

# MAINE STATE LEGISLATURE

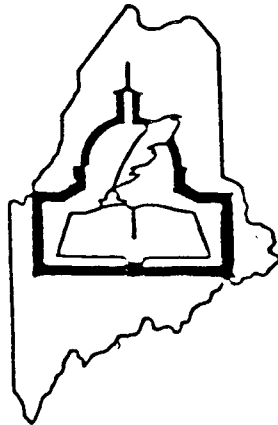
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STATE OF MAINE  
ONE HUNDRED AND TWELFTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
STATE GOVERNMENT  
BILL SUMMARY



JULY, 1985

Prepared by:

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ONE HUNDRED AND TWELFTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
JULY 1985

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees of the Maine Legislature, covering the First Regular Session of the 112th Legislature. The summaries are arranged by LD number and indexed separately by committee.

public hearing (5 MRSA §8053, sub-§5).

LD: 403 AN ACT TO ALLOW EDUCATIONAL INSTITUTIONS WITHIN THE STATE TO PURCHASE STATE SURPLUS PROPERTY. BRAGG RANDALL BUSTIN

OTP-AM HOUSE Enacted PUBLIC  
SENATE Enacted CH # 158  
GOV SIGNED

H-81 CA H S

SUMMARY:

LD 403 in its original form proposed to allow educational institutions, following other state agencies, municipalities, counties and other political subdivisions to have an option to purchase surplus state property prior to the auction of surplus property to the general public.

School districts currently may purchase surplus state property prior to the general public's purchase of surplus property because school districts are political subdivisions of the State. Private schools, however, are not political subdivisions and do not enjoy the same status with respect to purchases of surplus state property.

The committee amended the bill (Committee Amendment "A"-H-81) to limit the privilege of surplus state property sales to private secular schools approved for tuition purposes. The provisions of the bill could not be extended to all private schools because the enrollment at private religious schools exceeds 50% of total private school enrollment, and the bill would thereby violate the constitutional provision of "separation of church and State."

LD: 404 AN ACT TO REQUIRE LEGISLATIVE CONFIRMATION OF THE COMMISSIONERS AND THE DIRECTOR OF THE MAINE STATE LOTTERY. HANDY DILLENBACK NADEAU G R DIAMOND G

EMERGENCY

OTP-AM HOUSE Emerg. Enacted PUBLIC  
SENATE Emerg. Enacted CH # 72  
GOV EMER SIGNED

H-29 CA H S

SUMMARY:

LD 404 proposes to subject proposed candidates to serve as Commissioners or as the Director of the Maine State Lottery Commission to review by the Joint Standing Committee on Legal Affairs and to confirmation by the Senate.

The State Lottery Commission is an organization with

substantive authority and impact upon the State. Unlike most other substantive boards and commissions which have powers and duties similar in degree of authority and are subject to Legislative scrutiny of the membership, the Lottery Commission is entirely divorced from the Legislature. As a result, by implication, the Lottery Commission and its Director occupy a "most-favored Board Status" compared to similar organizations.

There are some boards that share the same status as the State Lottery Commission, but a significant majority of the substantive boards require legislative review and confirmation.

Boards with Members who are  
Not subject to Legislative  
Review and Confirmation

1. Maine Milk Commission
2. State Claims Board
3. Maine Turnpike Authority
4. Maine Port Authority
5. State Board of Arbitration & Conciliation
6. Panel of Mediators
7. Maine School Building Authority
8. Maine Health and Higher Education Facilities Authority
9. Maine Agricultural Bargaining Board

LD: 408 EMERGENCY ND: 1333	AN ACT TO REDUCE THE LENGTH OF THE FIRST LEGISLATIVE SESSION FROM 100 DAYS TO 90 DAYS AND SET A CALENDAR DEADLINE OF APRIL 15TH	MICHAUD MARTIN J PRAY VIOLETTE
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OTP-ND HPO928 HOUSE Accepted Committee Report  
SENATE Accepted Committee Report  
GOV

SUMMARY:

Please refer to LD 1333, the new draft of LD 408.

LD: 410	AN ACT TO ENCOURAGE INDUSTRIAL PRODUCT DEVELOPMENT	KANY DILLENBACK GWADOSKY ANDREWS
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HOUSE Ref'd to Committee  
SENATE Ref'd to Committee  
GOV

SUMMARY:

LD 410 proposed to establish a \$500,000 venture capital fund to be administered by the Finance Authority of Maine to finance the production of new products, innovations and inventions leading to new products, and new production processes in the State. A ceiling of 60% of