

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
113TH LEGISLATURE  
SECOND REGULAR SESSION



BILL SUMMARY  
JOINT STANDING COMMITTEE  
ON  
STATE & LOCAL GOVERNMENT  
PART I - STATE GOVERNMENT

MAY 1988

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Sen. Robert R. Gould

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\* Denotes Chair

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**ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST & SECOND SPECIAL SESSIONS  
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES  
MAY 1988**

*This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.*

*All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are indicated as follows::*

<b>OTP</b>	<b>Ought to Pass</b>
<b>OTP-ND</b>	<b>Ought to Pass in New Draft</b>
<b>OTP-ND-NT</b>	<b>Ought to Pass in New Draft, New Title</b>
<b>OTP-A</b>	<b>Ought to Pass as Amended</b>
<b>ONTP</b>	<b>Ought Not to Pass</b>
<b>LVWD</b>	<b>Leave to Withdraw</b>
<b>INDEF PP</b>	<b>Indefinitely Postponed</b>

*Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Secretaries: Charlene Brann, Janet Jean, Earl Knox, Valarie Parlin; Research Assistant Hartley Palleschi. Finally, Secretary Laurette Knox, Legal Assistant Carolyn Chick, and Research Assistant Robert Dunn had special responsibilities in the preparation of the overall document.*

*Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.*

4. Creating a general guideline for executive employees that encourages these employees to avoid all appearances of conflict of interest; and
5. Extending the "revolving door" provisions to county and municipal officials.

**LD 2470** An Act Relating to the State Health Insurance Program and the Bureau of State Employee Health PUBLIC 731

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
BUSTIN BICKFORD BOUTILIER	OTP-AM	S-403

SUMMARY

LD 2470 proposed to reorganize the Bureau of State Employee Health by restructuring its components into 3 divisions. In addition, the bill proposed to place the Employees' Health Insurance Program within the Bureau of Employee Health. The Employee Health Insurance Program is currently administered by an executive director and a board of trustees who compose a separate program within the Department of Administration.

The Bureau of State Employee Health, according to the bill would consist of:

1. the Division of Benefits would administer the state employee group health insurance program;
2. the Division of Wellness and Health Planning to study and implement wellness and employee health programs; and
3. the Division of State Employee Assistance Program to administer the State Employee Assistance Program.

The State Employee Health Commission would be created to serve as trustees of the Group Accident, Sickness or Health Insurance Program. The commission would contain:

1. 9 representatives of labor (1 from each bargaining unit plus 1 retiree); and
2. 9 representatives of management (the bureau director, a representative from (the judicial department, and 7 others selected by the bureau director).

Both labor and management would have 1 vote each. The majority vote of the members of each group would determine the vote of each group.

Committee Amendment "A" completely revised the bill. This amendment establishes the State Employee Health Commission as the trustees of the state employee health insurance program and as the primary advisory group to the Director of State Employee Health. The commission replaces the former board

of trustees of the insurance program and provides a broader, more representative panel. The commission is given the policy and regulatory authority for employee health insurance, with the Commissioner of Administration providing for the day-to-day operation of the program. The commission may also replace the current Labor-Management Committee on Employee Health as the primary advisory for the Director of State Employee Health.

**LD         An Act to Provide for Effective and Timely Public Notice of         PUBLIC**  
**2537 Hearings Conducted by State Boards and Agencies                 653**  
**EMERGENCY**

<u>SPONSOR(S)</u>	<u>COMMITTEE   REPORT</u>	<u>AMENDMENTS ADOPTED</u>
SHELTRA		
JACQUES		
LOOK		
BALDACCI		

**SUMMARY**  
New Draft Of LD 2061

This new draft creates within the Maine Administrative Procedures Act (Title 5, chapter 375) specific provisions for notice of hearings and provisions for notice of license and permit applications of environmental agencies. Environmental agencies are defined as the Department of Conservation, the Department of Environmental Protection, and the Board of Pesticides Control. With respect to environmental agency licenses and permit applications that do not require hearings, this new draft requires notice by mail be provided, at least 30 days prior to the expected date of an agency decision, to the following:

1. The person or persons whose legal rights, duties or privileges are at issue;
2. The municipality or municipalities affected by the license application, as determined by the agency to the best of its ability;
- 3 The county, if the affected locality as determined by the agency to the best of its ability is an unorganized territory;
4. The Legislators of the area affected by the issue; and
5. Persons who have made timely requests to be notified of an agency deliberation of a specific license application.

With respect to environmental agency hearings, this new draft requires notice by mail, at least 30 days prior to the date of the hearings, to the persons and localities listed above as well as to intervenors and persons who have made requests within the calendar year to be notified of hearings.

This new draft also requires that notice of an opportunity for a hearing or notice of a scheduled hearing be published in a newspaper of general