

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**  
OF THE  
**One Hundred And Thirteenth Legislature**  
OF THE  
**State Of Maine**

**VOLUME I**  
**FIRST REGULAR SESSION**  
December 3, 1986 to May 22, 1987

(S.P. 328) (L.D. 956) Bill "An Act to Amend the Charter of the Bath Water District" (C. "A" S-56)

(S.P. 342) (L.D. 997) Bill "An Act to Provide Funds for Epilepsy Education and Support of Satellite Service Centers" (C. "A" S-55)

No objections having been noted at the end of the Second Legislative Day, the Senate Papers were Passed to be Engrossed as Amended in concurrence.

PASSED TO BE ENGROSSED

Bill "An Act to Prohibit Sale of Foods Processed with Radiation" (H.P. 1142) (L.D. 1552)

Bill "An Act to Require Insurers to Report Utilization Review Data" (H.P. 1143) (L.D. 1553)

Bill "An Act to Exempt Municipal Combination Snowplows and Dump Trucks from the Weight Limitations Imposed on Other Highway Vehicles" (H.P. 1144) (L.D. 1554)

Were reported by the Committee on Bills in the Second Reading, read the second time, Passed to be Engrossed, and sent up for concurrence.

As Amended

Bill "An Act to Amend the Powers of Certain Hospital Administrative Districts" (H.P. 399) (L.D. 533) (C. "A" H-118)

Was reported by the Committee on Bills in the Second Reading and read a second time.

Representative Brown of Gorham offered House Amendment "A" (H-122) and moved its adoption.

House Amendment "A" (H-122) was read by the Clerk and adopted.

The Bill was passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" thereto and sent up for concurrence.

The following item appearing on Supplement No. 4 was taken up out of order by unanimous consent:

REPORTS OF COMMITTEES

Unanimous Leave to Withdraw

Representative PARADIS from the Committee on Judiciary on Bill "An Act to Strengthen the Victim's Ability to Address the Court at a Criminal Sentencing" (H.P. 917) (L.D. 1229) reporting "Leave to Withdraw"

Was placed in the Legislative Files without further action pursuant to Joint Rule 15 and sent up for concurrence.

(Off Record Remarks)

On motion of Representative Walker of Norway, Adjourned until Thursday, May 14, 1987, at nine o'clock in the morning.

STATE OF MAINE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION  
JOURNAL OF THE SENATE

In Senate Chamber  
Wednesday  
May 13, 1987

Senate called to Order by the President.

Prayer by the Honorable Beverly Miner Bustin of Kennebec.

SENATOR BUSTIN: Thank you. What I want to share with you this morning, really isn't a prayer, but it is a couple of readings that during this time of the session, I always seem to pull out of my file and read again. It seems to center and steady me for the rest of the session and gives me some perspective. I hope it does the same for you.

The first reading is from the "Velvet Rabbit", some of you may remember that from your childhood. "What is real?" asked the rabbit. "It's a thing that happens to you when a child loves you for a long time," said the skin horse. "It doesn't happen all at once. You become. It takes a long time. That's why it doesn't happen to people who break easily or have sharp edges, or have to be carefully kept. Generally, by the time you are real, most of your hair has been rubbed off and your eyes drop out and you get loose at the joints and very shabby. But these things don't matter at all, because once you are real, you can't be ugly, accept to people who don't understand."

The second reading is another one that helps me through these stressful times. "Happiness, sought by many and found by few, therefore, is a matter entirely within ourselves; our environment and the everyday happenings of life have absolutely no effect on our happiness except as we permit mental images of the outside to enter our consciousness. Happiness is wholly independent of position, wealth, or material possessions. It is a state of mind which we, ourselves, have the power to control. And that control lies within our thinking." Thank you.

Reading of the Journal of Yesterday.

COMMUNICATIONS

The Following Communication:  
COMMITTEE ON AUDIT AND PROGRAM REVIEW  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
May 1987

Members of the Legislative Council:

We are pleased to transmit to you the eighth annual report of the Joint Standing Committee on Audit & Program Review. This report contains our recommendations regarding the Department of Educational and Cultural Services, over 20 professional regulatory boards, and the delivery of state child welfare services in Maine.

In conducting the review, the goal of the Audit and Program Review Committee has been to improve state agency performance by increasing management and fiscal accountability, resolving complex issues, clarifying Legislative intent, saving General Fund expenditures, making more efficient use of dedicated revenues, and increasing Legislative oversight. To accomplish its goal, the Committee has conducted extensive research, reviewed statutes and relevant data and statistics, considered comment and testimony from many individuals with direct experience in issues before the Committee, compared agencies under

review to their counterparts in other states, and solicited extensive public input through surveys and questionnaires.

As in past years, our process has included members from other joint standing committees. The following legislators have been active participants who contributed their expertise to enrich and strengthen the review process:

Senator Edwin C. Randall  
Committee on Education  
Representative Jean Dellert  
Committee on Human Resources  
Representative James P. Handy  
Committee on Education  
Representative Jo Anne Lapointe  
Committee on Human Resources  
Representative Charlene B. Rydell  
Committee on Banking and Insurance  
Representative P. Kelley Simpson  
Committee on Human Resources.

We would like to note that these reviews were initiated by the 112th Legislature and especially thank G. William Diamond who served as Senate chair, and the 112th Committee members not currently on the Committee. These included Senator Zachary Matthews, Senator Edwin Randall, Senator Pam Cahill, Representative Harold Macomber, Representative P. Kelley Simpson, and Representative Orland McPherson. We would also like to thank former adjunct members who included Representative Ada K. Brown, Representative Donnell Carroll, Representative Laurence Connolly, Representative James Handy, Representative Rita Melendy, and Representative Charlene Rydell.

A public hearing will now be held on each of the Committee's recommendations. We urge the full Legislature to consider these proposals carefully and we invite questions, comments, and input regarding any part of this report.

Finally, the absence of recommendations about a program does not necessarily mean that the Committee found that program to be operating at peak efficiency and effectiveness.

Sincerely,

S/Beverly M. Bustin                      S/Neil Rolde  
Senate Chair                              House Chair

Which was READ and with Accompanying Papers  
ORDERED PLACED ON FILE.

SENATE PAPERS

Bill "An Act Providing for the 1987 Amendments to the Finance Authority of Maine Act"

S.P. 511 L.D. 1535

Presented by Senator DILLENBACK of Cumberland  
Cosponsored by: Senator PERKINS of Hancock,  
Senator ANDREWS of Cumberland, Representative  
CROWLEY of Stockton Springs  
Submitted by the Finance Authority of Maine  
pursuant to Joint Rule 24

Which was referred to the Committee on ECONOMIC DEVELOPMENT and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Revise and Update Certain Fish and Wildlife Laws"

S.P. 508 L.D. 1532

Presented by Senator USHER of Cumberland  
Cosponsored by: Senator BRAUN of Knox,  
Representative CLARK of Millinocket,  
Representative GREENLAW of Standish  
Submitted by the Department of Inland Fisheries  
and Wildlife pursuant to Joint Rule 24

Which was referred to the Committee on FISHERIES AND WILDLIFE and ORDERED PRINTED.  
Sent down for concurrence.

Resolve, to Authorize the Commissioner of Mental Health and Mental Retardation to Continue to Employ Charles E. Meredith, M.D., as Superintendent of the Bangor Mental Health Institute (Emergency)

S.P. 510 L.D. 1534

Presented by Senator MAYBURY of Penobscot  
Cosponsored by: Representative FOSTER of Ellsworth, Representative LEBOWITZ of Bangor, Representative DIAMOND of Bangor

Submitted by the Department of Mental Health and Mental Retardation pursuant to Joint Rule 24  
Committee on HUMAN RESOURCES suggested.

On motion by Senator CLARK of Cumberland,  
Tabled until Later in Today's Session, pending REFERENCE.

Bill "An Act Relating to the Definition of Full-time Corrections Officer"

S.P. 506 L.D. 1530

Presented by Senator PERKINS of Hancock  
Cosponsored by: Representative GREENLAW of Standish, Senator GILL of Cumberland, Senator BALDACCI of Penobscot

Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 27

Bill "An Act to Amend the Tri-state Lotto Compact"

S.P. 509 L.D. 1533

Presented by Senator GOULD of Waldo  
Cosponsored by: Representative JALBERT of Lisbon  
Submitted by the Department of Finance pursuant to Joint Rule 24

Which were referred to the Committee on LEGAL AFFAIRS and ORDERED PRINTED.  
Sent down for concurrence.

Bill "An Act to Clarify the Organization of the Maine Sardine Council"

S.P. 507 L.D. 1531

Presented by Senator MATTHEWS of Kennebec  
Cosponsored by: Representative RICE of Stonington, Representative LOOK of Jonesboro, Representative SALSBURY of Bar Harbor  
Submitted by the Department of Marine Resources pursuant to Joint Rule 24

Which was referred to the Committee on MARINE RESOURCES and ORDERED PRINTED.  
Sent down for concurrence.

Bill "An Act Providing for Administrative Changes in Maine Tax Laws"

S.P. 512 L.D. 1536

Presented by Senator SEWALL of Lincoln  
Cosponsored by: Representative SEAVEY of Kennebunkport, Senator DOW of Kennebec, Representative NADEAU of Saco

Submitted by the Department of Finance pursuant to Joint Rule 24

Which was referred to the Committee on TAXATION and ORDERED PRINTED.  
Sent down for concurrence.

Bill "An Act to Establish the Railroad Employee Equity Act"

S.P. 505 L.D. 1529

Presented by Senator MATTHEWS of Kennebec  
Cospensored by: Senator DUTREMBLE of York,  
Representative JOSEPH of Waterville, Speaker  
MARTIN of Eagle Lake

Approved for Introduction by a Majority of the  
Legislative Council pursuant to Joint Rule 27  
Which was referred to the Committee on  
TRANSPORTATION and ORDERED PRINTED.  
Sent down for concurrence.

Under suspension of the Rules, all matters thus  
acted upon were ordered sent down forthwith for  
concurrence.

COMMITTEE REPORTS

House

Leave to Withdraw

The following Leave to Withdraw Reports shall be  
placed in the Legislative Files without further  
action pursuant to Rule 15 of the Joint Rules:

Bill "An Act to Allow On-site Educational  
Programs at Private Institutions"

H.P. 479 L.D. 646

Bill "An Act to Establish a Behavior  
Stabilization Program under the Mental Health and  
Retardation Law"

H.P. 497 L.D. 667

Bill "An Act to Provide Group Insurance"

H.P. 559 L.D. 757

Bill "An Act to Implement Civil Penalties for  
Passing Worthless Instruments"

H.P. 652 L.D. 880

Bill "An Act to Require Municipal Permits for  
Commercial Landfills"

H.P. 699 L.D. 940

Resolve, to Encourage the Safe Disposal of  
Lead-acid Batteries

H.P. 867 L.D. 1168

Bill "An Act to Require Physical Contact Before a  
Dog Owner may be Liable for Damages Caused by his  
Dog"

H.P. 963 L.D. 1292

Bill "An Act to Establish a Moratorium on  
Licensing, Development and Expansion of all Solid  
Waste Disposal Facilities, Landfills and Incinerators  
Pending the Development of a Comprehensive Solid  
Waste Management Plan for this State" (Emergency)

H.P. 983 L.D. 1330

Change of Reference

The Committee on HUMAN RESOURCES on Bill "An Act  
to Establish the Community Agency Wage Parity Fund"

H.P. 911 L.D. 1223

Reported that the same be REFERRED to the  
Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS.

Comes from the House with the Report READ and  
ACCEPTED and the Bill REFERRED to the Committee on  
APPROPRIATIONS AND FINANCIAL AFFAIRS.

Which Report was READ and ACCEPTED, in  
concurrence.

The Bill REFERRED to the Committee on  
APPROPRIATIONS AND FINANCIAL AFFAIRS, in concurrence.

Senate

Leave to Withdraw

The following Leave to Withdraw Report shall be  
placed in the Legislative Files without further  
action pursuant to Rule 15 of the Joint Rules:

Bill "An Act to Clarify the Confidentiality of  
Certain Information Under the Reporting of Abuse and  
Neglect Laws"

S.P. 254 L.D. 705

Ought to Pass in New Draft

Senator KANY for the Committee on LEGAL AFFAIRS  
on Bill "An Act Amending the Laws Relating to Private  
Security Guards" (Emergency)

S.P. 290 L.D. 817

Reported that the same Ought to Pass in New Draft  
under same title (Emergency).

S.P. 513 L.D. 1555

Which Report was READ and ACCEPTED.

The Bill in NEW DRAFT READ ONCE.

The Bill in NEW DRAFT LATER TODAY ASSIGNED FOR  
SECOND READING.

SECOND READERS

The Committee on Bills in the Second Reading  
reported the following:

House

Bill "An Act Relating to Criminal Restraint under  
the Kidnapping and Restraint Laws"

H.P. 930 L.D. 1246

Bill "An Act to Continue the Agricultural  
Viability Program"

H.P. 944 L.D. 1267

Bill "An Act to Establish Maine Merchant Marine  
Day" (Emergency)

H.P. 1105 L.D. 1497

Bill "An Act Permitting Private Mediation for  
Divorcing Couples"

H.P. 1114 L.D. 1508

Resolve, Establishing the Special Commission to  
Study the Use of State Valuation in Allocation of  
State Funding Among Municipalities (Emergency)

H.P. 1115 L.D. 1509

Which were READ A SECOND TIME and PASSED TO BE  
ENGROSSED, in concurrence.

Bill "An Act to Provide Special License Plates  
and Decals for People with Hearing Impairments"

H.P. 1106 L.D. 1498

Which was READ A SECOND TIME.

On motion by Senator CLARK of Cumberland, Tabled  
until Later in Today's Session, pending PASSAGE TO BE  
ENGROSSED.

House As Amended

Bill "An Act Relating to Bail Commissioners"

H.P. 341 L.D. 440

(C "A" H-109)

Bill "An Act to Amend the Registration Laws  
Concerning Antique Motor Vehicles"

H.P. 439 L.D. 592

(H "A" H-113 to C

"A" H-100)

Bill "An Act to Allow the Maine Maritime Academy  
to Award an Associate of Science Degree in Yacht  
Operations and Boatyard Management"

H.P. 530 L.D. 714

(H "A" H-114 to C

"A" H-98)

Bill "An Act to Amend the Maine Tort Claims Act"

H.P. 682 L.D. 923

(C "A" H-108)

Which were READ A SECOND TIME and PASSED TO BE  
ENGROSSED, as Amended, in concurrence.

Senate

Bill "An Act to Modify the Definition of Sexually Explicit Conduct"

S.P. 402 L.D. 1242

Bill "An Act to Clarify the Law Relating to Restitution for Victims of Crime by Expressly Providing that Cities, Counties and other Governmental Entities can be Victims and that Organizations may be Ordered to Pay Restitution" (Emergency)

S.P. 403 L.D. 1243

Bill "An Act to Modify Certain Criminal Appeal Laws"

S.P. 406 L.D. 1257

Bill "An Act Relating to a Court Granting Continuance under the Corrections Law"

S.P. 410 L.D. 1261

Which were READ A SECOND TIME and PASSED TO BE ENGROSSED.

Sent down for concurrence.

Senate As Amended

Bill "An Act to Revise the Maine Medical Laboratory Act"

S.P. 191 L.D. 518  
(C "A" S-61)

Bill "An Act to Extend the Freeze on Maximum Weekly Benefits Under the Workers' Compensation Act"

S.P. 314 L.D. 916  
(C "A" S-59)

Which were READ A SECOND TIME and PASSED TO BE ENGROSSED, as Amended.

Sent down for concurrence.

ORDERS OF THE DAY

The Chair laid before the Senate the Tabled and Specially Assigned matter:

COMMUNICATION - from President and Speaker informing Committee on Business Legislation of Governor's nomination of Joseph A. Edwards of Belmont, Massachusetts for appointment as the Superintendent of the Bureau of Insurance, Department of Professional and Financial Regulation.

S.P. 503

Tabled - May 12, 1987, by Senator DUTREMBLE of York.

Pending - REFERENCE

(In Senate, May 12, 1987, READ.)

Which was referred to the Committee on BANKING AND INSURANCE, pursuant to Public Law 105.

Senate at Ease

Senate called to order by the President.

ORDERS OF THE DAY

On motion by Senator CLARK of Cumberland, the Senate removed from the Tabled and Later Today Assigned the following:

Resolve, to Authorize the Commissioner of Mental Health and Mental Retardation to Continue to Employ Charles E. Meredith, M.D., as Superintendent of the Bangor Mental Health Institute (Emergency)

S.P. 510 L.D. 1534

Tabled - May 13, 1987, by Senator CLARK of Cumberland.

Pending - REFERENCE

(Committee on HUMAN RESOURCES suggested.)

Which was referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

Off Record Remarks

Senator GAUVREAU of Androscoggin was granted unanimous consent to address the Senate off the Record.

Senate at Ease

Senate called to order by the President.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Make Consistent the Federal Veterans' Reemployment Law"

H.P. 1136 L.D. 1546

Comes from the House referred to the Committee on AGING, RETIREMENT AND VETERANS and ORDERED PRINTED.

Which was referred to the Committee on AGING, RETIREMENT AND VETERANS and ORDERED PRINTED, in concurrence.

Bill "An Act to Create an Agricultural Market Research and Development Fund Program"

H.P. 1134 L.D. 1544

Comes from the House referred to the Committee on AGRICULTURE and ORDERED PRINTED.

Which was referred to the Committee on AGRICULTURE and ORDERED PRINTED, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Increase the Availability and Improve the Quality of Child Care in this State"

H.P. 1141 L.D. 1551

Comes from the House referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED.

Which was referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED, in concurrence.

Bill "An Act to Clarify the Authority of the Superintendent of Insurance to Assign Risks for Workers' Compensation Insurance"

H.P. 1127 L.D. 1537

Bill "An Act Amending the Assumed Payroll of Partnerships and Sole Proprietors in a Self-insured Group"

H.P. 1130 L.D. 1540

Bill "An Act to Create Immunity from Liability"

H.P. 1137 L.D. 1547

Bill "An Act to Amend the Law Relating to Group Life and Health Insurance"

H.P. 1138 L.D. 1548

Bill "An Act to Establish an Insurance Commission"

H.P. 1145 L.D. 1556

Come from the House referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.

Which were referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE  
House Papers

Bill "An Act Allowing Restricted Disclosure of HTLV III Test Results within a Federally-mandated Military Testing Program"

H.P. 1128 L.D. 1538

Bill "An Act Relating to Construction Standards for Access for Handicapped Persons to Public Facilities"

H.P. 1129 L.D. 1539

Bill "An Act to Protect Abused Children and Dependent Adults"

H.P. 1131 L.D. 1541

Bill "An Act to Promote the Coordination of State Prevention Programs for Juveniles"

H.P. 1133 L.D. 1543

Bill "An Act to Amend the Child and Family Services and Child Protection Act"

H.P. 1140 L.D. 1550

Come from the House referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED.

Which were referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE  
House Papers

Bill "An Act Converting West Forks Plantation into the Town of West Forks" (Emergency)

H.P. 1132 L.D. 1542

Bill "An Act to Change the Perry-Pembroke Boundary Line" (Emergency)

H.P. 1139 L.D. 1549

Come from the House referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED.

Which were referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED, in concurrence.

Bill "An Act to Establish a State Cost-share Program for Salt and Sand Storage Facilities"

H.P. 1135 L.D. 1545

Comes from the House referred to the Committee on TRANSPORTATION and ORDERED PRINTED.

Which was referred to the Committee on TRANSPORTATION and ORDERED PRINTED, in concurrence.

On motion by Senator WHITMORE of Androscoggin, RECESSED until 5:00 this afternoon.

After Recess

Senate called to order by the President.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE  
Non-concurrent Matter

Bill "An Act to Strengthen the Lobster Hatchery Program" (Emergency)

H.P. 1055 L.D. 1425

In Senate, May 8, 1987, PASSED TO BE ENGROSSED, in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-121) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

COMMUNICATIONS

The Following Communication:

May 12, 1987

Hon. Raynold Theriault  
State House

Augusta, ME 04333

Dear Senator Theriault:

Pursuant to my authority under M.R.S.A. 3, Section 227, I am pleased to appoint you to serve on the Maine Canadian Legislative Advisory Commission.

Pursuant to my authority under M.R.S.A. 3, Section 231, I am pleased to appoint you to the New England and Eastern Canada Legislative Commission.

Senator Dutremble has been serving on these Committees, and has agreed to step down so that you may serve in his place.

Please let me know if you have any questions about these appointments.

Sincerely,

S/Charles P. Pray

President of the Senate

Which was READ and ORDERED PLACED ON FILE.

ORDERS

Joint Resolution

On motion by Senator ANDREWS of Cumberland (Cosponsored by: Senator BRANNIGAN of Cumberland, Representative RAND of Portland) the following Joint Resolution: S.P. 518

JOINT RESOLUTION IN COMMEMORATION

OF THE VISIT OF THE BRITISH FRIGATE H.M.S. APOLLO

WHEREAS, Her Majesty's Ship Apollo will visit the Port of Portland in May 1987; and

WHEREAS, the visit of the British frigate Apollo is an occasion of great significance to Maine and its citizens; now, therefore, be it

RESOLVED: That, We, the Members of the 113th Legislature while duly assembled in the First Regular Session at the Capitol at Augusta do extend our welcome to the officers and crew of H.M.S. Apollo upon the occasion of their visit to the State of Maine; and be it further

RESOLVED: That suitable copies of this Resolution, duly authenticated by the Secretary of State, be transmitted forthwith on behalf of the Legislature and the people of the State of Maine to the City of Portland for appropriate transmittal to Commander L. C. Hopkins, Royal Navy, Commanding Officer of H.M.S. Apollo, upon the occasion of that vessel's arrival at Portland Harbor.

Which was READ and ADOPTED.

Sent down for concurrence.

COMMITTEE REPORTS

House

Ought to Pass

The Committee on JUDICIARY on Bill "An Act Relating to the Narcotics Laws"

H.P. 821 L.D. 1112

Reported that the same Ought to Pass.

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED.

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

The Bill TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass As Amended

The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Provide Funds for Respite Care"

H.P. 92 L.D. 101

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-111).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-111)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-111) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Continue Statewide Standards for the Identification and Management of Child Abuse and Neglect"

H.P. 162 L.D. 203

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-115).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-115)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-115) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Establish Pilot Indigency Screening Units for Court-appointed Counsel"

H.P. 324 L.D. 423

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-110).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-110)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-110) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Expand the Maine Conservation Corps" (Emergency)

H.P. 487 L.D. 654

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-116).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-116)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-116) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Develop a Pilot Community Reintegration Program for Youth Returning to their Homes from the Maine Youth Center"

H.P. 756 L.D. 1019

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-112).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-112)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-112) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act to Regulate Discharges from Vehicular Holding Tanks"

H.P. 730 L.D. 982

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-120).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-120)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-120) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass in New Draft

The Committee on UTILITIES on Bill "An Act to Recodify the Public Utilities Law" (Emergency)

H.P. 267 L.D. 350

Reported that the same Ought to Pass in New Draft under same title (Emergency).

H.P. 1075 L.D. 1458

Comes from the House, with the Report READ and ACCEPTED and the Bill in NEW DRAFT PASSED TO BE ENGROSSED.

Which Report was READ and ACCEPTED, in concurrence.

The Bill in NEW DRAFT READ ONCE.

The Bill in NEW DRAFT TOMORROW ASSIGNED FOR SECOND READING.

#### Off Record Remarks

#### Divided Report

The Majority of the Committee on AGRICULTURE on Bill "An Act Regarding the Maine Agricultural Marketing and Bargaining Act of 1973"

H.P. 679 L.D. 912

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-107).

Signed:

Senators:

MATTHEWS of Kennebec

TWITCHELL of Oxford

BLACK of Cumberland

Representatives:

WHITCOMB of Waldo

SHERBURNE of Dexter

NUTTING of Leeds

ALIBERTI of Lewiston



HUSSEY of Milo  
 MAHANY of Easton  
 PINES of Limestone  
 TARDY of Palmyra

The Minority of the same Committee on the same subject reported that the same Ought Not to Pass.

Signed:

Representatives:

PARENT of Benton  
 BRAGG of Sidney

Comes from the House the Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-107).

Which Reports were READ.

The Majority OUGHT TO PASS AS AMENDED Report was ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-107) READ.

On motion by Senator MATTHEWS of Kennebec, Senate Amendment "A" (S-62) to Committee Amendment "A" (H-107) READ and ADOPTED.

Committee Amendment "A" (H-107) as Amended by Senate Amendment "A" (S-62), thereto ADOPTED in NON-CONCURRENCE.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Senate

Ought Not to Pass

The following Ought Not to Pass Report shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

Bill "An Act to Support the Growth and Development of Hospice Care in Maine"

S.P. 171 L.D. 486

Leave to Withdraw

The following Leave to Withdraw Reports shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

Resolve, to Adjust Utility Rates to Reflect the Change in the Rate of Federal Corporate Income Tax

S.P. 393 L.D. 1212

Bill "An Act Concerning the Hunting of Antlerless Deer by Certain Property Owners"

S.P. 424 L.D. 1304

Ought to Pass

Senator GAUVREAU for the Committee on HUMAN RESOURCES on Resolve, to Authorize the Commissioner of Mental Health and Mental Retardation to Continue to Employ Charles E. Meredith, M.D., as Superintendent of the Bangor Mental Health Institute (Emergency)

S.P. 510 L.D. 1534

Reported that the same Ought to Pass.

Which Report was READ and ACCEPTED.

Under suspension of the Rules, READ TWICE and PASSED TO BE ENGROSSED.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

SECOND READERS

The Committee on Bills in the Second Reading reported the following:

Senate

Bill "An Act Amending the Laws Relating to Private Security Guards" (Emergency)

S.P. 513 L.D. 1555

Which was READ A SECOND TIME and PASSED TO BE ENGROSSED.

Sent down for concurrence.

ENACTORS

The Committee on Engrossed Bills reported as truly and strictly engrossed the following:

An Act to Clarify Residency Requirements for Servicemen

H.P. 1020 L.D. 1373  
 (H "A" H-92)

An Act Relating to the Relocation of the Southern Division of the 10th District Court

H.P. 1042 L.D. 1404

Which were PASSED TO BE ENACTED and having been signed by the President, were presented by the Secretary to the Governor for his approval.

Emergency Resolve

Resolve, for Laying of the County Taxes and Authorizing Expenditures of Knox County for the Year 1987

H.P. 1104 L.D. 1496

This being an Emergency Measure and having received the affirmative vote of 25 Members of the Senate, with No Senators having voted in negative, and 25 being more than two-thirds of the entire elected Membership of the Senate, was FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Senate at Ease

Senate called to order by the President.

Off Record Remarks

Out of order and under suspension of the Rules, the Senate considered the following:

ORDERS

Joint Resolution

On motion by Senator WEBSTER of Franklin (Cosponsored by: Representative DEXTER of Kingfield, Senator ERWIN of Oxford, Representative MILLS of Bethel) the following Joint Resolution:

S.P. 519

JOINT RESOLUTION CONCERNING THE HEARINGS ON A PROPOSED BIO-MASS PROJECT IN THE STRATTON-EUSTIS AREA

WHEREAS, an application for a bio-mass project for the Stratton-Eustis area has been made to the Department of Environmental Protection and the Maine Land Use Regulation Commission; and

WHEREAS, the proposal is pending a joint public hearing before the Department of Environmental Protection and the Maine Land Use Regulation Commission before the project is licensed; and

WHEREAS, citizens of western Maine are indeed concerned over this development and want to give testimony and hear the proceedings; now, therefore, be it

RESOLVED: That the members of the Senate and House of Representatives of the 113th Legislature of the State of Maine, now assembled, in the First Regular Session respectfully urge the Department of Environmental Protection and the Maine Land Use Regulation Commission to convenience the citizens of western Maine concerning authorization of a bio-mass project by holding public hearings on the project

within the Kingfield-Stratton-Rangle area rather than Augusta; and be it further

RESOLVED: That the Secretary of State prepare a suitable copy of this Joint Resolution and transmit it forthwith to the commissioners of the agencies so-named as notice of this request.

Which was READ and ADOPTED.  
Sent down for concurrence.

On motion by Senator CAHILL of Sagadahoc, ADJOURNED until Thursday, May 14, 1987, at 9:00 in the morning.

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ORDERS OF THE DAY

The Chair laid before the Senate the Tabled and Later Today Assigned matter:

Bill "An Act to Provide Special License Plates and Decals for People with Hearing Impairments"

H.P. 1106 L.D. 1498

Tabled - May 13, 1987, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENGROSSED  
(In House, May 12, 1987, PASSED TO BE ENGROSSED.)  
(In Senate, May 13, 1987, READ A SECOND TIME.)

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending PASSAGE TO BE ENGROSSED.

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On motion by Senator CLARK of Cumberland, the Senate removed from the Unassigned Table the following:

Emergency

An Act to Ensure Timely Adoption of Revised Solid Waste Rules

H.P. 890 L.D. 1191

Tabled - May 1, 1987, Senator CLARK of Cumberland.

Pending - ENACTMENT

(In Senate, April 28, 1987, PASSED TO BE ENGROSSED, in concurrence.)

(In House, April 30, 1987, PASSED TO BE ENACTED.)

On motion by Senator PEARSON of Penobscot, the Senate SUSPENDED THE RULES.

On further motion by same Senator, the Senate RECONSIDERED whereby the Bill was PASSED TO BE ENGROSSED.

On further motion by same Senator, Senate Amendment "A" (S-54) READ.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Tuttle.

Senator TUTTLE: Thank you Mr. President, I would like to pose a question through the Chair to the Senator from Penobscot, Senator Pearson. What is this amendment doing?

THE PRESIDENT: The Senator from York, Senator Tuttle has posed a question through the Chair to any Senator who may care to respond.

The Chair recognizes the Senator from Penobscot, Senator Pearson.

Senator PEARSON: Mr. President, men and women of the Senate. The Bill, as it was originally drafted, would not take effect until the next fiscal year. The amendment has it take effect immediately, so that funds are flowing. Then the study on solid waste moratorium can continue immediately, instead of waiting for the beginning of the next fiscal year.

On motion by Senator PEARSON of Penobscot, Senate Amendment "A" (S-54) ADOPTED.

Which was PASSED TO BE ENGROSSED, as Amended in NON-CONCURRENCE.

Sent down for concurrence.

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Senate at Ease  
Senate called to order by the President.

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