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STATE OF MAINE
 ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
 COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

March 2, 2020

TO: Senator Justin Chenette, Senate Chair
 Representative Anne-Marie Mastraccio, House Chair
 Government Oversight Committee

FROM: Senator Rebecca Millett, Senate Chair *RM*
 Representative Victoria Kornfield, House Chair *VK*
 Joint Standing Committee on Education and Cultural Affairs

SUBJ: Quasi-Independent State Entity Reviews of the Child Development Services System,
 Maine Community College System, Maine Health and Higher Educational Facilities
 Authority, Maine Maritime Academy, and University of Maine System

We are pleased to report the results of the Joint Standing Committee on Education and Cultural Affairs review of the Child Development Services System, Maine Community College System, Maine Health and Higher Educational Facilities Authority, Maine Maritime Academy, and University of Maine System pursuant to the laws governing quasi-independent state entities in Title 5, chapter 379, subchapter 3 of the Maine Revised Statutes.

As required by Title 5, section 12023, subsection 3, the committee met to review each quasi-independent entity's annual reports to the Legislature for the previous two calendar years to assess whether policies adopted by each entity are consistent with the requirements of Title 5, section 12022, subsections 3 to 5, and whether reported waivers of competitive procurement and contributions are in compliance with adopted policies.

After review, the committee is pleased to report that the committee did not find any inconsistencies between the entities' policies and procedures and that the committee did not find any of the entities' reported waivers of competitive procurement and reported contributions to be out of compliance with the policies and procedures.

In addition, the committee would like to note that the reports of the University of Maine System, Maine Community College System, and Maine Maritime Academy include descriptions of each of the sole source procurements listed. The committee greatly appreciates this additional level of detail, as it allows the committee to better understand the unique procurements that occur at the public higher education institutions of the State, and also provides a window into some of the exciting and interesting research and development that is occurring at these institutions.

Thank you for your opportunity to report to you on these matters.

cc: **Members, Joint Standing Committee on Education and Cultural Affairs**
Roy Fowler, State Director, Child Development Services
David Daigler, President, Maine Community College System
Terry Hayes, Executive Director, Maine Health and Higher Educational Facilities Authority
Dr. William J. Brennan, President, Maine Maritime Academy
Dannel P. Malloy, Chancellor, University of Maine System
Danielle Fox, Director, OPEGA
Marion Hylan Barr, Director, OPLA

SENATE

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STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY

TO: Senator Justin Chenette, Senate Chair
Representative Anne-Marie Mastraccio, House Chair
Committee on Government Oversight

FROM: Senator Mark W. Lawrence, Senate Chair *MWL*
Representative Seth A. Berry, House Chair *SAB*
Joint Standing Committee on Energy, Utilities and Technology

Date: February 27, 2020

Re: **Review of the Maine Municipal and Rural Electrification Cooperative Agency,
ConnectME Authority and Efficiency Maine Trust pursuant to 5 MRSA §12023, sub-§3**

Pursuant to Maine Revised Statutes Title 5, section 12023, subsection 3, we are reporting the results of the Joint Standing Committee on Energy, Utilities and Technology’s review of the Maine Municipal and Rural Electrification Cooperative Agency, ConnectME Authority and Efficiency Maine Trust.

Maine Municipal and Rural Electrification Cooperative Agency (MMRECA)

The MMRECA has not yet exercised its statutory authority under the enabling law, and no funds have been expended by the MMRECA. At this time, the MMRECA does not have any policies in place regarding the selection of vendors, contributions and travel, meals and entertainment. In its report submitted pursuant to 5 MRSA §12023, sub-§2, the MMRECA has indicated that if in the future it exercises its statutory authority, it would put policies in place prior to taking any actions.

ConnectME Authority

I. Policies and Procedures

Policies and procedures adopted by the ConnectME Authority are consistent with requirements established in 5 MRSA §12022, sub-§§3-5 for procurement, contributions and travel, meals and entertainment policies.

II. Waivers of Competitive Procurement

No waivers of competitive procurement exceeding \$10,000 were reported by the Authority for the period under review.

III. Contributions

No contributions exceeding \$1,000 were reported by the Authority for the period under review.

Efficiency Maine Trust (EMT)

I. Policies and Procedures

Policies and procedures adopted by the EMT are consistent with expectations established in 5 MRSA §12022, sub-§§3-5 for procurement, contributions and travel, meals and entertainment policies.

II. Waivers of Competitive Procurement

The EMT reported waivers of competitive procurement exceeding \$10,000 in both years of the period under review. The waivers appear to be in compliance with EMT adopted policies and procedures. The committee has requested additional information from EMT regarding the lease of office space and the process for procurement of office space. EMT has agreed to provide this information to the committee.

III. Contributions

The EMT reported contributions exceeding \$1,000 in both years of the period under review. The reported contributions comply with EMT adopted policies and procedures.

cc: Members, Committee on Government Oversight
Members, Joint Standing Committee on Energy, Utilities and Technology
Danielle Fox, Director, Office of Program Evaluation and Government Accountability
Marion Hylan Barr, Director, Office of Policy and Legal Analysis
Scott M. Hallowell, Maine Municipal and Rural Electrification Cooperative Agency
Peggy Schaffer, Executive Director, ConnectME Authority
Michael Stoddard, Executive Director, Efficiency Maine Trust

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 SAM SENFT, LEGISLATIVE ANALYST
 SUSAN M. PINETTE, COMMITTEE CLERK

STATE OF MAINE
 ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
 COMMITTEE ON JUDICIARY

TO: Senator Justin Chenette, Senate Chair
 Representative Anne-Marie Mastraccio, House Chair
 Government Oversight Committee

FROM: Senator Mike Carpenter, Senate Chair *MC*
 Representative Donna, House Chair *Δ P*
 Joint Standing Committee on Judiciary

DATE: February 27, 2020

Re: Quasi-Independent State Entity Review of the Maine Human Rights
 Commission

We are pleased to report the results of the Joint Standing Committee on Judiciary's review of the Maine Human Rights Commission pursuant to the laws governing quasi-independent state entities in Title 5, chapter 379, subchapter 3 of the Maine Revised Statutes.

As required by section 12023, subsection 3 of Title 5, the Committee met on February 26, 2020 to review the written policies and procedures to determine whether they are consistent with the expectations established in section 12022, subsections 3 to 5. In addition, the Committee reviewed the reports submitted by the Maine Human Rights Commission under section 12023, subsection 2 within the past two calendar years to determine whether all reported waivers of competitive procurement and reported contributions were in compliance with Commission's policies and procedures, including proper justification and documentation.

Based on our review, the Committee finds that:

- The Maine Human Rights Commission operates under the oversight of the Department of Financial and Administrative Services for its policies and procedures with respect to procurements. State law and that agency's written policy and procedures for procurement are generally consistent with the expectations established in section 12022, subsection 3.
- The Maine Human Rights Commission has adopted a written policy and procedures governing use of the entity's resources for contributions as required by section 12022, subsection 4.

- The Maine Human Rights Commission stated that it follows the policies and procedures in the Office of the State Controller's State Administrative & Accounting Manual with respect to travel and meals expenses. (The Commission does not allow for entertainment expenses.) The provisions of State Administrative & Accounting Manual governing travel and meal expenses are generally consistent with the expectations of section 12022, subsection 5, except that (a) these costs are not required to be budgeted and accounted for separately and (b) the governing body is not required to approve the annual budget for these costs and be provided periodic reports on such costs. In addition, the Committee notes that Sections 10.10.10.a and 10.50.25.c of the State Administrative & Accounting Manual require each agency to have its own written internal policies and procedures governing travel-related costs, and the Commission has adopted an internal policy.
- The Maine Human Rights Commission did not report any waivers of competitive procurement exceeding \$10,000 or contributions exceeding \$1,000 in the reports it submitted pursuant to section 12023, subsection 2 in the past two calendar years.

cc: Members, Joint Standing Committee on Judiciary
Members, Government Oversight Committee
Amy Sneirson, Executive Director, Maine Human Rights Commission
Danielle Fox, Director, OPEGA
Marion Hylan Barr, Director OPLA

SENATE

NED CLAXTON, DISTRICT 20, CHAIR
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 CHERYL MCGOWAN, COMMITTEE CLERK



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 JEFFREY EVANGELOS, FRIENDSHIP
 WALTER N. RISEMAN, HARRISON

STATE OF MAINE
 ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
 COMMITTEE ON STATE AND LOCAL GOVERNMENT

TO: Senator Justin Chenette, Senate Chair
 Representative Anne-Marie Mastraccio, House Chair
 Government Oversight Committee

FROM: Senator Ned Claxton, Senate Chair *nc*
 Representative Roland Danny Martin, House Chair *dm*
 Joint Standing Committee on State and Local Government

DATE: March 12, 2020

Re: *Quasi-Independent State Entity Review of the Maine Municipal Bond Bank*

We are pleased to report the results of the Joint Standing Committee on State and Local Government's review of the Maine Municipal Bond Bank ("MMBB") pursuant to the laws governing quasi-independent state entities in Title 5, chapter 379, subchapter 3 of the Maine Revised Statutes.

On February 11, 2020, we wrote to the Executive Director of MMBB to request copies of the written policies and procedures governing procurement, contributions, and travel, meals and entertainment to the Committee for its review. As required by section 12023, subsection 3 of Title 5, the Committee met on February 24, 2020 to review those written policies and procedures and determine whether they are consistent with the expectations established in section 12022, subsections 3 to 5. In addition, the Committee reviewed the reports submitted by MMBB under section 12023, subsection 2 within the past 2 calendar years to determine whether all reported waivers of competitive procurement and reported contributions were in compliance with Commission's policies and procedures, including proper justification and documentation.

Our committee is pleased to report the following:

1. The Policies and procedures adopted by MMBB board are consistent with expectations established in Title 5 section 12022, subsections 3 to 5;
2. All reported waivers of competitive procurement during the period under review were in compliance with MMBB adopted policies and procedures; and

3. MMBB had no reported contributions during the period under review.

cc: Members, Joint Standing Committee on State and Local Government
Members, Government Oversight Committee
Terry Hayes, Executive Director, MMBB
Danielle Fox, Director, OPEGA
Marion Hylan Barr, Director OPLA

SENATE

HOUSE

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SUSAN DESCHAMBAULT, DISTRICT 32
PAUL T. DAVIS, DISTRICT 4



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ROGER E. REED, CARMEL
FRANCES M. HEAD, BETHEL
MARYANNE KINNEY, KNOX
WILLIAM R. TUELL, EAST MACHIAS
JEFFREY EVANGELOS, FRIENDSHIP
WALTER N. RISEMAN, HARRISON

LYNNE CASWELL, LEGISLATIVE ANALYST
CHERYL MCGOWAN, COMMITTEE CLERK

STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT

TO: Senator Justin Chenette, Senate Chair
Representative Anne-Marie Mastraccio, House Chair
Government Oversight Committee

FROM: Senator Ned Claxton, Senate Chair
Representative Roland Danny Martin, House Chair
Joint Standing Committee on State and Local Government

DATE: March 2, 2020

Re: *Quasi-Independent State Entity Review of the Maine Government
Facilities Authority*

We are pleased to report the results of the Joint Standing Committee on State and Local Government’s review of the Maine Government Facilities Authority (“MGFA”) pursuant to the laws governing quasi-independent state entities in Title 5, chapter 379, subchapter 3 of the Maine Revised Statutes.

On February 11, 2020, we wrote to the Executive Director of MGFA to request copies of the written policies and procedures governing procurement, contributions, and travel, meals and entertainment to the Committee for its review. As required by section 12023, subsection 3 of Title 5, the Committee met on February 24, 2020 to review those written policies and procedures and determine whether they are consistent with the expectations established in section 12022, subsections 3 to 5. In addition, the Committee reviewed the reports submitted by MGFA under section 12023, subsection 2 within the past 2 calendar years to determine whether all reported waivers of competitive procurement and reported contributions were in compliance with Commission’s policies and procedures, including proper justification and documentation.

Our committee is pleased to report the following:

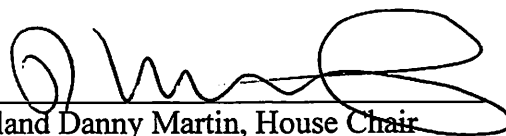
1. The Policies and procedures adopted by MGFA board are consistent with expectations established in Title 5 section 12022, subsections 3 to 5;
2. All reported waivers of competitive procurement during the period under review were in compliance with MGFA adopted policies and procedures; and

3. MGFA had no reported contributions during the period under review.

Sincerely,



Ned Claxton, Senate Chair



Roland Danny Martin, House Chair

cc: Members, Joint Standing Committee on State and Local Government
Members, Government Oversight Committee
Terry Hayes, Executive Director, MGFA
Danielle Fox, Director, OPEGA
Marion Hylan Barr, Director OPLA

SENATE

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BRADLEE THOMAS FARRIN, DISTRICT 3

SAMUEL PRAWER, LEGISLATIVE ANALYST
DARLENE SIMONEAU, COMMITTEE CLERK



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STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON TRANSPORTATION

March 12, 2020

TO: Senator Justin Chenette, Senate Chair
Representative Anne-Marie Mastraccio, House Chair
Government Oversight Committee

FROM: Senator Bill Diamond, Senate Chair
Representative Andrew McLean, House Chair
Joint Standing Committee on Transportation

SUBJ: Quasi-Independent State Entity Reviews of the Maine Turnpike Authority,
Northern New England Passenger Rail Authority, and Maine Port Authority

The Joint Standing Committee on Transportation is pleased to report the results of its review of the Maine Turnpike Authority, Northern New England Passenger Rail Authority, and Maine Port Authority pursuant to the laws governing quasi-independent state entities in Title 5, chapter 379, subchapter 3 of the Maine Revised Statutes.

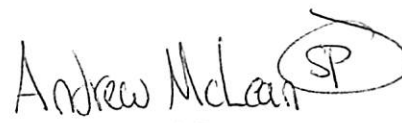
As required by Title 5, section 12023, subsection 3, the committee met to review each quasi-independent entity's annual reports to the Legislature for the previous two calendar years to assess whether policies adopted by each entity are consistent with the requirements of Title 5, section 12022, subsections 3 to 5, and whether reported waivers of competitive procurement and contributions are in compliance with adopted policies.

After review, the committee is pleased to report that it did not find any inconsistencies between the entities' policies and procedures and that it did not find any of the entities' reported waivers of competitive procurement and reported contributions to be out of compliance with the policies and procedures.

Thank you for your opportunity to report to you on these matters.

Sincerely,


G. William Diamond
Senate Chair


Andrew J. McLean
House Chair

cc: Members, Joint Standing Committee on Transportation
Peter Mills, Executive Director, Maine Turnpike Authority
Patricia Quinn, Executive Director, Northern New England Passenger Rail Authority
Jonathan Nass, Chief Executive Officer, Maine Port Authority
Danielle Fox, Director, OPEGA
Marion Hylan Barr, Director, OPLA