



126th MAINE LEGISLATURE

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No. 1140

H.P. 805

House of Representatives, March 21, 2013

An Act To Amend the State Government Evaluation Act

Reference to the Committee on State and Local Government suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative GRAHAM of North Yarmouth.
Cosponsored by Senator LACHOWICZ of Kennebec and
Representatives: BOLAND of Sanford, COTTA of China, PEASE of Morrill.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 3 MRSA §955, sub-§1**, as enacted by PL 1995, c. 488, §2, is amended to
3 read:

4 **1. Review established.** The committee of jurisdiction shall establish its agency
5 review schedule in accordance with this chapter and upon approval of the necessary
6 resources by the Legislative Council. The committee of jurisdiction shall request from
7 each agency and independent agency scheduled for review under section 959 a single-
8 page list of organizational units and programs within each organizational unit by March
9 1st of the first regular session of the Legislature. The agency or independent agency shall
10 provide the list to the committee of jurisdiction by April 1st of the first regular session of
11 the Legislature. The committee of jurisdiction shall provide ~~each~~ an agency or
12 independent agency with a written notice of its intent to review ~~an~~ the agency or
13 independent agency by ~~no later than~~ May 1st of the first regular session of the
14 Legislature.

15 **Sec. 2. 3 MRSA §956, sub-§2, ¶B**, as enacted by PL 1995, c. 488, §2, is
16 amended to read:

17 B. A description of each program administered by the agency or independent agency,
18 including the following for each program:

19 (1) Established priorities, including the goals and objectives in meeting each
20 priority;

21 (2) Performance ~~criteria, timetables~~ measures or other benchmarks used by the
22 agency to measure its progress in achieving the goals and objectives; and

23 (3) An assessment by the agency indicating the extent to which it has met the
24 goals and objectives, using the performance ~~criteria~~ measures. When an agency
25 has not met its goals and objectives, the agency shall identify the reasons for not
26 meeting them and the corrective measures the agency has taken to meet the goals
27 and objectives;

28 **Sec. 3. 3 MRSA §956, sub-§2, ¶D**, as enacted by PL 1995, c. 488, §2, is
29 repealed.

30 **Sec. 4. 3 MRSA §956, sub-§2, ¶F**, as enacted by PL 1995, c. 488, §2, is
31 repealed.

32 **Sec. 5. 3 MRSA §956, sub-§2, ¶M**, as amended by PL 2001, c. 495, §2, is
33 further amended to read:

34 M. Agency policies for collecting, managing and using personal information over the
35 Internet and nonelectronically, information on the agency's implementation of
36 information technologies and an evaluation of the agency's adherence to the fair
37 information practice principles of notice, choice, access, integrity and enforcement;
38 ~~and~~

1 **Sec. 6. 3 MRSA §956, sub-§2, ¶N**, as enacted by PL 2001, c. 495, §3, is
2 amended to read:

3 N. A list of reports, applications and other similar paperwork required to be filed
4 with the agency by the public. The list must include:

- 5 (1) The statutory authority for each filing requirement;
- 6 (2) The date each filing requirement was adopted or last amended by the agency;
- 7 (3) The frequency that filing is required;
- 8 (4) The number of filings received annually for the last 2 years and the number
9 anticipated to be received annually for the next 2 years; and
- 10 (5) A description of the actions taken or contemplated by the agency to reduce
11 filing requirements and paperwork duplication;

12 **Sec. 7. 3 MRSA §956, sub-§2, ¶¶O and P** are enacted to read:

13 O. A list of reports required by the Legislature to be prepared or submitted by the
14 agency or independent agency; and

15 P. A copy of the single-page list of organizational units and programs within each
16 organizational unit required pursuant to section 955, subsection 1, placed at the front
17 of the report.

18 **Sec. 8. 3 MRSA §957**, as amended by PL 2001, c. 495, §4, is repealed and the
19 following enacted in its place:

20 **§957. Committee analysis and recommendations; authority**

21 For each agency or independent agency or a component part of each agency or
22 independent agency subject to review pursuant to section 952, the committee of
23 jurisdiction may conduct an analysis and evaluation that may include, but need not be
24 limited to, an evaluation of the program evaluation report submitted pursuant to section
25 956, subsection 1, including:

26 **1. Statutory authority.** The extent to which the agency or independent agency
27 operates in accordance with its statutory authority;

28 **2. Goals and objectives.** The degree of success in meeting the agency's or
29 independent agency's goals and objectives for each program, including population served;

30 **3. Statutory and administrative mandates.** The degree of success achieved by the
31 agency or independent agency in meeting its statutory and administrative mandates; and

32 **4. Filing requirements.** The extent to which the agency or independent agency has
33 increased or reduced filing requirements and paperwork duplication burdens on the
34 public.

