

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

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

In Senate Chamber
Friday
May 15, 1987

Senate called to Order by the President.

Prayer by Reverend Richard G. Parker of the United Methodist Church in Ellsworth.

REVEREND PARKER: Gentlewomen and Gentlemen of the Senate, let us pray. Our Father, we thank You for this day and for just being alive and being able to be here, to our jobs, and try to meet the human need. May Your spirit enter into us this day, so that new affections might enthrall us, new purposes might involve us, new dreams might lure us for Your kingdoms sake. Father, we pray that You may not be far removed, this day, from hearing our desires, constructing our minds, directing all of our energies and sustaining us in body and in spirit. Guide the President of this Senate, all Legislative personnel and all of us here in developing and implementing higher goals and qualities of life. Fashioned in accordance with Your will, Your hopes and Your love for all Your people, we pray in Your name. Amen.

Reading of the Journal of Yesterday.

PAPERS FROM THE HOUSE
Non-concurrent Matter

Bill "An Act to Change the Lime Laws"

H.P. 925 L.D. 1237

In Senate, May 11, 1987, PASSED TO BE ENGROSSED, in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-128) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

COMMUNICATIONS

The Following Communication:

COMMITTEE ON ENERGY AND NATURAL RESOURCES
ONE HUNDRED AND THIRTEENTH LEGISLATURE
May 14, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Hervey M. Triplett of Bangor, for appointment to the Board of Environmental Protection.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Senators 3
Representatives 8
NAYS: 2
ABSENT: 0

Eleven members of the Committee having voted in the affirmative and two in the negative, it was the vote of the Committee that the nomination of Hervey

M. Triplett of Bangor, for appointment to the Board of Environmental Protection be confirmed.

Sincerely,
S/Ronald E. Usher
Senate Chair
S/Michael H. Michaud
House Chair

Which was READ.

On motion by Senator USHER of Cumberland, Tabled 1 Legislative Day, pending CONSIDERATION.

The Following Communication:

STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333

May 14, 1987

To the Honorable Members of the 113th Maine Legislature:

I am returning, without my signature or approval, S.P. 457, L.D. 1400, "AN ACT to Ensure Confidential and Reliable Substance Abuse Testing of Employees and Applicants and the Rehabilitation of Substance Abusing Employees." This bill, in my judgment, conflicts with this State's strong public policies on drug abuse and safety in the workplace and represents an unacceptably broad regulation of private employment relationships.

Notwithstanding my rejection of this particular bill, I wish to acknowledge the hard work and good faith of all members of the Joint Standing Committee on Labor, and many others, who have participated in the public debate on the issue of drug testing. Regardless of the outcome of this bill, their efforts have raised an awareness of and sensitivity to the very difficult task of balancing an individual's desire for privacy against considerations of public safety and the consensual nature of private sector employment relationships.

I already have expressed support publicly for legislation which would require written testing policies, probable cause for the testing of employees who do not hold safety-sensitive positions, reliable testing procedures and the confidential treatment of test results. This bill, however, goes far beyond the legislative approach which I endorse.

In assessing the wisdom, scope and impact of this bill, I am mindful of our State's public policy, as articulated by the United States Court of Appeals for the First Circuit this spring:

There are laws against the sale and use of drugs enacted by all states, including the State of Maine, and the sale and use of drugs is a serious offense under federal laws. Furthermore, the nation has focused on the corrosive consequences of drug sale and use and has devoted itself to their eradication. In particular, the work shop is a place where such usage is abominable not only because of the health hazard it creates, but also because it creates an unsafe atmosphere and is deteriorative of production, the quality of the products, and competition.

We conclude that there is a well-defined public policy against the use of drugs in the workplace.

S.D. Warren Company v. United Paperworks International Union, AFL-CIO Local 1069, No. 86-1405, slip op. at 20-21 (1st Cir. March 31, 1987).

In addition to its burdensome and unworkable restrictions on the right and ability of private employers, working with employees, to devise acceptable methods of controlling drug abuse in the

workplace, the bill is flawed in certain specific areas:

1. The bill mandates a "probable cause" standard for all employees, thereby failing to recognize a difference between employees whose jobs affect directly the safety of fellow employees or the general public and those employees who do not hold safety sensitive positions.
2. Under the proposal, all employers would be required to fund the cost of rehabilitation programs for every employee who tests positive.
3. The bill sets forth complicated, detailed procedures for testing, laboratory

certification, rulemaking and internal, binding arbitration panels which are so technical and expensive that, as a practical matter, employers would be deterred from even trying to institute legitimate testing programs.

The issue is the extent to which the State should or must involve itself in private employment relationships. There exists, in my opinion, a lack of compelling evidence that Maine employers are abusing their right to strive for a safe and productive workplace. Employers and employees, either individually or collectively through their chosen representatives, should be allowed and encouraged to develop policies and practices which further their shared goal of maintaining a safe working environment without unreasonably infringing upon individual privacy expectations. In this regard, the bill goes too far, too soon.

Maine can, and perhaps should, take the lead in regulating substance abuse testing in the workplace. We should not, however, do so at the expense of the safety of our fellow citizens. For the foregoing reasons, I respectfully request that you sustain my veto of L.D. 1400.

Sincerely yours,
S/John R. McKernan, Jr.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Accompanying Bill:

"An Act to Ensure Confidential and Reliable Substance Abuse Testing of Employees and Applicants and the Rehabilitation of Substance Abusing Employees"
S.P. 457 L.D. 1400
(S "A" S-50)

On motion by Senator DUTREMBLE of York, Tabled 1 Legislative Day, pending CONSIDERATION.

SENATE PAPERS

Bill "An Act to Amend the State Retirement Laws"

S.P. 524 L.D. 1576

Presented by President PRAY of Penobscot
Cosponsored by: Representative MICHAUD of East Millinocket

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

Bill "An Act to Reform the Pharmacy Laws"

S.P. 529 L.D. 1581

Presented by Senator BALDACCI of Penobscot
Cosponsored by: Senator GOULD of Waldo

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

Bill "An Act to Improve the Effectiveness of Existing State Land Use Laws and to Promote Consistency Among Them"

S.P. 528 L.D. 1580

Presented by Senator COLLINS of Aroostook
Cosponsored by: Representative ANDERSON of Woodland, Representative HANLEY of Paris
Which was referred to the Committee on ENERGY AND NATURAL RESOURCES and ORDERED PRINTED.
Sent down for concurrence.

Bill "An Act to Clarify the Conditions Under Which a Juvenile may be Detained"

S.P. 520 L.D. 1572

Presented by Senator WHITMORE of Androscoggin
Cosponsored by: Senator GAUVREAU of Androscoggin, Representative STROUT of Corinth, Representative MANNING of Portland
Submitted by the Department of Corrections pursuant to Joint Rule 24

Bill "An Act to Amend the Maine Juvenile Code"

S.P. 521 L.D. 1573

Presented by Senator PERKINS of Hancock
Cosponsored by: Representative MANNING of Portland, Representative TAYLOR of Camden, Senator GAUVREAU of Androscoggin
Submitted by the Department of Corrections pursuant to Joint Rule 24

Bill "An Act to Clarify the Right to Remove a Committed Offender from a Disciplinary Hearing"

S.P. 523 L.D. 1575

Presented by Senator GILL of Cumberland
Cosponsored by: Senator MATTHEWS of Kennebec, Representative TAYLOR of Camden, Representative MANNING of Portland
Submitted by the Department of Corrections pursuant to Joint Rule 24
Which were referred to the Committee on JUDICIARY and ORDERED PRINTED.
Sent down for concurrence.

Bill "An Act to Ensure that the General Public does not have Access to Licensed Games of Chance"

S.P. 525 L.D. 1577

Presented by Senator DILLENBACK of Cumberland
Cosponsored by: Representative TUPPER of Orrington, Representative PAUL of Sanford, Senator USHER of Cumberland
Submitted by the Department of Public Safety pursuant to Joint Rule 24

Bill "An Act to Clarify the Powers of Arrest of a Probation and Parole Officer"

S.P. 530 L.D. 1582

Presented by Senator WHITMORE of Androscoggin
Cosponsored by: Representative STROUT of Corinth, Representative MANNING of Portland, Representative CARROLL of Gray
Submitted by the Department of Corrections 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 Establish the Bureau of Intergovernmental Drug Enforcement within the Department of Public Safety"

S.P. 527 L.D. 1579

Presented by Senator GILL of Cumberland
Cosponsored by: Representative MANNING of Portland, Representative KIMBALL of Buxton, Senator BALDACCI of Penobscot

Which was referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED.
Sent down for concurrence.

Bill "An Act to Authorize the Department of Administration to Defend and Indemnify Architects and Engineers for Asbestos-related Claims Arising out of Public Improvement Contracts"

S.P. 526 L.D. 1578

Presented by Senator GOULD of Waldo
Cosponsored by: Representative BOUTILIER of Lewiston, Representative LOOK of Jonesboro, Representative CARROLL of Gray
Submitted by the Department of Administration pursuant to Joint Rule 24

Committee on STATE AND LOCAL GOVERNMENT suggested and ORDERED PRINTED.

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

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

COMMITTEE REPORTS

House

Ought Not to Pass

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

Bill "An Act to Amend the State Subdivision Law"

H.P. 579 L.D. 778

Bill "An Act Enabling a School Bus Driver Trainee to Drive a School Bus on a Regular Route while Accompanied by a Licensed Bus Driver"

H.P. 687 L.D. 928

Bill "An Act Concerning Passing a School Bus With Flashing Red Lights"

H.P. 852 L.D. 1146

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 Compensate Dorothy Gammon of Portland

H.P. 235 L.D. 303

Bill "An Act Requiring the Use of Lights and a Sign on Nonbus Vehicles Used to Transport Students"

H.P. 453 L.D. 608

Bill "An Act to Provide for the Recovery of Civil Damages from Shoplifters"

H.P. 686 L.D. 927

Bill "An Act to Require Restroom Maintenance and Service on Interstate 95"

H.P. 689 L.D. 930

Bill "An Act Concerning Motor Vehicle Inspections"

H.P. 690 L.D. 931

Bill "An Act to Allow Municipalities to Determine Local Speed Limits"

H.P. 692 L.D. 933

Bill "An Act Relating to Storage and Transportation of High-level Radioactive Waste"

H.P. 718 L.D. 969

Bill "An Act Concerning the Filing of Nominating Petitions for Elective Office"

H.P. 810 L.D. 1084

Bill "An Act to Allow the Department of Transportation to Assist Municipalities Concerning Traffic Control Signals"

H.P. 824 L.D. 1115

Bill "An Act to Protect Tenants in Rental Housing"

H.P. 900 L.D. 1201

Bill "An Act to Increase the State's Personal Income Tax Exemption for Dependents"

H.P. 933 L.D. 1249

Bill "An Act to Improve Water Quality and Reclaim Lost Marine Resources"

H.P. 980 L.D. 1327

Bill "An Act to Create a Study of Growth Pressures in Maine Communities" (Emergency)

H.P. 1016 L.D. 1369

Bill "An Act to Prohibit Certain Wastewater Discharges to the Waters of the State"

H.P. 1084 L.D. 1475

Ought to Pass

The Committee on STATE AND LOCAL GOVERNMENT on Resolve, to Publicize the State Police Toll-free Number for Emergencies to Outdoor Recreationists

H.P. 785 L.D. 1057

Reported that the same Ought to Pass.

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

Which Report was READ and ACCEPTED, in concurrence.

The Resolve READ ONCE.

The Resolve TOMORROW ASSIGNED FOR SECOND READING.

The Committee on STATE AND LOCAL GOVERNMENT on Resolve, Changing the Name of Jewett Hall at the Maine Criminal Justice Academy in Waterville to Nichols Hall

H.P. 835 L.D. 1126

Reported that the same Ought to Pass.

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

Which Report was READ and ACCEPTED, in concurrence.

The Resolve READ ONCE.

The Resolve TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass As Amended

The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Enhance the Activities of the Maine Highway Safety Committee"

H.P. 511 L.D. 684

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-126).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-126)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-126) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act Relating to the Membership of the Waldo County Budget Committee"

H.P. 840 L.D. 1131

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-125).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-125)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-125) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass in New Draft

The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act Relating to the Disposition of Surplus Real Estate"

H.P. 414 L.D. 548

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

H.P. 1152 L.D. 1567

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.

Ought to Pass in New Draft under New Title

The Committee on BUSINESS LEGISLATION on Bill "An Act to Authorize the Creation of a Position of Executive Director and an Associate Executive Director to the Board of Registration in Medicine"

H.P. 11 L.D. 9

Reported that the same Ought to Pass in New Draft under New Title Bill "An Act to Authorize the Creation of the Position and the Salary Range of an Executive Director of the Board of Registration in Medicine"

H.P. 1150 L.D. 1565

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

Which Report was READ and ACCEPTED, in concurrence.

The Bill in NEW DRAFT under NEW TITLE READ ONCE.

The Bill in NEW DRAFT under NEW TITLE TOMORROW ASSIGNED FOR SECOND READING.

The Committee on JUDICIARY on Bill "An Act to Regulate the Removal of Children of Divorced or Separated Families from the State"

H.P. 675 L.D. 908

Reported that the same Ought to Pass in New Draft under New Title Bill "An Act to Permit a Reconsideration of Parental Rights and Responsibilities Upon the Relocation of Children of Divorced or Separated Parents from this State to Another State"

H.P. 1151 L.D. 1566

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

Which Report was READ and ACCEPTED, in concurrence.

The Bill in NEW DRAFT under NEW TITLE READ ONCE.

The Bill in NEW DRAFT under NEW TITLE TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on FISHERIES AND WILDLIFE on Bill "An Act Pertaining to a Training Season for Bear Dogs"

H.P. 299 L.D. 385

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-123).

Signed:

Senators:

ERWIN of Oxford
USHER of Cumberland
BRAWN of Knox

Representatives:

JACQUES of Waterville
CLARK of Millinocket
DUFFY of Bangor
ROTONDI of Athens
WALKER of Norway
GREENLAW of Standish
WEYMOUTH of West Gardiner
FARREN of Cherryfield

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

Signed:

Representatives:

SMITH of Island Falls
BROWN of Gorham

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-123).

Which Reports were READ.

The Majority OUGHT TO PASS AS AMENDED Report was ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (H-123) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on FISHERIES AND WILDLIFE on Bill "An Act to Further Protect Bald Eagles and Other Endangered Species" (Emergency)

H.P. 506 L.D. 679

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-124).

Signed:

Senators:

ERWIN of Oxford
USHER of Cumberland
BRAWN of Knox

Representatives:

JACQUES of Waterville
DUFFY of Bangor
ROTONDI of Athens
WALKER of Norway
WEYMOUTH of West Gardiner
GREENLAW of Standish
CLARK of Millinocket

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

Signed:

Representatives:

BROWN of Gorham
SMITH of Island Falls
FARREN of Cherryfield

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-124).

Which Reports were READ.

The Majority OUGHT TO PASS AS AMENDED Report was ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (H-124) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Senate

Ought to Pass in New Draft
 Senator GAUVREAU for the Committee on HUMAN RESOURCES on Bill "An Act to Provide Qualified Nursing Assistant Services"

S.P. 160 L.D. 464

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

S.P. 533 L.D. 1604

Which Report was READ and ACCEPTED.

The Bill in NEW DRAFT READ ONCE.

The Bill in NEW DRAFT TOMORROW ASSIGNED FOR SECOND READING.

Senator GAUVREAU for the Committee on HUMAN RESOURCES on Bill "An Act to Require Principles of Reimbursement for Intermediate Care Facilities for the Mentally Retarded to Include Provisions for Covering Increases in Insurance Premiums"

S.P. 176 L.D. 491

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

S.P. 532 L.D. 1603

Which Report was READ and ACCEPTED.

The Bill in NEW DRAFT READ ONCE.

The Bill in NEW DRAFT TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass in New Draft under New Title
 Senator KANY for the Committee on LEGAL AFFAIRS on Bill "An Act Concerning the Use of Safety Devices in Swimming Pools"

S.P. 247 L.D. 696

Reported that the same Ought to Pass in New Draft under New Title Bill "An Act Concerning the Use of Safety Devices in Public Swimming Pools"

S.P. 534 L.D. 1605

Which Report was READ and ACCEPTED.

The Bill in NEW DRAFT under NEW TITLE READ ONCE.

The Bill in NEW DRAFT under NEW TITLE TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on LEGAL AFFAIRS on Bill "An Act to Establish a Presidential Primary in Maine"

S.P. 123 L.D. 328

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

S.P. 531 L.D. 1595

Signed:

Senators:

KANY of Kennebec
 ESTES of York

Representatives:

PRIEST of Brunswick
 PERRY of Mexico
 TUPPER of Orrington
 MARTIN of Van Buren
 HARPER of Lincoln
 PAUL of Sanford
 JALBERT of Lisbon

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

Signed:

Senator:

DILLENBACK of Cumberland

Representatives:

MURPHY of Berwick
 STEVENS of Sabattus
 STEVENSON of Unity

Which Reports were READ.

The Majority OUGHT TO PASS IN NEW DRAFT Report was ACCEPTED.

The Bill in NEW DRAFT READ ONCE.

The Bill in NEW DRAFT TOMORROW ASSIGNED FOR SECOND READING.

SECOND READERS

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

House

Bill "An Act Concerning the Open Season on Bear"

H.P. 189 L.D. 233

Bill "An Act to Provide for Removal and Sale of Abandoned Motor Vehicles on Public Property"

H.P. 712 L.D. 963

Resolve, to Establish a Study to Set Standards for Driving when Under the Influence of Drugs Other than Alcohol

H.P. 713 L.D. 964

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

Senate

Bill "An Act to Facilitate the Movement of Emergency Relief Vehicles"

S.P. 309 L.D. 888

Bill "An Act Concerning the Affidavit of Paternity"

S.P. 460 L.D. 1417

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

Sent down for concurrence.

Senate As Amended

Resolve, Creating a Watershed District Commission

S.P. 261 L.D. 742

(C "A" S-65)

Bill "An Act to Revise the Procedures for the Enforcement of Money Judgments"

S.P. 305 L.D. 874

(C "A" S-66)

Bill "An Act Relating to the Capitalization of the Maine Capital Corporation"

S.P. 419 L.D. 1299

(C "A" S-64)

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

Sent down for concurrence.

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 Continue on an Annual Basis the Registration Fee Charged to Pesticide Manufacturers and Other Registrants in 1987"

H.P. 1162 L.D. 1588

Bill "An Act to Lower Milk Prices by Regulating Maximum Retail Milk Pricing Margins"

H.P. 1168 L.D. 1594

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

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

Bill "An Act to Clarify the Requirements for the Payment of Insurance Claims"

H.P. 1159 L.D. 1585

Bill "An Act to Amend the Insurance Code Regarding Rates and Rating Organizations"

H.P. 1160 L.D. 1586

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 to Amend the Maine Condominium Act"

H.P. 1157 L.D. 1583

Come from the House referred to the Committee on BUSINESS LEGISLATION and ORDERED PRINTED.

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

Bill "An Act to Assure the Maintenance of Motor Vehicle Air Pollution Control Systems"

H.P. 1166 L.D. 1592

Committee on ENERGY AND NATURAL RESOURCES suggested and ORDERED PRINTED.

Come 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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Require Rulemaking by the Department of Mental Health and Mental Retardation Regarding Administration of Cardiopulmonary Resuscitation in State Institutions"

H.P. 1158 L.D. 1584

Bill "An Act to Amend the Maine Emergency Medical Services Act of 1982"

H.P. 1165 L.D. 1591

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.

Bill "An Act to Amend the Maine Juvenile Code"

H.P. 1163 L.D. 1589

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

Which was referred to the Committee on JUDICIARY 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 Relating to Refusal to Appear and Taxable Wages under the Employment Security Law"

H.P. 1161 L.D. 1587

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

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

RESOLUTION, Proposing an Amendment to the Constitution of Maine Limiting the Power of the Legislature to Raise Taxes

H.P. 1167 L.D. 1593

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

Which was referred to the Committee on TAXATION 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 Clarify Certain Sections of the Motor Vehicle Laws"

H.P. 1164 L.D. 1590

Come 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.

ORDERS OF THE DAY

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

Bill "An Act to Authorize the Department of Administration to Defend and Indemnify Architects and Engineers for Asbestos-related Claims Arising out of Public Improvement Contracts"

S.P. 526 L.D. 1578

Tabled - May 15, 1987, by Senator CLARK of Cumberland.

Pending - REFERENCE

(Committee on STATE AND LOCAL GOVERNMENT suggested and ORDERED PRINTED.)

On motion by Senator CLARK of Cumberland, referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.

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

Senate at Ease

Senate called to order by the President.

Off Record Remarks

Senator DOW of Kennebec was granted unanimous consent to address the Senate off the Record.

Senator USHER of Cumberland was granted unanimous consent to address the Senate off the Record.

Senator TWITCHELL of Oxford was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

On motion by Senator TWITCHELL of Oxford, ADJOURNED until Monday, May 18, 1987, at 10:00 in the morning.