureau of Capitol Police**  
State House Station  
Augusta, Maine  
04333-0068

EXECUTIVE DIRECTOR'S  
OFFICE

2013 OCT 24 P 12:04



John E. Morris  
Commissioner

Russell J. Gauvin  
Chief of Police

October 18, 2013

Maine Legislative Council  
C/O Mr. David Boulter, Executive Director  
115 State House Station  
Augusta, Maine 04333-0115

RE: Operation Vigilant Guard

Dear Council Members:

The Maine National Guard in conjunction with the Maine Emergency Management Agency are conducting an expansive series of exercises across Maine in early November to test and train the ability of First Responders to handle a variety of emergency situations. One of the exercises they would like to conduct involves the Capitol complex and they would like to include the State House. They hope to use space in the State House on November 5<sup>th</sup>, from about 5:00 PM until around 9:00 PM, in order to test and train responders to a simulated emergency in and around the State House. We already have permission to use some space in other nearby buildings. Some of the agencies being tested and trained are Capitol Police, Augusta Police and Fire, various units of the State Police, other local emergency responders, the National Guard and others.

The full details of the situation being tested will not be unveiled until the event is in progress in order to ensure as realistic a measure of the response as is possible given the circumstances. One area we hope to test is a simulated evacuation of the State House and Cross Buildings. This will not be a fire alarm type evacuation, but one more directed by emergency responders in response to a hypothetical crisis situation. The events are intentionally being planned to begin around the normal closing time of the State House, and other area buildings, so as to have the least impact as possible on normal State operations.

We are looking for permission to use the entryway, hallways and a room or two on an upper floor in the State House for this event. The drill situation will be done at slow speed with emergency responders either in regular uniform or dressed in casual training clothing with reflective vests. We will not be testing the actual timeliness or tactical response plans with this drill. Our plan is to do a walk through exercise testing communications, unified command structure, and other logistic type issues. Other than the presence of a large number of emergency

Office located at: Room 111, Cross State Office Building, 111 Sewall St., Augusta, ME 04333-0068

Voice: (207) 287-HELP (4357)

Email: [CapitolPolice@maine.gov](mailto:CapitolPolice@maine.gov)

TTY: (207) 287-4478

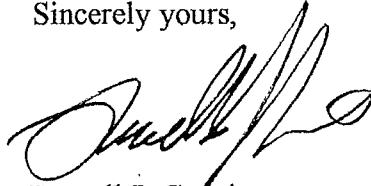


responders on the complex, there will be no aggressive law enforcement actions or other activities that might raise concerns of the public, employees or staff. There will be signs and personnel specifically dedicated to informing people that a training exercise is in progress and that there is no real emergency taking place.

I apologize for the late timing of this request. The events have been in the planning process for some time, but we were not sure that Operation Vigilant Guard overall would be a go until the Federal shutdown was resolved. As I mentioned, we have permission to use other buildings in the Capitol Area for this exercise, but including the use of the State House for this exercise would certainly increase the knowledge base of first responders should a real emergency event occur here in the future.

Thank you for your consideration of this request. I would be happy to answer any questions you may have about this exercise.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Russell J. Gavin", written in a cursive style.

Russell J. Gavin  
Chief of Police

## MAINE DEVELOPMENT FOUNDATION

**To: David Boulter, Maine Legislature**

**From: Maggie Drummond-Bahl, Program Director, Maine Development Foundation**

**CC: Cheryl Miller, Interim President, Maine Development Foundation**

**October 23, 2013**

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As you know, we are preparing to host four legislative policy forums in January and February as part of the Policy Leaders Academy for 2014-2015. (We won't host the next bus tour until 2015.) Working with our partners at the Maine Health Access Foundation and the Maine Community Foundation, we have drafted proposed topics that we hope will be useful to the Legislature in their work during the coming session. We are also proposing a range of possible dates for the forums, and are holding space at the Senator Inn or the Bangor Savings Bank building (next door to the Senator on Western Avenue) for each of these dates.

This memo includes both the proposed policy forum content descriptions and the possible dates. Please let us know if these topics are appropriate and timely, and which dates would work best for the Legislature's schedule. We also welcome any policy suggestions if there are issues not reflected here that the Legislative Council would particularly like us to tackle, given the work they'll be doing this session.

- I. Proposed Legislative Forum Topics for 2014:** If you have any preference for what order these forums would be held on the calendar, please let us know.

### **The Health Insurance Marketplace: Connecting Maine People with Affordable Coverage**

*The Health Insurance Marketplace is a core piece of the Affordable Care Act that went live on October 1, 2013. This session will be a basic primer on how Maine's Health Insurance Marketplace works. Topics may include:*

- How does Maine's federally facilitated marketplace work and how does it compare to state-run marketplaces?
- Who and where are Maine's insurance marketplace "Navigators" and Certified Application Counselors and what do they do to help people enroll?
- How do brokers become certified to inform clients about products on the marketplace?
- Where can small businesses go for information?
- How does Enroll207 help Maine people connect to the federal marketplace and local enrollment support resources?
- What other outreach and enrollment activities are happening throughout the state?

### **The Demographic Imperative: Finding New Ways to Care for Maine's Aging Population**

*Maine is demographically the oldest state in the nation. Except for individuals with disabilities and other catastrophic events, most health care costs are concentrated in the services provided to Maine's oldest*

residents. Chief among these is the cost of Medicaid to support individuals in long term care facilities.

Presenters may cover the following:

- What is Maine's demographic profile and how does this influence overall health care spending as well as costs to the MaineCare program?
- What promising approaches are underway to maximize quality of life of Maine's elderly in their own communities and to minimize time in long term care facilities?
- What end-of-life care options, services, and counseling exist in Maine and how do they fit into the big picture of aging well in Maine?

### **The Demographic Imperative, Part II: Challenges & Opportunities of Maine's Aging Population**

*Maine's aging population also has implications – both good and bad- for our communities, our workforce, and our economy. The rural nature of our state presents transportation and service challenges for aging Mainers. However, older workers and retirees serving as community volunteers can provide added experience and manpower. Presenters will tackle the following questions and issues:*

- What are the implications of an overall older workforce for Maine employers? How can we take better advantage of this demographic in the workforce, and what are some best practices?
- How can Maine's rural communities better support the aging population? What examples can we drawn upon from other similarly rural states?
- What is the impact of retirees and older Mainers on our economy? How can we maximize that impact and harness the economic opportunity they present?

### **Entrepreneurs and Start-Ups: Harnessing the Power of Innovation in Maine People**

*Mainers are an enterprising bunch. All over the state, innovative people are starting small businesses and turning their ideas into commercial endeavors. Entrepreneurs and start-ups can and do create jobs, but many do not grow beyond small to mid-level employers. Our policies and programs can have an enormous impact on the success of these efforts. In this forum, we will explore:*

- What policies and programs exist in Maine to support entrepreneurs and start-ups? How are these programs working together, and where are the gaps?
- What specific challenges do start-ups face in Maine, and what are some of the solutions?
- What can we learn from other states' approaches to entrepreneurship? What are best practices?
- How can we support entrepreneurs and start-ups outside of policy and programs? Through the education system, or in our community structures, for example?

## **II. Possible Dates for Policy Forums (Please Choose Four Dates):**

Senator Inn & Spa: Tuesday January 14

Senator Inn & Spa: Thursday January 16

Bangor Savings Bank: Thursday, January 23

Senator Inn & Spa: Tuesday January 28

Senator Inn & Spa: Thursday January 30

Bangor Savings Bank: Tuesday, February 4

Bangor Savings Bank: Thursday, February 6

Senator Inn & Spa: Tuesday February 11

Senator Inn & Spa: Thursday February 13

**Timing:** These forums are planned as breakfast forums to ensure that they will coordinate with Legislators' schedules as much as possible. Each of the four sessions would be held from 7 AM – 8:45 AM. Food would be served at 7 AM, with presentations beginning at 7:30 AM, and time for Q&A following the presentations. Last year's forums were scheduled until 9 AM, but we noticed that we would begin losing audience before the close of the session, so we think 8:45 AM makes more sense for Legislators' schedules with caucus meetings, etc. Any suggestions related to time are welcome.

We thank you for your assistance in getting this information before the Legislative Council, and we are happy to answer any questions or concerns that either you or the Council may have. You can reach me directly at [mdrummond@mdf.org](mailto:mdrummond@mdf.org) or on my cell phone at 838-8658.

# MDF Potential Policy Forum Dates

(Pick 4 dates)

## January 2014

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1 New Year's Day	2	3	4
5	6	7	8	9	10	11
12	13	14 MDF Policy Forum	15	16 MDF Policy Forum	17	18
19	20 Martin Luther King Day	21	22	23 Legislative Council Meeting @ 1:30 PM MDF Policy Forum	24 Bill Reporting Deadline (COs)	25
26	27	28 MDF Policy Forum	29	30 MDF Policy Forum	31 Bill Reporting Deadline (COs)	

## February 2014

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4 MDF Policy Forum	5	6 MDF Policy Forum	7	8
9	10	11 MDF Policy Forum	12	13 MDF Policy Forum	14 Bill Reporting Deadline (60%)	15
16	17 Presidents' Day	18	19	20	21	22
23	24	25	26	27 Legislative Council Meeting @ 1:30 PM	28	

**Boulter, David**

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**From:** Rosen, Richard <Richard.Rosen@maine.gov>  
**Sent:** Tuesday, October 29, 2013 11:42 AM  
**To:** Boulter, David  
**Cc:** Schneider, William J  
**Subject:** OPM Part F Report & Legislative Council meeting

David-

When I presented the OPM Part F report to the Legislature's Appropriations Committee on October 2, I included the budget reduction targets we suggested for the voluntary participation from the Legislative branch and stated my understanding that the proposal would be included on the agenda of the October 30 meeting of the Legislative Council for their consideration.

If you have any questions or need additional information for tomorrow's meeting do not hesitate to contact me.

Best Regards,  
Richard

**Richard Rosen**  
Director,  
Governor's Office of Policy and Management  
31 State House Station  
Augusta, Me 04333-0181  
(207) 287-2872 office  
(207) 592-3564 cell

REP. MARK W. EVES  
CHAIR

SEN. JUSTIN L. ALFOND  
VICE-CHAIR

EXECUTIVE DIRECTOR  
DAVID E. BOULTER



126<sup>TH</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

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SEN. MICHAEL D. THIBODEAU  
SEN. ANNE M. HASKELL  
SEN. ROGER J. KATZ  
REP. SETH A. BERRY  
REP. KENNETH W. FREDETTE  
REP. JEFFREY M. MCCABE  
REP. ALEXANDER R. WILLETTE

**MEMO**

To: Members of the Legislative Council, 126<sup>th</sup> Legislature

From: Representative Mark W. Eves, Chair *m e*  
Legislative Council

Date: October 30, 2013

Re: Legislative Council Meeting Schedule for 2014

The schedule for Legislative Council meetings for calendar year 2014 is listed below for your planning purposes.

Thursday, January 23, 2014  
Thursday, February 27, 2014  
Thursday, March 27, 2014  
Thursday, April 24, 2014  
Thursday, May 22, 2014  
Thursday, June 26, 2014

Thursday, July 24, 2014  
Thursday, August 28, 2014  
Thursday, September 25, 2014  
Thursday, October 23, 2014  
Thursday, November 20, 2014  
Thursday, December 18, 2014

All Legislative Council meetings are scheduled for Thursdays, usually the fourth Thursday of each month in the Legislative Council Chamber, Room 334. Unless otherwise specified in the meeting notices, the meetings will begin at 1:30 P.M. I will make every reasonable effort to begin the meetings promptly at 1:30 so your timeliness at the meetings would be greatly appreciated. If you are unable to attend a meeting, please notify the Executive Director's Office as far in advance of the meeting as possible so a quorum of members can be assured. The Legislative Council agenda and packet will ordinarily be provided to members prior to each meeting.

Please call the Executive Director's Office if you have any questions or need additional information. Thank you.

Cc: Darek Grant, Secretary of the Senate  
Millicent MacFarland, Clerk of the House  
David Boulter, Executive Director of the Legislative Council  
Nonpartisan Office Directors



STATE OF MAINE  
OFFICE OF THE STATE AUDITOR EXECUTIVE DIRECTOR'S  
OFFICE

66 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0066

2013 OCT 15 A 8:18  
MARY GINGROW-SHAW, CPA  
DEPUTY STATE AUDITOR

POLA A. BUCKLEY, CPA, CISA  
STATE AUDITOR

TEL: (207) 624-6250  
FAX: (207) 624-6273

MICHAEL J. POULIN, CIA  
DIRECTOR OF AUDIT and ADMINISTRATION

October 11, 2013

Legislative Council Members  
Office of the Executive Director  
115 State House Station  
Augusta, ME 04333-0115

Dear Honorable Members of the Legislative Council,

In accordance with Title 5 MRSA § 243.9 *Single Audit* and federal regulations we are performing the Single Audit of the State of Maine for the year ending June 30, 2013. The Single Audit is an audit of the State's financial statements and major federal assistance programs. Professional standards require that we provide "those who are charged with governance" with the following information related to our audit. We would be happy to meet with you to discuss this information further.

**Our responsibilities under United States Generally Accepted Auditing Standards, Government Auditing Standards, and Office of Management and Budget (OMB) Circular A-133**

As stated in our engagement letter dated October 1, 2013, our responsibility, as described by professional standards, is to express opinions about whether the financial statements prepared by management with your oversight, are fairly presented, in all material respects, in conformity with United States generally accepted accounting principles. Our responsibility is to plan and perform the audit to obtain reasonable, but not absolute, assurance that the financial statements are free of material misstatement. Our audit of the financial statements does not relieve you or management of your responsibilities.

In planning and performing our audit, we will consider the State of Maine's internal control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinions on the financial statements and not to provide assurance on the internal control over financial reporting. We will also consider internal control over compliance with requirements that could have a direct and material effect on a major federal program in order to determine our auditing procedures for the purpose of expressing our opinion on compliance and to test and report on internal control over compliance in accordance with OMB Circular A-133.



As part of obtaining reasonable assurance about whether the State of Maine's financial statements are free of material misstatement, we will perform tests of its compliance with certain provisions of laws, regulations, contracts, and grants, noncompliance with which could have a direct and material effect on the determination of financial statements amounts. However, providing an opinion on compliance with those provisions is not an objective of our audit. Also, in accordance with OMB Circular A-133, we will examine, on a test basis, evidence about the State of Maine's compliance with the types of compliance requirements described in the United States OMB Circular A-133 Compliance Supplement applicable to each of its major federal programs for the purpose of expressing an opinion on the State of Maine's compliance with those requirements. While our audit will provide a reasonable basis for our opinion, it will not provide a legal determination on the State of Maine's compliance with those requirements.

Our responsibility for certain supplementary information accompanying the audited financial statements (combining statements, individual fund statements and schedules, and the schedule of expenditure of federal awards) is to evaluate the methods of measurement and presentation of this information and to report on whether the supplementary information is fairly stated, in all material respects, in relation to the financial statements as whole.

Our responsibility for other supplementary information accompanying the audited financial statements (management's discussion and analysis, budgetary reporting, state retirement plan, other post-employment benefit plans, information about infrastructure assets reported using the modified approach, introductory section and statistical section) does not extend beyond the financial information identified in our report. We have no responsibility for determining whether this information is properly stated; therefore, we will not express an opinion on the information.

The State of Maine's financial statements are required to include financial information related to certain component units. Because the financial statements of these component units are audited by other auditors, and we plan to rely on the audits conducted by the other auditors, we will refer to these other auditors in our audit opinion.

### **Planned Scope and Timing of the Audit**

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore our audit will involve judgment about the number of transactions to be examined and the areas to be tested.

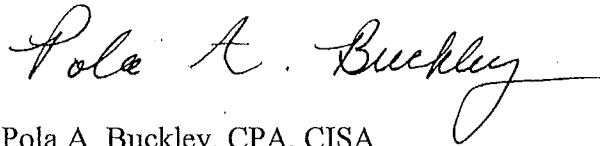
Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing and extent of further audit procedures. Material misstatements may result from errors, fraudulent financial reporting, misappropriation of assets, or violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity. We will generally communicate our significant findings at the conclusion of the audit. However, some matters could be communicated sooner, particularly if significant difficulties are encountered during the audit where assistance is needed to overcome the difficulties or if the difficulties may lead to a modified opinion.

We will also communicate any internal control related matters that are required to be communicated under professional standards.

We have begun our audit and will issue our report in late December 2013.

This information is intended solely for the use of the Legislative Council members and the Governor and management of the State of Maine and is not intended to be, and should not be, used by anyone other than these specified parties.

Very truly yours,

A handwritten signature in cursive script that reads "Pola A. Buckley". The signature is written in dark ink and has a long, sweeping horizontal line extending from the end of the name.

Pola A. Buckley, CPA, CISA  
State Auditor

# WASHINGTON COUNTY

DEVELOPMENT AUTHORITY

EXECUTIVE DIRECTOR'S  
OFFICE

2013 OCT 29 A 8:34

## ANNUAL REPORT

July 1, 2012 – June 30, 2013

### Introduction

Pursuant to the provisions of Title 5 of Maine Revised Statutes Annotated, Chapter 383, Subchapter 3, Article 2-A, the Washington County Development Authority is required to submit an annual report to the Governor, the Executive Director of the Legislative Council and the joint standing committee of the Legislature having jurisdiction over business and economic development matters. The report must be submitted no later than 120 days after the close of the authority's fiscal year. The Authority's fiscal year ended on June 30, 2013.

Section 13083-F of 5 MRSA requires that the annual report of the Authority include:

- A. A description of the authority's operations and activities;
- B. An accounting of the authority's receipts and expenditures and assets and liabilities at the end of its fiscal year;
- C. A listing of all property transactions pursuant to section 13083-D;
- D. A statement of the authority's proposed and projected activities for the ensuing year; and
- E. Recommendations regarding further actions that may be suitable for achieving the purposes of this article.

### History of the Authority

The Washington County Development Authority was established by the Second Regular Session of the 120<sup>th</sup> Maine Legislature as Chapter 568 of the Laws of Maine 2001. The Authority was established in response to the need to create a state entity that could take title to the former Naval Computer and Telecommunications Station in Cutler, Maine from the United States Navy. Since that time, the legislation was amended to broaden the scope of the authority's mission to allow the authority to provide financial and technical assistance to any governmental entity and nonprofit located within Washington County in support of community and economic development projects. Representation was expanded to include all municipalities in Washington County, including the unorganized territories.

For the reporting period, the Authority was comprised of the following members: William Daye (Lubec), Barbara Drisko (Columbia Falls), Shirley Erickson (Machiasport), Elizabeth "Betsy" Fitzgerald (Machiasport), Robert Hammond (Harrington), Marianne Moore (Calais), Linda Pagels-Wentworth (Baileysville), Dean

Pike (Eastport), Lewis Pinkham (Milbridge), Michael Radeka (Whiting), and Robert Tyler (Calais). For this time period, the following officers were elected: Betsy Fitzgerald/ Chair, Barbara Drisko / Secretary, and Marianne Moore / Treasurer. The following members' terms expired during the reporting period and were not re-appointed: Shirley Erickson (subsequently replaced), Barbara Drisko. Additionally, Linda Pagels-Wentworth tendered her resignation from the Authority on 5/29/13 (replacement pending). For this reporting period, the WCDA set monthly meetings on the first Thursday of every month at 9AM at the Machias Career Center.

### **Operations and Activities**

The WCDA Trustees scheduled ten (10) regular meetings from July 2012 to June 2013, though there was not always a quorum present for official business to take place. Major items of discussion during the course of the report period included the following subjects:

The Authority continues to contract with Sunrise County Economic Council to provide administrative services.

The Authority continued researching the feasibility of developing a centralized food distribution center for the area food pantries. It was determined, after further consultation with the area food pantries, that such a facility was not needed.

The Authority began researching the feasibility of a regional homeless center in central Washington County; in the interim, another group took on the project. WCDA chair Betsy Fitzgerald is monitoring developments at the Authority's behest and will bring the matter back should a clearly defined role for the Authority emerge.

The Authority received briefings on the Down East Coastal Conservancy's "Two Rivers" project, the Washington County Council of Governments' Brownfields program, Sunrise County Economic Council's loan programs, Axiom Technologies broadband expansions, and Washington County: One Community's public health initiatives.

### **Receipts and Expenditures**

See attached Financial Statement

### **Property Transactions:**

The WCDA owns no property.

### **Proposed and Projected Activities**

During the reporting period WCDA experienced a major turnover amongst its membership. As a result, members spent much of the reporting period familiarizing themselves with the Authority, their roles on it, and ways they could make WCDA a more robust entity. In that vein, the Authority has met with several regional economic and community development resource providers and begun actively focusing on two specific projects

First, the Authority is considering how/if it can assist in the economic revitalization of the former Cutler Navy Base property. Working with the Town of Cutler

and the property developer, the Authority hopes to identify ways the property can be repurposed for the benefit of the region as a whole. Suggestions have included affordable housing and housing for elders.

Second, following a tour of the Port of Eastport and a presentation by the Port's Executive Director, Christopher Gardner, WCDA began exploring ways it could assist the Port in bringing rail to the Eastport area, thereby expanding the Port's infrastructure and economic reach within Washington County and beyond.

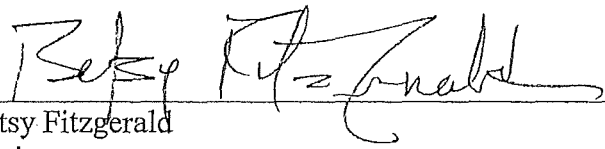
### **Recommendations**

1. The Authority has no requests or recommendations from the Legislature at this time.

### Attachments:

- ❖ Financial reports: WCDA Annual Income Statement

Respectfully submitted:

  
\_\_\_\_\_  
Betsy Fitzgerald  
Chair

# WASHINGTON COUNTY DEVELOPMENT AUTHORITY

Financial Report							
06/28/2013							
Marianne Moore – Treasurer							
Account No.	Description	Debits	Credits	Balance	Date of Balance	Interest Rate	Maturation Date
8011575930	Non-Profit Organization Checking Account			\$340.52	04/30/13	n/a	n/a
				\$340.52	05/31/13		
12001268	91-Day Certificate Passbook Account			\$0.00	Transferred	0.35%	04/12/11
	(NOTE: CD was closed out and funds transferred to Money Fund Account)						
8012412920	Money Fund Business Account			\$7,250.68	05/03/13	0.25%	n/a
	Interest		\$0.62	\$7,251.30	06/03/13		
	Total			\$7,591.82			

REP. MARK W. EVES  
CHAIR

SEN. JUSTIN L. ALFOND  
VICE-CHAIR

EXECUTIVE DIRECTOR  
DAVID E. BOULTER



126<sup>TH</sup> MAINE STATE LEGISLATURE  
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REP. JEFFREY M. MCCABE  
REP. ALEXANDER R. WILLETTE

**LEGISLATIVE COUNCIL  
State House Facilities Committee**

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**Monday, October 28, 2013  
4:00 PM**

**Legislative Council Chamber  
(Room 334)**

**Agenda**

**Old Business**

Page #

- |    |          |  |
|----|----------|--|
| 1  | Item #1: | Renewal of MPBN Memorandum of Understanding for broadcasting legislative proceedings (Final Draft)   |
| 14 | Item #2: | MPBN request that the Legislature replace cameras in the House and Senate Chambers and install cameras in Room 228 for the benefit of MPBN broadcasts (Recommendation)           |
| 19 | Item #3: | Guidelines on Procurement for State House Capital Projects (Final Draft)   |
| 22 | Item #4: | Request by Rep. Bruce MacDonald to allow Legislator and public use of electrical receptacles in legislative parking areas to recharge electric vehicle batteries (Status Report) |

**New Business**

None