

SEN. TROY D. JACKSON
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REP. RYAN M. FECTEAU
REP. KATHLEEN R.J. DILLINGHAM
REP. HAROLD TREY STEWART III

129TH MAINE STATE LEGISLATURE
LEGISLATIVE COUNCIL

129th Legislature
Legislative Council

September 26, 2019

PRELIMINARY AGENDA

<u>Page</u>	<u>Item</u>	<u>Action</u>
	CALL TO ORDER	
	ROLL CALL	
1	SUMMARY OF THE JUNE 17, 2019 MEETING OF THE LEGISLATIVE COUNCIL	Approved by ballot
	REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS	
7	• Executive Director's Report (Mr. Pennoyer)	Information
8	• Fiscal Report (Mr. Nolan)	Information
12	• Legislative Studies Report (Ms. Hylan Barr)	Information
	REPORTS FROM COUNCIL COMMITTEES	
	• Personnel Committee	
	• State House Facilities Committee	
	OLD BUSINESS	
14	Item #1: Council Actions Taken by Ballot (No Action Required)	Information
	NEW BUSINESS	
15	Item #1: Amendment to the <i>Legislative Council Policy on Security Screening Protocols for the Maine State House</i>	Decision
16	Item #2: Proposed Document Service Fee Schedule for 129 th Legislature, Second Regular Session (Hon. Robert Hunt)	Decision
18	Item #3: Various Requests from the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	Decision
19	Item #4: Request to Hold the State Debate Team Finals in the State House	Decision

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|-----------|---|--------------------|
| 20 | Item #5: Parking Lot O – Revised Project Plan | Decision |
| 21 | Item #6: Report from the Joint Standing Committee on Criminal Justice and Public Safety | Information |
| | Item #7: Executive Session | |

ANNOUNCEMENTS AND REMARKS

ADJOURNMENT

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**LEGISLATIVE COUNCIL
MEETING SUMMARY
June 17, 2019
Approved July 10, 2019 by ballot**

CALL TO ORDER

President Jackson called the June 17, 2019 meeting of the 129th Legislative Council to order at 3:49 p.m. in the Legislative Council Chamber.

ROLL CALL

Senators: President Jackson, Senator Libby, Senator Vitelli and Senator Dow

Absent: Senator Timberlake (arrived late)

Representatives: Speaker Gideon, Representative Moonen, Representative Fecteau, Representative Dillingham and Representative Stewart

Legislative Officers: Robert Hunt, Clerk of the House
Grant T. Pennoyer, Executive Director of the Legislative Council
Dawna Lopatosky, Legislative Finance Director
Jackie Little, Human Resources Director
Suzanne Gresser, Revisor of Statutes
Chris Nolan, Director, Office of Fiscal and Program Review
Marion Hylan Barr, Director, Office of Policy and Legal Analysis
John Barden, Director, Law and Legislative Reference Library

President Jackson convened the meeting at 3:49 p.m. with a quorum of members present.

SUMMARY OF APRIL 25, 2019 MEETING OF LEGISLATIVE COUNCIL

Motion: That the Meeting Summary for May 23, 2019 be accepted and placed on file. Motion by Representative Stewart. Second by Speaker Gideon. **Motion passed unanimously (9-0-0-1, with Senator Timberlake absent).**

REPORTS FROM EXECUTIVE DIRECTOR AND COUNCIL OFFICES

There were no reports from the Executive Director and Council Offices.

REPORTS FROM COUNCIL COMMITTEES

Personnel Committee

Speaker Gideon reported that the Personnel Committee met on Thursday, May 23rd to consider the following matter:

- Political Activity of Committee Clerks

The committee reviewed the *Personnel Policies and Guidelines* regarding political activity of committee clerks and also nonpartisan staff. The committee provided direction to Mr. Pennoyer and Ms. Little for how to proceed. It is expected that these changes will be discussed during the Interim as part of the personnel policy updates.

State House Facilities Committee

No Report

OLD BUSINESS

Item #1: Council Actions Taken by Ballot

Requests for Introduction of Legislation:

LR 2532 An Act Regarding the Baiting of Deer

Submitted by: Senator Paul Davis

Date: May 28, 2019

Vote: 7-3-0-0 Passed (with Reps. Fecteau, Dillingham and Stewart opposed)

LR 2515 Resolve, To Designate a Bridge in Indian Purchase Township the Detective Benjamin Campbell Bridge

Submitted by: Senator James Dill

Date: May 28, 2019

Vote: 10-0-0-0 Passed

LR 2499 Resolve, To Increase Funding for Evidence-based Therapies for Treating Emotional and Behavioral Problems in Children

Submitted by: Representative Colleen Madigan

Date: May 28, 2019

Vote: 6-4-0-0 Passed (with Sens. Dow and Timberlake and Reps. Dillingham and Stewart opposed)

LR 2482 An Act To Provide a Workers' Compensation Tax Credit for Certain Businesses

Submitted by: Representative Michael Sylvester

Date: May 28, 2019

Vote: 6-4-0-0 Passed (with Sens. Dow and Timberlake and Reps. Dillingham and Stewart opposed)

LR 2519 An Act To Require the Negotiation of a Per-megawatt Fee for the Energy Transmitted over the Central Maine Power Company Hydro Quebec Corridor Line

Submitted by: Representative Jeffrey Hanley
 Date: May 28, 2019
 Vote: 3-7-0-0 Failed (with Sens. Jackson, Libby, Vitelli and Timberlake and Reps. Moonen, Fecteau and Dillingham opposed)

LR 2547 An Act To Fund the Agreement with Certain Judicial Department Employees

Submitted by: Judicial Department
 Date: May 29, 2019
 Vote: 8-2-0-0 Passed (with Sen. Timberlake and Rep. Dillingham opposed)

LR 2539 An Act To Provide Funds to Continue the Statewide Online Advanced Placement Course Program Provided by the Department of Education in Partnership with the University of Maine at Fort Ken

Submitted by: Senator Matthew Pouliot
 Date: May 30, 2019
 Vote: 8-2-0-0 Passed (with Reps. Fecteau and Dillingham opposed)

LR 2560 Resolve, Regarding Legislative Review of Chapter 1: Adult Use Marijuana, a Late-filed Major Substantive Rule of the Department of Administrative and Financial Services, Office of Marijuana Policy

Submitted by: Office of Marijuana Policy
 Date: June 5, 2019
 Vote: 9-1-0-0 Passed (with Sen. Timberlake opposed)

Legislative Council Decisions:

Motion: **That the Legislative Council approve the Commission to Study Long-term Care Workforce Issues established in LD 1001 An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2019, June 30, 2020 and June 30, 2021 that will incur \$2,750 in costs to the Legislature in fiscal year 2019-20. And further that the Legislative Council approves this commission as non-conforming with the provisions of Joint Rule 353.**

Motion by: President Jackson Second by: Speaker Gideon
 Date: June 14, 2019
 Vote: 7-3-0-0 Passed (with Sens. Dow and Timberlake and Rep. Dillingham opposed)

NEW BUSINESS

Item #1: Placement of the Honorable Service Plaque

Mr. Pennoyer reviewed the proposed placement of the Honorable Service Plaque. It is recommended that the plaque be placed in the Hall of Flags next to the Plaque Honoring the 100th Anniversary of the American Legion on the wall above the posting board next to the Governor's office.

Motion: That the Legislative Council approves the recommended placement of the Honorable Service Plaque in the Hall of Flags. Motion by Speaker Gideon. Second by Representative Stewart. **Motion passed unanimously (10-0-0).**

Item #2: Consideration of Legislative Study Requests

The Legislative Council considered and voted on the legislative study requests in accordance with the established protocol. Of the 19 studies listed, the council authorized 15 studies, 3 were held for carryover and 1 was previously approved by ballot. The Legislative Council's actions on the legislative studies are included on the attached list.

ANNOUNCEMENTS AND REMARKS

With no other business to consider or further announcements, the Legislative Council meeting was adjourned at 4:44 p.m.

Legislative Council
Action Taken on Legislative Studies
June 17, 2019

HP 1307	Joint Order, Establishing the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	PASSED
LD 40	Resolve, To Establish the Commission To Study Children's Mental Health	Commission To Study Children's Mental Health	PASSED
LD 592	Resolve, To Establish a Background Check Consolidation Commission	Background Check Consolidation Commission	CARRIED OVER
LD 636	An Act to Require Law Enforcement Officers to Wear Body Cameras	Work Group to Study the Use of Body Cameras by Law Enforcement	CARRIED OVER
LD 829	Resolve, To Reestablish the Commission To Improve the Sentencing, Supervision, Management and Incarceration of Prisoners	Commission To Improve the Sentencing, Supervision, Management and Incarceration of Prisoners	PASSED AS AMENDED
LD 852	Resolve, To Establish the Task Force To Study the Coordination of Services and Expansion of Educational Programs for Young Adults with Disabilities	Task Force To Study the Coordination of Services and Expansion of Educational Programs for Young Adults with Disabilities	PASSED AS AMENDED
LD 1001 Pt BBBBB	An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2019, June 30, 2020 and June 30, 2021	Commission to Study Long-term Care Workforce Issues	APPROVED BY BALLOT (Included in the Budget)
LD 1229	Resolve, To Establish the Committee To Study and Develop Recommendations To Address Guardianship Challenges That Delay Patient Discharges from Hospitals	Committee To Study and Develop Recommendations To Address Guardianship Challenges That Delay Patient Discharges from Hospitals	CARRIED OVER
LD 1602	Resolve, Establishing the Working Group on Mental Health	Working Group on Mental Health	PASSED AS AMENDED
LD 1614	Resolve, Establishing the Commission To Study the Economic, Environmental and Energy Benefits of Energy Storage to the Maine Electricity Industry	Commission To Study the Economic, Environmental and Energy Benefits of Energy Storage to the Maine Electricity Industry	PASSED
LD 1342	An Act To Establish the Maine Workforce, Research, Development and Student Achievement Institute	Maine Workforce, Research, Development and Student Achievement Institute Steering Committee	PASSED AS AMENDED
LD 1679	An Act to Establish the Maine Climate Change Council to Assist Maine to Mitigate, Prepare for and Adapt to Climate Change	Maine Climate Change Council Scientific and Technical Subcommittee Working Groups (6 groups)	PASSED
LD 1778	An Act to Amend the Laws Concerning the Children's Cabinet and Its Advisory Councils	Child Care Advisory Council (repealed) Maine Children's Growth Council (repealed) Maine Children's Cabinet Early Childhood Advisory Council	PASSED

HP 1277	Joint Order, Requiring the Joint Standing Committee on Criminal Justice and Public Safety To Study the Stabilization of Funding for the County Jails and the Regional Jail	Joint Standing Committee on Criminal Justice and Public Safety	PASSED
LD 1001 Pt VVVV (LD 512)	Resolve, To Create the Task Force To Study and Plan for the Implementation of Maine's Early Childhood Special Education Services	Joint Standing Committee on Education and Cultural Affairs	PASSED (Included in the Budget)
LD 945	An Act To Establish a Blue Ribbon Commission To Study and Recommend Funding Solutions for the State's Transportation Systems	Blue Ribbon Commission To Study and Recommend Funding Solutions for the State's Transportation Systems	PASSED AS AMENDED
LD 764	Resolve, To Create the Criminal Records Review Advisory Committee	Criminal Records Review Advisory Committee	PASSED
LD 1036	Resolve, Establishing a Task Force To Study the Creation of a Comprehensive Career and Technical Education System To Support Workforce Development	Task Force To Study the Creation of a Comprehensive Career and Technical Education System	PASSED AS AMENDED
LD 1324	Resolve, To Establish the Committee To Study the Feasibility of Creating Basic Income Security	Committee To Study the Feasibility of Creating Basic Income Security	PASSED

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Executive Director's Report September 26, 2019

1. Bill Production System Project Update

The new Bill Production System to replace the MELD bill production system has fallen a few weeks behind schedule due to the complexity of the remaining components of the project and some complications with the migration of the statutes from MELD to the new system. With the migration of the statutes now completed, the Revisor's Office is focusing on entering all of last session's enacted laws affecting the statutes so that they can do their annual statute update and the new system will be fully updated. We are still hopeful to have the new Bill Production System fully functioning for the 2nd Regular Session. Some helpful, ease-of-use components, which are technically complex for the contractor, may not be available during the early stages of the drafting season.

2. NCSL Legislative Research Librarians Portland Conference

This week Maine is hosting a professional development seminar of NCSL's Legislative Research Librarians group in Portland. The seminar includes a visit to Augusta and the State House on Tuesday, September 24th. Staff of the Law and Legislative Research Library helped NCSL organize the conference.

3. Flu Shot Clinic – October 1st

Next Tuesday, October 1st, there is a flu clinic being offered in the Cross Office Building Room 202. The clinic will be open from 9AM to 2PM. No appointments are necessary, but those wishing to participate will need to bring their Express-Scripts insurance card with them.

4. State House Café Reopening

The Business Enterprise Program within the Division of the Blind and Visually Impaired has found a new operator to take over the State House Café. Betty Baker, the mother of Lisa Baker (Assistant Sergeant of Arms in the House), will be the operator. She hopes to begin operations within a couple of weeks and will be operating as the Merrymeeting Café.

Fiscal Briefing

September 26, 2019

Prepared by the Office of Fiscal & Program Review

1. General Fund Revenue Update (see attached)

Total General Fund Revenue - FY 2019 (\$'s in Millions)

	Budget	Actual	Var.	% Var.	Prior Year	% Growth
August	\$340.3	\$339.2	(\$1.1)	-0.3%	\$329.2	3.0%
FYTD	\$622.9	\$631.0	\$8.0	1.3%	\$601.9	4.8%

General Fund revenue was under budget by \$1.1 million (0.3%) for the month of August but over budget by \$8.0 million (1.3%) for the fiscal year to date.

Individual income tax revenue was over budget by \$2.4 million for the month and by \$6.5 million for the fiscal year to date. Estimated payments were over budget for the month by \$0.9 million while individual income tax refunds were over budget (less refunded than budgeted) by \$0.9 million. Corporate income tax revenue was under budget by \$3.7 million for the month and by \$7.0 million for the fiscal year to date. September will be a big month for quarterly individual and corporate estimated payments. Sales and use tax revenue (July sales) was over budget for the month by \$4.0 million and by \$7.4 million for the fiscal year to date. Estate tax revenue was over budget by \$2.7 million for August and by \$8.0 million for the fiscal year to date.

2. Highway Fund Revenue Update (see attached)

Total Highway Fund Revenue - FY 2019 (\$'s in Millions)

	Budget	Actual	Var.	% Var.	Prior Year	% Growth
August	\$32.4	\$33.3	\$0.9	2.8%	\$32.8	1.5%
FYTD	\$62.8	\$64.7	\$1.9	3.0%	\$63.4	1.9%

Highway Fund revenue was over budget by \$0.9 million (2.8%) for the month of August and by \$1.9 million (3.0%) for the fiscal year to date.

Fuel taxes were over budget by \$0.3 million for the month and by \$0.2 million for the fiscal year to date. Motor vehicle registrations and fees were over budget for the month by \$0.5 million and over budget for the fiscal year to date by \$1.7 million.

3. Cash Balances Update

The average balance in the cash pool for August was \$1,626.2 million, a decrease from July's average of \$1,659.0 million but above both last August's average balance and the ten-year average for the month. The average Highway Fund balance of \$41.3 million in August was down from July's average of \$45.9 million but above both last August's average balance and the ten-year average for the month.

4. Revenue Forecasting - Next Steps

The Consensus Economic Forecasting Commission is scheduled to meet on October 25, 2019 to review and update its economic forecast for its required November 1, 2019 report, while the Revenue Forecasting Committee has scheduled November 25, 2019 for its meeting to review and update its revenue forecast to comply with its December 1, 2019 statutory reporting deadline.

**General Fund Revenue
Fiscal Year Ending June 30, 2020 (FY 2020)**

August 2019 Revenue Variance Report

Revenue Category	August '19		August '19		Fiscal Year-To-Date			FY 2020 Budgeted Totals		
	Budget	Actual	Actual	Variance	Budget	Actual	Variance			
Sales and Use Tax	156,527,036	160,499,009	3,971,973		304,660,224	312,034,360	7,374,136	2.4%	6.4%	1,570,799,830
Service Provider Tax	5,975,758	4,793,431	(1,182,327)		11,158,672	9,760,259	(1,398,413)	-12.5%	-11.7%	59,524,000
Individual Income Tax	143,166,043	145,530,902	2,364,859		253,560,285	260,017,074	6,456,789	2.5%	7.1%	1,769,703,500
Corporate Income Tax	4,725,000	990,465	(3,734,535)		17,525,000	10,523,125	(7,001,875)	-40.0%	-44.9%	204,600,000
Cigarette and Tobacco Tax	15,353,163	9,759,550	(5,593,613)		24,322,170	25,114,747	792,577	3.3%	5.4%	136,546,842
Insurance Companies Tax	25,924	12,428	(13,496)		164,607	269,516	104,909	63.7%	-63.7%	75,250,000
Estate Tax	537,647	3,203,975	2,666,328		1,156,554	9,120,516	7,963,962	688.6%	604.4%	10,350,000
Other Taxes and Fees *	9,981,738	9,893,869	(87,869)		20,277,324	21,584,221	1,306,897	6.4%	-4.4%	139,563,116
Fines, Forfeits and Penalties	1,728,468	1,268,544	(459,924)		3,238,515	2,603,289	(635,226)	-19.6%	-21.5%	18,556,831
Income from Investments	855,334	1,380,055	524,721		855,334	1,380,055	524,721	61.3%	98.0%	10,575,750
Transfer from Lottery Commission	4,921,321	6,519,125	1,597,804		9,504,329	10,891,906	1,387,577	14.6%	27.7%	57,000,000
Transfers to Tax Relief Programs *	(500,000)	(49,781)	450,219		(600,000)	(2,131,672)	(1,531,672)	-255.3%	-402.1%	(72,400,000)
Transfers for Municipal Revenue Sharing	(5,887,076)	(8,415,630)	(2,528,554)		(10,027,221)	(18,545,817)	(8,518,596)	-85.0%	-56.5%	(106,769,104)
Other Revenue *	2,856,737	3,772,638	915,901		(12,860,907)	(11,662,807)	1,198,100	9.3%	11.0%	11,379,648
Totals	340,267,093	339,158,580	(1,108,513)		622,934,886	630,958,770	8,023,884	1.3%	4.8%	3,884,680,413

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

**General Fund Revenue
Fiscal Year Ending June 30, 2020 (FY 2020)**

August 2019 Revenue Variance Report

Revenue Category	August '19			August '19			Fiscal Year-To-Date			% Change from Prior Year	FY 2020 Budgeted Totals
	Budget	Actual	Variance	Budget	Actual	Variance	Budget	Actual	Variance		
Detail of Other Taxes and Fees:											
- Property Tax - Unorganized Territory	0	0	0	0	0	0	0	0	0	N/A	14,613,169
- Real Estate Transfer Tax	1,766,034	2,054,494	288,460	3,461,620	3,618,021	156,401	3,618,021	156,401	4.5%	-0.8%	18,140,000
- Liquor Taxes and Fees	1,698,426	606,552	(1,091,874)	3,396,852	2,981,026	(415,826)	2,981,026	(415,826)	-12.2%	-37.5%	20,381,153
- Corporation Fees and Licenses	425,490	290,745	(134,745)	920,678	1,937,163	1,016,485	1,937,163	1,016,485	110.4%	88.4%	9,938,649
- Telecommunication Excise Tax	(254,279)	0	254,279	(250,609)	0	250,609	0	250,609	100.0%	N/A	5,700,000
- Finance Industry Fees	2,279,332	2,078,150	(201,182)	4,558,664	4,204,750	(353,914)	4,204,750	(353,914)	-7.8%	-4.2%	27,891,990
- Milk Handling Fee	242,203	202,456	(39,747)	327,367	344,354	16,987	344,354	16,987	5.2%	-56.7%	2,024,900
- Racino Revenue	766,931	895,671	128,740	1,488,220	1,717,452	229,232	1,717,452	229,232	15.4%	15.8%	8,495,834
- Boat, ATV and Snowmobile Fees	366,851	307,311	(59,540)	910,760	999,564	88,804	999,564	88,804	9.8%	12.6%	4,523,561
- Hunting and Fishing License Fees	1,934,781	2,661,966	727,185	3,849,989	4,265,453	415,464	4,265,453	415,464	10.8%	-1.0%	15,994,019
- Other Miscellaneous Taxes and Fees	755,969	796,524	40,555	1,613,783	1,516,438	(97,345)	1,516,438	(97,345)	-6.0%	19.4%	11,859,841
Subtotal - Other Taxes and Fees	9,981,738	9,893,869	(87,869)	20,277,324	21,584,221	1,306,897	21,584,221	1,306,897	6.4%	-4.4%	139,563,116
Detail of Other Revenue:											
- Liquor Sales and Operations	2,375	8,100	(47,314)	4,750	11,400	6,650	11,400	6,650	140.0%	192.3%	28,500
- Targeted Case Management (DHHS)	65,715	9,539	(56,176)	131,430	21,689	(109,741)	21,689	(109,741)	-83.5%	-53.4%	600,000
- State Cost Allocation Program	1,391,084	2,179,617	788,533	3,126,856	4,461,233	1,334,377	4,461,233	1,334,377	42.7%	42.7%	18,215,829
- Unclaimed Property Transfer	0	0	0	0	0	0	0	0	N/A	N/A	6,200,000
- Tourism Transfer	0	0	0	(11,327,630)	(11,391,507)	(63,877)	(11,391,507)	(63,877)	-0.6%	-5.6%	(18,048,610)
- Transfer to Maine Milk Pool	(1,225,746)	(776,421)	449,325	(2,472,916)	(2,023,590)	449,326	(2,023,590)	449,326	18.2%	52.2%	(7,934,162)
- Transfer to STAR Transportation Fund	0	0	0	(6,685,391)	(7,813,765)	(1,128,374)	(7,813,765)	(1,128,374)	-16.9%	-27.4%	(9,530,000)
- Other Miscellaneous Revenue	2,623,309	2,351,803	(271,506)	4,361,994	5,071,733	709,739	5,071,733	709,739	16.3%	4.1%	21,848,091
Subtotal - Other Revenue	2,856,737	3,772,638	915,901	(12,860,907)	(11,662,807)	1,198,100	(11,662,807)	1,198,100	9.3%	11.0%	11,379,648
Detail of Transfers to Tax Relief Programs:											
- Me. Resident Prop. Tax Program (Circuitbreaker)	0	103	103	0	1,110	1,110	1,110	1,110	N/A	788.1%	0
- BETR - Business Equipment Tax Reimb.	(500,000)	(72,980)	427,020	(600,000)	(2,158,698)	(1,558,698)	(2,158,698)	(1,558,698)	-259.8%	-257.6%	(25,600,000)
- BETE - Municipal Bus. Equip. Tax Reimb.	0	23,096	23,096	0	25,915	25,915	25,915	25,915	N/A	-85.5%	(46,800,000)
Subtotal - Tax Relief Transfers	(500,000)	(49,781)	450,219	(600,000)	(2,131,672)	(1,531,672)	(2,131,672)	(1,531,672)	-255.3%	-402.1%	(72,400,000)
Inland Fisheries and Wildlife Revenue - Total	2,382,998	3,047,396	664,398	21,519,090	5,404,880	(16,114,210)	5,404,880	(16,114,210)	-74.9%	1.0%	21,489,871

Highway Fund Revenue Fiscal Year Ending June 30, 2020 (FY 2020)

August 2019 Revenue Variance Report

Revenue Category	August '19		August '19		Fiscal Year-To-Date			FY 2020 Budgeted Totals	
	Budget	Actual	Actual	Variance	Budget	Actual	Variance		
Fuel Taxes:									
- Gasoline Tax	19,796,042	20,140,400	344,358		37,810,743	38,110,086	299,343	0.8%	208,539,148
- Special Fuel and Road Use Taxes	4,069,930	4,036,201	(33,729)		8,521,474	8,406,024	(115,450)	-1.4%	50,812,494
- Transcap Transfers - Fuel Taxes	(1,749,733)	(1,775,471)	(25,738)		(3,396,134)	(3,417,232)	(21,098)	-0.6%	(19,060,252)
- Other Fund Gasoline Tax Distributions	(494,578)	(503,651)	(9,073)		(944,954)	(953,019)	(8,065)	-0.9%	(5,214,940)
Subtotal - Fuel Taxes	21,621,661	21,897,479	275,818		41,991,129	42,145,859	154,730	0.4%	235,076,450
Motor Vehicle Registration and Fees:									
- Motor Vehicle Registration Fees	6,430,647	6,641,287	210,640		12,266,545	13,352,918	1,086,373	8.9%	67,586,406
- License Plate Fees	336,969	526,440	189,471		625,255	943,921	318,666	51.0%	3,618,983
- Long-term Trailer Registration Fees	640,592	726,623	86,031		1,436,014	1,516,785	80,771	5.6%	10,384,523
- Title Fees	1,300,590	1,369,756	69,166		2,424,845	2,828,661	403,816	16.7%	13,696,264
- Motor Vehicle Operator License Fees	1,114,265	1,007,525	(106,740)		2,161,361	1,956,335	(205,026)	-9.5%	11,066,651
- Transcap Transfers - Motor Vehicle Fees	0	0	0		0	0	0	N/A	(15,600,414)
Subtotal - Motor Vehicle Reg. & Fees	9,823,063	10,271,631	448,568		18,914,020	20,598,620	1,684,600	8.9%	90,752,413
Motor Vehicle Inspection Fees									
Other Highway Fund Taxes and Fees	250,208	285,982	35,774		500,417	453,940	(46,477)	-9.3%	3,202,500
Fines, Forfeits and Penalties	102,394	140,889	38,495		244,626	284,961	40,335	16.5%	1,368,729
Interest Earnings	53,376	56,464	3,088		118,662	101,191	(17,471)	-14.7%	739,039
Other Highway Fund Revenue	42,819	92,596	49,777		85,640	92,596	6,956	8.1%	513,836
Totals	32,413,665	33,316,223	902,558		62,782,412	64,655,364	1,872,952	3.0%	341,333,246

2019 Interim Legislative Studies and Committee Meetings

Updated August 20, 2019

Study/Committee	Citation	2019 Meetings Authorized	2019 Meetings Held	Scheduled Next Meeting Date(s)	Report Date	Chair(s)	Status/Notes
NEW STUDIES							
Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	HP 1307	4	07/22/19 08/09/19 09/13/19	10/21/19	12/4/2019	Sen. Michael E. Carpenter Rep. Donna Bailey	Pending request to LC re additional meetings, off-site meeting and outside research assistance funding
Commission To Study Long-term Care Workforce Issues	PL 2019, c. 343, Part.BBBBB	4	09/11/19	9/26/19	11/17/19	Sen. Erin D. Herbig Rep. Jessica L. Fay	Senate appointments pending
Commission To Study the Economic, Environmental and Energy Benefits of Energy Storage to the Maine Electricity Industry	Resolve 2019, c. 83	4			12/04/19	Rep. Christina Riley	
Advisory Committee for the Independent Review of the State's Early Childhood Special Education Services (with JSC on EDU oversight)	PL 2019, c. 343, Part VVVVV	4		09/24/19 (Advisory Committee) 10/01/19 (EDU Committee)	Preliminary report 04/01/20; Final report 12/01/20 (to the EDU Committee)	Sen. Rebecca J. Millett Rep. Victoria P. Kornfield	JSC on EDU Committee provides oversight and receives reports from contracted entity; JSC on EDU scheduled to meet 10/01/19
Blue Ribbon Commission To Study and Recommend Funding Solutions for the State's Transportation Systems	Resolve 2019, c. 97	6	09/17/19	10/01/19	12/04/19	Sen. Bill Diamond Rep. Andrew J. McLean	10/01/19 meeting off-site at MTA
Criminal Records Review Committee	Resolve 2019, c. 90	4			12/04/19	Sen. Michael E. Carpenter	Has not received all required outside funding; appointments pending
Committee To Study the Feasibility of Creating Basic Income Security	Resolve 2019, c. 82	4			11/04/20	Sen. Shenna L. Bellows	2-year study; has not received all required outside funding; appointments pending
JSC on CJPS to Study the Stabilization of Funding for the County Jails and the Regional Jail	HP 1277	4		10/22/19 11/05/19 11/19/19 12/10/19	129th 2nd Regular Session	Sen. Susan A. Deschambault Rep. Charlotte Warren	
ON-GOING LEGISLATIVE STUDIES							
Right to Know Advisory Committee	1 MRSA §411	4	09/05/19 09/20/19 (public records exceptions subcommittee)	10/09/19	01/15/19 (annually)	Rep. Thom Hammett	
Marijuana Advisory Commission	28-B MRSA, c. 1, subc. 9	not specified			01/15/20 (annually)	Sen. Justin M. Chenette Rep. Teresa S. Pierce	
State Education and Employment Outcomes Task Force	20-A MRSA §12901	at least 2 times per year annually (+ 2 off-site for public comment)					
Citizen Trade Policy Commission	10 MRSA, c. 1-A		07/19/19	10/02/19	annually	Sen. David R. Miramant Rep. Craig V. Hickman	

2019 Interim Legislative Studies and Committee Meetings

Updated August 20, 2019

Study/Committee	Citation	2019 Meetings Authorized	2019 Meetings Held	Scheduled Next Meeting Date(s)	Report Date	Chair(s)	Status/Notes
State Compensation Commission	3 MRSA §2-B	not specified	09/09/19	10/2/19	by 05/01 of every odd-numbered year and 01/15 of every even-numbered year an interim report; by 11/15 of every even-numbered year a final report		Chair to be selected at 10/01 meeting

AUTHORIZED COMMITTEE MEETINGS

Marine Resources Committee	Approved by POs	1	08/06/19				Off-site meeting re oyster aquaculture (Mook Sea Farm) and SEA Fellows Symposium at Darling Marine Center
Criminal Justice and Public Safety Committee	Approved by POs	1	09/17/19				Review of DOC Rule 2.12(F) re prisoner savings accounts, pursuant to CJPS decision to review under 5 MRSA §1113
Agriculture, Conservation and Forestry Committee	Approved by POs	2		09/24-25/19 10/08/19			Public forum and tour of forestland in northern ME related to CO bill LD 1691 banning aerial herbicides; and tour of Bigelow Preserve in western ME
Energy, Utilities and Technology Committee regarding PUC, OPA and Governor's Office on Energy briefings	Approved by POs	4	09/24/19				
Health Care and Insurance and Financial Services Committee regarding health care reform	Approved by POs	4					
Inland Fisheries and Wildlife Committee	Approved by POs	1	09/11/19				Tour of new JFW Gray Regional Headquarters and Maine Wildlife Park
Judiciary Subcommittee regarding the reorganization of the Probate Court	Approved by POs	8					
State and Local Government Subcommittee regarding ancient and family burial grounds	Approved by POs	4	09/17/19				
State and Local Government Subcommittee regarding abandoned and discontinued Roads	Approved by POs	4	09/18/19	10/21/19			
Veterans and Legal Affairs Subcommittee regarding the revision of Title 28-A	Approved by POs	8	09/10/19	09/24/19			

**Legislative Council Actions
Taken by Ballot Since the
June 17, 2019 Council Meeting**

Legislative Council Decisions:

Motion: That the Meeting Summary for June 17, 2019 be accepted and placed on file.

Motion by: President Jackson Second by: Speaker Gideon
Date: July 10, 2019
Vote: 10-0-0-0 Passed

Motion: That the Legislative Council approves the Executive Director's proposed reclassification of one position in the Law and Legislative Reference Library.

Motion by: President Jackson Second by: Speaker Gideon
Date: August 14, 2019
Vote: 10-0-0-0 Passed

Amendment to Section VI of the State House Policy on Security Screening

Persons excepted. The following persons who possess a valid access card allowing access to the State House as a result of the State House being their principal work location or that need access to the State House outside of normal business hours to consult with the Governor are not required to undergo the building security measures upon presentation of the access card to the security screening personnel.

- A. Legislators;
- B. Legislative employees;
- C. Governor and employees of the Office of the Governor whose principal work location is in the State House;
- D. State law enforcement personnel who are assigned to State House detail; Members of the Governor's Cabinet and their appointed deputy commissioners, State Controller, Director of Human Resources, Director of the Governor's Office of Energy, Director of the Maine Emergency Management Agency, Director of the Office of Innovation and the Future, Director of Opioid Response, State Budget Officer and the Deputy State Budget Officer; and
- E. State House Press Corps members who meet the following requirements:
 - a. Satisfy the requirements of Section IX(B)(1);
 - b. Employed by a media or press organization that leases office space in the Legislature's State House Press Corps Suite; and
 - c. Passed a background check performed by the Executive Director's office pursuant to Section VIII.

Summary

This amendment updates the persons who are authorized to access the State House after regular business hours due to their need for access to the Governor.



STATE OF MAINE
HOUSE OF REPRESENTATIVES
CLERK'S OFFICE
2 State House Station
Augusta, Maine 04333-0002

Robert B. Hunt
Clerk of the House

September 17, 2019

The Honorable Troy Jackson, Chair
Legislative Council
115 State House Station
Augusta, ME 04333-0115

Dear Mr. Chairman:

The enclosed proposal regarding the Clerk's Office Legislative Document Service is hereby submitted for consideration by the Legislative Council for the Second Regular Session of the 129th Legislature.

All items offered through this Service are available on the Legislature's website. We have added a new email list service that will simplify access to documents and communications from the Clerk's Office and the House of Representatives at no cost to the subscriber, through this website <https://lists.legislature.maine.gov/sympa/lists/house>. Interested parties are able to create an account and sign up for any documents that are of interest. They may also use this link to unsubscribe. I have attached the order form for the upcoming session. Our prices remain the same as they were for the First Regular Session of the 129th Legislature.

Thank you for taking the time to consider this proposal. Please do not hesitate to contact me should you have questions or need additional information.

Sincerely,

A handwritten signature in black ink that reads "R. B. Hunt".

Robert B. Hunt
Clerk of the House

CC: Members of the Legislative Council
enc



**PROPOSED RATES FOR DOCUMENT SERVICE
129TH FIRST REGULAR SESSION**

	129 th 1st session Rates	Proposed rates 129 th 2nd session
1. Bills & Resolves (L.D.s) FIRST CLASS – Mailed Daily	\$580.00	\$580.00
2. Bills & Resolves (L.D.s) THIRD CLASS – Mailed Twice Weekly	\$370.00	\$370.00
3. Bills & Resolves (L.D.s) PICKED UP IN DOCUMENT ROOM	\$210.00	\$210.00
4. Amendments –Mailed Weekly	\$140.00	\$140.00
5. Amendments PICKED UP IN DOCUMENT ROOM	\$84.00	\$84.00
6. Legislative Record (debate) FIRST CLASS	\$150.00	\$150.00
7. Public, Private & Special Laws, Resolves, & Constitutional Resolutions FIRST CLASS – Mailed Weekly	\$315.00	\$315.00
8. Weekly Legislative Report (listing of bills printed, enacted, and signed by Governor) FIRST CLASS MAIL	\$21.00	\$21.00
9. Weekly Legislative Calendar (1 year subscription) FIRST CLASS	\$31.00	\$31.00



**Task Force on Changes to the Maine Indian Claims
Settlement Implementing Act**

TO: Senator Troy Jackson, President of the Senate, Chair
Representative Sara Gideon, Speaker of the House, Vice-Chair
Legislative Council

FROM: Senator Michael Carpenter *MC* 
Representative Donna Bailey *DB* 
Chairs, Task Force on Changes to the Maine Indian Claims Settlement
Implementing Act

DATE: September 18, 2019

RE: **Task Force Requests**

The Task Force on Changes to the Maine Indian Claims Settlement Implementing Act, established pursuant to HP 1307, is tasked with making recommendations to the Legislature regarding potential changes to the Maine Indian Claims Settlement Act and the Micmac Settlement Act. The task force has now met on three occasions (July 22, August 9 and September 13) and is scheduled to meet again on October 21. The issues under consideration by the task force are complex and consequential, and require additional work in order for the Task Force to complete its mission. As such, the task force requests the following.

1. Permission for up to four additional meetings, beyond the four originally budgeted for. The Task Force is currently reviewing a proposal presented by tribal attorneys regarding changes to the Maine Indian Claims Settlement Act and requires more time to consider the impacts of the proposal.
2. Permission to hold one meeting at the Wabanaki Center at the University of Maine. The purpose of this off-site request is to hold a meeting at a location more convenient to many tribal members, who will be impacted by changes to the Settlement Acts. Costs are expected to be minimal.
3. Permission to enlist the assistance of the Indigenous Peoples Clinic at Suffolk Law to conduct research regarding the impact of proposals being considered by the Task Force. Costs anticipated include travel costs for the clinic director for two or three trips from Boston to Maine, and, if possible, an honorarium for the Law School in an amount to be determined by the Council.

Thank you for your consideration of this request. If you have any questions, please do not hesitate to contact us.

cc: Grant Pennoyer, Executive Director, Legislative Council
Members, Task Force on Changes to the Maine Indian Claims Settlement Implementing Act
Marion Hylan Barr, OPLA Director



HOUSE OF REPRESENTATIVES
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002
(207) 287-1400
TTY: (207) 287-4469

Stephen Moriarty

12 Oak Street
Cumberland, ME 04021
Phone: (207) 318-3218

Stephen.Moriarty@legislature.maine.gov

To: The Members of the Legislative Council
From: Rep. Stephen Moriarty, District #45
Re: Request for the Maine NSDA Dale Denno Memorial District Congressional Debate Maine Qualifiers to be held at the State House
Date: Sept. 19, 2019

I would like to formally request that the Maine National Speech and Debate Association be allowed to use the State House as the venue for the 2020 District Congressional Debate Maine Qualifiers.

The Maine NSDA Congressional Debate Qualifiers is the culminating tournament of the season for about 70 of Maine's most dedicated and gifted high school debaters, representing high schools from all over the state. The winners of this tournament go on to represent Maine at the National Championship of the National Speech and Debate Association in Albuquerque, NM in June, 2020. Following last year's extremely successful tournament held at the State House, three students moved on as National Qualifiers. The tournament has been named in honor of the late Rep. Dale Denno, who filed an identical request with the Council to use the State House as the venue for the event at this time last year.

The chance for our students to speak at such a prestigious location as the State Capitol will inspire all the debaters, from the newest freshmen to the graduating seniors, to perform to the best of their abilities, and perhaps to even represent their constituents in adult life by running for and serving in the Legislature.

Jason Curry, a faculty member and Debate Coach at Greely High School for 21 years, will be present at your meeting on the afternoon of September 26. He is president-elect of the Maine Forensics Association. He will be pleased to answer any questions or provide further information.

Below are the basic elements of this request:

Date: January 18, 2020

Time: 8:00 a.m. – 5:00 p.m.

Room Requirements: House Chamber, Senate Chamber, four committee rooms, the Welcome Center

Number of attendees: 60-100 students, 12-20 staff

Thank you very much for your consideration.




MAINE STATE LEGISLATURE

OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

MEMO

To: Legislative Council

From: Grant T. Pennoyer 

Date: September 26, 2019

Re: Parking Lot O Project Revision

While excavating for the installation of the perimeter lighting around Parking Lot O, the southernmost parking lot, we discovered issues with both the existing asphalt and the gravel base. The asphalt surface was much thinner than anticipated and the subsurface consisted of sand and not gravel in several of the areas excavated. These issues with the surface and subsurface of the parking lot were not anticipated when the project was approved early this year.

The initial project anticipated that we could implement the resurfacing of the parking lot through a reclaim method that mills the top layers of the asphalt surface to create a consistent surface to which new asphalt is applied. The original estimate for the reclaim/repaving portion of this project was roughly \$230,000, which was developed at the end of 2017. A revised, very rough estimate for a full-depth reconstruction and repaving of Parking Lot O is between \$400,000 and \$450,000.

We are exploring other less expensive options as suggested at the State House Facilities Committee meeting last Tuesday, but have yet to develop any definitive proposal to present. The alternatives initially reviewed and discussed with the engineering consulting firm did not sound like they would significantly reduce the cost.

We have sufficient balances available in the facilities budget to absorb the additional costs above the original estimate and would urge the Legislative Council to authorize the Executive Director to proceed with this project using the most cost-effective method of implementation while meeting certain minimum standards for durability.

SENATE

SUSAN A. DESCHAMBAULT, DISTRICT 32, CHAIR
MICHAEL E. CARPENTER, DISTRICT 2
KIMBERLEY C. ROSEN, DISTRICT 8

JANE ORBETON, SENIOR LEGISLATIVE ANALYST
DANIEL TARTAKOFF, LEGISLATIVE ANALYST
CYNTHIA FORTIER, COMMITTEE CLERK



HOUSE

CHARLOTTE WARREN, HALLOWELL, CHAIR
JANICE E. COOPER, YARMOUTH
PINNY BEEBE CENTER, ROCKLAND
LOIS GALGAY RECKITT, SOUTH PORTLAND
VICTORIA E. MORALES, SOUTH PORTLAND
BRADEN SHARPE, DURHAM
RICHARD A. PICKETT, DIXFIELD
PATRICK W. COREY, WINDHAM
CHRIS A. JOHANSEN, MONTICELLO
DANNY EDWARD COSTAIN, PLYMOUTH

STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

September 18, 2019

President Troy D. Jackson, Chair
State of Maine Legislature Legislative Council
3 State House Station
Augusta, ME 04333

Speaker Sara Gideon, Vice-Chair
Maine State Legislature Legislative Council
2 State House Station
Augusta, ME 04333

Jeffrey Taylor
#4145
807 Cushing Road
Warren, Maine 04864-4600

Commissioner Randall Liberty
Maine Department of Corrections
11 State House Station
Augusta, ME 04333-0111

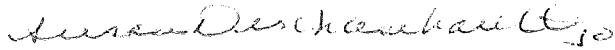
Dear President Jackson, Speaker Gideon, Jeffrey Taylor and Commissioner Liberty,

The Joint Standing Committee on Criminal Justice and Public Safety met on September 17th and reviewed the Department of Corrections Rule 2.12(F) on prisoner savings accounts in accordance with the provisions of Title 5, section 11113 through 11115.

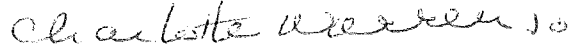
The committee reviewed the July 24th letter from Jeffrey Taylor, letters submitted from persons supporting Mr. Taylor's application for review of Rule 2.12(F) and information submitted by Commissioner Liberty. The committee heard oral presentations from Commissioner Liberty, Representative Rachel Talbot Ross on behalf of persons who submitted letters of support of Mr. Taylor's application, Scott Ferguson from the Department of Administrative and Financial Services, and Joseph Jackson representing the Maine Prisoner Advocacy Coalition.

We are writing to inform you that the committee voted to direct the Office of Policy and Legal Analysis to draft legislation concerning mandatory prisoner savings accounts after the Second Regular Session begins in January 2020.

Thank you.



Senator Susan A. Deschambault
Senate Chair



Representative Charlotte Warren
House Chair

cc: Grant Penoyer, Executive Director
Marion Hylan Barr, OPLA
Jane Orbeton, OPLA
Criminal Justice and Public Safety Committee