

MAINE STATE LEGISLATURE

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**STATE OF MAINE
117TH LEGISLATURE**

SECOND REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
STATE AND LOCAL GOVERNMENT**

JUNE 1996

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Sen. Susan W. Longley

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**ONE HUNDRED SEVENTEENTH LEGISLATURE
SECOND REGULAR SESSION**

***Summary Of Legislation Before The Joint Standing Committees
June 1996***

We are pleased to provide this summary of bills that were considered by the 15 Joint Standing Committees of the Maine Legislature staffed by this office. The document is a compilation of bill summaries which describe each bill, committee amendments and other relevant amendments, as well as the final action taken on the bill. Also included are statistical summaries of bill activity this Session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills handled by the joint standing committees. It is organized alphabetically by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i>	<i>Ought Not To Pass report accepted</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

Please note the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is July 4, 1996.

with the State Auditor. Finally, the amendment would have added a mandate preamble and fiscal note to the bill.

LD 1790 **An Act to Implement Performance Budgeting in State Government**

PUBLIC 705
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AMERO DAGGETT	OTP-AM	S-502 S-525

LD 1790 would have defined a schedule for implementing performance budgeting in State Government. Performance budgeting allocates resources based on the achievement of measurable objectives, which, in turn, are related to an agency's mission and goals. As strategic planning clarifies agencies' objectives and lays the foundation for performance-based budgets, this bill would have required all state agencies to develop strategic plans. This bill would have required that each state agency develop in the next biennium a strategic plan and tie measurable objectives for one program to its budget proposal.

Because performance budgets are based on an agency's goals and objectives, the budget unit is centered around programs that will achieve those goals. Frequently, agencies share common goals. As a result, effective budgeting requires agencies to conduct joint strategic planning and budgeting. This bill would have required that agencies of State Government that share common goals and objectives be grouped into policy areas. For the 2000-2001 biennium, this bill would have required strategic planning and performance budgets on a policy-area basis.

Committee Amendment "A" (S-502) would have made some technical changes, correcting several dates. The amendment also would have required that an agency consult with and receive comments from the joint standing committee of the Legislature having jurisdiction over that agency's matters for the development of a strategic plan.

Senate Amendment "A" To Committee Amendment "A" (S-525) would have removed the Department of Corrections from the group of departments required to participate in a demonstration project to develop joint strategic plans and budgets in the area of job training.

Senate Amendment "B" To Committee Amendment "A" (S-572) would have clarified that Legislators are not entitled to the legislative per diem or any expenses for attendance at any meetings regarding performance-based budgeting if those meetings are held when the Legislature is not in session. (Not adopted)

Enacted law summary

Public Law 1995, chapter 705 defines a schedule for implementing performance budgeting in State Government. Performance budgeting allocates resources based on the achievement of measurable objectives, which, in turn, are related to an agency's mission and goals. As strategic planning clarifies agencies' objectives and lays the foundation for performance-based budgets, the law requires all state agencies to develop strategic plans. The law also requires that each state agency develop in the next biennium a strategic plan and tie measurable objectives for one program to its budget proposal. In developing their plans, agencies must consult with and receive comments from the joint standing committee of the Legislature having jurisdiction over their affairs.

Because performance budgets are based on an agency's goals and objectives, the budget unit is centered around programs that will achieve those goals. Frequently, agencies share common goals. As a result, effective budgeting requires agencies to conduct joint strategic planning and budgeting. Chapter 705 requires that agencies of State Government that share common goals and objectives be grouped into policy areas. For the 2000-2001 biennium, the law requires strategic planning and performance budgets on a policy-area basis.

Public Law 1995, chapter 705 was enacted as an emergency measure effective April 12, 1996.

LD 1792 An Act Concerning the Number of Washington County Commissioners PUBLIC 611

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CASSIDY	OTP-AM	S-487

LD 1792 proposed a referendum to ask the voters of Washington County whether the county should be reapportioned to increase the number of county commissioners districts. The bill also would have repealed the 2 at-large county commissioner positions created in 1995.

Committee Amendment "A" (S-487) proposed to add a mandate preamble and a fiscal note to the bill.

Enacted law summary

Public Law 1995, chapter 611 repeals the 2 at-large county commissioner positions established in 1995 and sets up a referendum to determine whether the voters of Washington County wish the county to be reapportioned into 5 county commissioner districts.

LD 1810 An Act to Amend the Boundary between Berwick and South Berwick ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FARNUM	ONTP	

LD 1810 would have established a new boundary between the Town of Berwick and the Town of South Berwick.