

MAINE STATE LEGISLATURE

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

VOLUME II

FIRST REGULAR SESSION

May 26, 1987 to June 30, 1987

Index

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

In Senate Chamber
 Thursday
 May 28, 1987

Senate called to Order by the President.

Prayer by Reverend H. Everett Wiswell of the United Methodist Church in Waldoboro.

REVEREND WISWELL: Let us pray. O Lord, we come to You in the name of Jesus, who is the way, the truth and the light. You are a great God and we would approach You with feelings of reverence and holy fear. But You are also our Father, having created and redeemed us. We come before You with love and confidence as Your children. We thank You that we have a friend and an advocate, even our Lord and Savior, who is attempted in all points, such as we are and yet was without sin. We adore You, Father, Son and Holy Spirit. Every good gift comes from You, all of our hopes are in You. Cast us not away from Your presence, look with compassion upon us as we gather here this day to do the task of the Senate in the State of Maine.

Teach us Your will, lead us in a plain and clear path. Make us willing to be used in the work of Your kingdom here on earth. Forbid that we should lay a stumbling block in the way of another. Pray that we may be sensitive to those in our state whom we represent here this day. Help us to hear Your will for us as we carry out the tasks assigned to us by our election to this office. Prosper this state and make us Your servants as we carry out the business of this day. We pray in the name of Jesus Christ, Our Lord. Amen.

Reading of the Journal of Yesterday.

Off Record Remarks

PAPERS FROM THE HOUSE
 Non-concurrent Matter

Bill "An Act to Enhance the Activities of the Maine Highway Safety Committee"

H.P. 511 L.D. 684
 (C "A" H-126)

In House, May 21, 1987, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-126) AND HOUSE AMENDMENT "A" (H-159) in NON-CONCURRENCE.

In Senate, May 21, 1987, ADHERED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-126).

In House, May 22, 1987, that Body RECEDED and CONCURRED.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-126) AND HOUSE AMENDMENT "B" (H-189) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

SENATE PAPERS

Bill "An Act to Require Testing of Dioxin Levels at the Maine Energy Recovery Corporation" (Emergency)

S.P. 562 L.D. 1679

Presented by Senator DUTREMBLE of York
 Cosponsored by: Representative MURPHY of Kennebunk, Representative MCSWEENEY of Old Orchard Beach, Representative NADEAU of Saco

Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 27 Which was referred to the Committee on ENERGY AND NATURAL RESOURCES and ORDERED PRINTED.
 Sent down 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 Appropriate Funds for New and Existing Services for the Prevention of Teen Pregnancy and to Reduce the Adverse Effects of Teen Parenting"

H.P. 488 L.D. 655

Bill "An Act to Develop a Coordinated Local Response to Adolescent Pregnancy"

H.P. 700 L.D. 941

Bill "An Act to Encourage Postponement of Sexual Activity among Unmarried Teenagers"

H.P. 921 L.D. 1233

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 Relating to Liability Insurance for Emergency Medical Service"

H.P. 636 L.D. 859

Bill "An Act to Revise the Laws Relative to Reapportionment of School Administrative Districts"

H.P. 741 L.D. 1004

Bill "An Act to Prevent the Use of Undercover Police Agents and to Regulate the Use of Undercover Police Agents in Labor Relations Matters"

H.P. 754 L.D. 1017

Bill "An Act to Amend the Teacher Recognition Grants Program"

H.P. 839 L.D. 1130

Bill "An Act to Increase Financial Support from Parents of Children in the Care or Custody of the Department of Human Services"

H.P. 1067 L.D. 1450

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

H.P. 1131 L.D. 1541

Ought to Pass in New Draft

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act Relating to the Term of Air Emission Licenses"

H.P. 143 L.D. 184

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

H.P. 1226 L.D. 1675

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 LATER TODAY ASSIGNED FOR SECOND READING.

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act to Establish Field Offices of the Maine Land Use Regulation Commission"

H.P. 604 L.D. 822

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

H.P. 1227 L.D. 1676

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 LATER TODAY ASSIGNED FOR SECOND READING.

Ought to Pass in New Draft under New Title

The Committee on LEGAL AFFAIRS on Bill "An Act to Require the Reporting of the Value of Political Advertising when Fairness Leads to the Giving of Equal Time"

H.P. 763 L.D. 1026

Reported that the same Ought to Pass in New Draft under New Title Bill "An Act Concerning the Reporting of Political Advertising Provided under the 'Fairness Doctrine'"

H.P. 1228 L.D. 1677

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 LATER TODAY ASSIGNED FOR SECOND READING.

Senate

Ought to Pass in New Draft

Senator BLACK for the Committee on JUDICIARY on Bill "An Act to Revise Reporting Procedures Related to Criminal History Record Information"

S.P. 286 L.D. 813

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

S.P. 563 L.D. 1684

Which Report was READ and ACCEPTED.

The Bill in NEW DRAFT READ ONCE.

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

Divided Report

The Majority of the Committee on TAXATION on Bill "An Act to Exempt Income of National Guard Members from the State Income Tax"

S.P. 336 L.D. 991

Reported that the same Ought Not to Pass.

Signed:

Senators:

DOW of Kennebec
SEWALL of Lincoln

Representatives:

CASHMAN of Old Town
MAYO of Thomaston
NADEAU of Saco
INGRAHAM of Houlton
SWAZEY of Bucksport
SEAVEY of Kennebunkport
DORE of Auburn

The Minority of the same Committee on the same subject reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-100).

Signed:

Senator:

TWITCHELL of Oxford

Representatives:

JACKSON of Harrison

ZIRNKILTON of Mount Desert

(Representative DUFFY of Bangor Abstained)

Which Reports were READ.

On motion by Senator DOW of Kennebec, the Majority OUGHT NOT TO PASS Report was ACCEPTED.

Sent down for concurrence.

SECOND READERS

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

House

Bill "An Act to Extend the Period for Filing Birth Records"

H.P. 1045 L.D. 1408

Bill "An Act to Clarify the Taking of Property by the Department of Transportation"

H.P. 1047 L.D. 1410

Bill "An Act to Authorize Evaluation of Vital Statistics"

H.P. 1088 L.D. 1479

Bill "An Act to Amend the Child and Family Services and Child Protection Act as it Relates to Judicial Reviews"

H.P. 1089 L.D. 1480

Bill "An Act to Clarify Abrogation of Confidentiality of Communicable Disease Information for Child and Adult Protection Purposes"

H.P. 1090 L.D. 1481

Bill "An Act to Clarify Existing Federal Compensation and Care as the Primary Resource to an Injured Service Member before Seeking Benefits under the Workers' Compensation Act"

H.P. 1096 L.D. 1487

Resolve, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory

H.P. 1112 L.D. 1506

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

H.P. 1165 L.D. 1591

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

House As Amended

Bill "An Act to Require Financial Institutions to Furnish Copies of Real Estate Appraisals to Prospective Buyers upon Request"

H.P. 1024 L.D. 1382
(C "A" H-174)

Bill "An Act to Eliminate Reference to 'Standard Premium' in the Workers' Compensation Self-Insurance Laws"

H.P. 1123 L.D. 1526
(C "A" H-175)

Bill "An Act to Modify the Electric Fuel Clause"

H.P. 1225 L.D. 1672
(H "A" H-182)

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

RESOLUTION, Proposing an Amendment to the Constitution of Maine Requiring Residency of Candidates 3 Months Before Filing Deadline

H.P. 427 L.D. 572
(C "A" H-178)

Which was READ A SECOND TIME.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Pearson.

Senator PEARSON: Thank you Mr. President, I would like to pose a question to any Senator who may

care to respond. What is the difference between what is proposed from what it is at the present time?

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

The Chair recognizes the Senator from Kennebec, Senator Kany.

Senator KANY: Thank you Mr. President and members of the Senate. I am rising to answer the question of the good Senator from Penobscot, Senator Pearson. Currently, the Constitution states that at the time of an election one must be a resident of the district for which one seeks to represent. This would be at the time of the filing of nomination papers.

The reason the Committee unanimously decided to go along with this suggestion was that it was our opinion that if one seeks to represent a district, at that point, one should be a member of that district. And we were willing to go along with the Bill that was brought before the Committee. I will say that at first we held the Bill for a while to see if there would be any other election law change suggestions in the Constitution and then perhaps we could lump them together. We were a little bit reluctant to send out a single question on the ballot in November. We did not get any other suggestions, nor did we have any ourselves. So, ultimately, we decided that we would recommend to send out this question primarily because this coming November there will be very few questions of the ballot. If you did have a long ballot with lots of individual names for individual offices, it probably would have been inappropriate to send this question. This one would simple accompany whatever bond issues go out to the voters in November, along, of course, with the initiated measure that we are definitely expecting to be on the ballot in November.

Which was PASSED TO BE ENGROSSED, as Amended, in concurrence.

Off Record Remarks

Senate As Amended

Bill "An Act to Modify Certain Sections of the Medical Examiner Act to Control Public Dissemination of Information Placed on the Death Certificate by the Medical Examiner in Cases under Investigation by the Attorney General's Office"

S.P. 437 L.D. 1317
(C "A" S-99)

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

Sent down for concurrence.

Bill "An Act to Clarify the Department of Conservation Laws"

S.P. 452 L.D. 1379
(C "A" S-98)

Which were READ A SECOND TIME.

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

ENACTORS

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

Emergency

An Act to Change the Perry-Pembroke Boundary Line

H.P. 1139 L.D. 1549

(H "A" H-160)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with No Senators having voted in negative, and 30 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

ORDERS OF THE DAY

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

Bill "An Act Concerning Mental Stress Claims Under the Workers' Compensation Act"

H.P. 1223 L.D. 1668

Tabled - May 27, 1987, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENGROSSED

(In House, May 26, 1987, PASSED TO BE ENGROSSED.)

(In Senate, May 27, 1987, READ A SECOND TIME.)

Which was PASSED TO BE ENGROSSED, in concurrence.

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

Bill "An Act Relating to Terms of Office for Trustees of the Kennebec Water District"

H.P. 1201 L.D. 1638

Tabled - May 27, 1987, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENGROSSED

(In House May 20, 1987, PASSED TO BE ENGROSSED.)

(In Senate, May, 21, 1987, READ A SECOND TIME.)

On motion by Senator KERRY of York, Senate Amendment "B" (S-101) READ and ADOPTED.

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

Sent down for concurrence.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Relating to the Membership of the Atlantic Sea Run Salmon Commission

H.P. 999 L.D. 1345

Tabled - May 4, 1987, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In House May 1, 1987, PASSED TO BE ENACTED.)

(In Senate, April 29, 1987, PASSED TO BE ENGROSSED, in concurrence.)

On further motion of same Senator, the Senate SUSPENDED THE RULES.

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

On further motion of same Senator, Senate Amendment "A" (S-97) READ.

THE PRESIDENT: The Chair recognizes the same Senator.

Senator PEARSON: Thank you Mr. President, men and women of the Senate. The Atlantic Sea Run Salmon Commission is composed of three members. The Commissioner of Marine Resources, the Commissioner of Inland, Fisheries and Wildlife and I believe there is one public member. That public members' term is up, so it means that all three people go off the Commission all at the same time. This amendment is an amendment to enlarge the Commission to five instead of three and would provide some continuity in the future, so that all three members wouldn't go off

at the same time, instead it would stagger it. This is what I like to call the Joe Sewall amendment and so I hope you will adopt it.

A Viva Voce Vote being had, the motion of Senator PEARSON of Penobscot to ADOPT Senate Amendment "A" (S-97), PREVAILED.

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

Sent down for concurrence.

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, RECESSED until 5:00 this afternoon.

After Recess

Senate called to order by the President.

Senator CLARK of Cumberland requested and received Leave of the Senate to allow Members to remove their jackets during Senate Sessions for the remainder of this First Regular Session of the 113th Maine Legislature.

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

Non-concurrent Matter

Bill "An Act to Prohibit Smoking in Public Areas of Publicly Owned Buildings"

H.P. 270 L.D. 353
(C "A" H-151; S "B" S-88)

In House, May 20, 1987, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-151).

In Senate, May 26, 1987, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-151) AND SENATE AMENDMENT "B" (S-88) in NON-CONCURRENCE.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-151) AS AMENDED BY HOUSE AMENDMENT "A" (H-197) thereto, AND SENATE AMENDMENT "B" (S-88) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

COMMUNICATIONS

The Following Communication: S.P. 565
113th MAINE LEGISLATURE

May 28, 1987

Senator Georgette B. Berube
Representative Daniel B. Hickey
Chairpersons
Joint Standing Committee
on Aging, Retirement and Veterans
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Grover B. MacLaughlin of Orono for appointment to the Maine State Retirement System Board of Trustees.

Pursuant to Title 5, M.R.S.A. Section 1031, this nomination will require review by the Joint Standing

Committee on Aging, Retirement and Veterans and confirmation by the Senate.

Sincerely,
S/Charles P. Pray
President of the Senate
S/John L. Martin
Speaker of the House

Which was READ and referred to the Committee on AGING, RETIREMENT AND VETERANS.

Sent down for concurrence.

The Following Communication: S.P. 566
113th MAINE LEGISLATURE

May 28, 1987

Senator N. Paul Gauvreau
Representative Peter J. Manning
Chairpersons
Joint Standing Committee on Human Resources
113th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Susan B. Parker of Concord, New Hampshire for appointment as the Commissioner of the Department of Mental Health and Mental Retardation.

Pursuant to Title 34-B, M.R.S.A. Section 1202, this nomination will require review by the Joint Standing Committee on Human Resources and confirmation by the Senate.

Sincerely,
S/Charles P. Pray
President of the Senate
S/John L. Martin
Speaker of the House

Which was READ and referred to the Committee on HUMAN RESOURCES.

Sent down for concurrence.

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on EDUCATION on Bill "An Act to Implement Project ASPIRE for High School Students in the State"

H.P. 897 L.D. 1198

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-192).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-192)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-192) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on EDUCATION on Bill "An Act to Allow the Employment of Part-time Superintendents of Schools"

H.P. 964 L.D. 1293

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-191).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-191)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-191) 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 Amend the State Funding of Pollution Abatement Projects"

H.P. 1093 L.D. 1484

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-186).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-186)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-186) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on MARINE RESOURCES on Bill "An Act Concerning Mussel Harvesting"

H.P. 979 L.D. 1326

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-187).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-187)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-187) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on BUSINESS LEGISLATION on Bill "An Act Relating to Radon Gas"

H.P. 714 L.D. 965

Reported that the same Ought Not to Pass.

Signed:

Senators:

BRANNIGAN of Cumberland
BALDACCI of Penobscot
WHITMORE of Androscoggin

Representatives:

SHELTRA of Biddeford
LEBOWITZ of Bangor
REED of Falmouth
HILLOCK of Gorham

The Minority of the same Committee on the same subject reported that the same Ought to Pass.

Signed:

Representatives:

ALLEN of Washington
ALIBERTI of Lewiston
STEVENS of Sabattus
GURNEY of Portland
TELOW of Lewiston
RACINE of Biddeford

Comes from the House the Minority OUGHT TO PASS Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-198).

Which Reports were READ.

In the absence of a motion from the floor, the Chair moved ACCEPTANCE of the Majority OUGHT NOT TO PASS Report.

The Chair recognizes the Senator from Kennebec, Senator Kany.

Senator KANY: Thank you Mr. President and fellow Senators. I would like to speak in favor of the Bill. There are about four Bills before the Maine Legislature this year having to do with radon. Four years ago we did fund some testing so that we could compare various homes for people who have various kinds of cancer and those that do not, as to the radon levels. I just think this is an extremely important Bill. What it does is really require any licensed real estate agent to provide notice to those who are considering purchasing a home that they can have some testing done for radon. Probably the most positive result of this would be that the population, the citizens of Maine, would take advantage of the opportunity to test their home for radon and if a high level is found, as has been found throughout much of Maine, then remedial action could be taken and they could correct the radon problem. The cost of re-mediation is really very low, probably not more than points on purchasing a house and yet, too often, Maine people go throughout life without addressing this problem, acknowledging the existence of it and then, of course, trying to correct it. Unfortunately, radon is probably the biggest environmental health risk today. A much bigger problem in Maine and throughout the nation then contaminated drinking water. A much bigger problem than hazardous waste.

It has been estimated by a large number of states that perhaps something like twenty people per one hundred will die of cancer, sometime in their life, and of those cancers, five of them will be lung cancers. Of the lung cancers probably about two and a half of those could be attributed directly to radon. That is something that people generally do not realize. I assume that most people would have guessed that a much higher percentage would be directly attributable to cigarette smoking, but that is simply not the case.

Radon really is a radioactive gas that is the result of uranium decay into radium and becoming radon and then the gas leaves the ground, the rock, and either through the soil or entering through a drilled well will end up entering homes. Thereby, those particularly who stay within that enclosed area for any length of time come into a great deal of contact with this radon and can suffer cancer as a result.

Uranium is found primarily in granite, that in other sub-surface rocks in geology, in which a great deal of activity has occurred. In fact, what often occurs is that the granite through geological time has been squeezed and some of the uranium has exited and it is why you will often find radon outside of immediate areas where there is granite. You and I know that we have a great deal of granite in the state of Maine, we have a great deal of granite that has a very high uranium content and much of our population, unknowingly, is being exposed daily in their own homes or other enclosed areas to this radon gas. I urge you to reject the motion before us and to go along with passing this simple Bill.

I guess I would have thought that a month or two ago that it wasn't necessary to do some of these things that perhaps Maine people would have had the common sense to do the testing and to take their corrective action, but unfortunately the educational level is not yet at the point where people automatically test for radon. So, it is necessary to pass such a Bill and it is a Bill that I understand even has the support of the Maine Association of Realtors. It was my understanding that at the public

hearing they did not support it, but upon reflection and understanding and the fact that they could reduce their potential liability by having given notice to the public about the possibility of that radon and the possibility of testing, that they are now in support of this Bill. I haven't really heard of any opposition, or any legitimate valid objections to the Bill and I certainly would like to hear from those who wish to kill it as to why they would want to do so.

Senator KANY of Kennebec requested a Division.

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

The Chair recognizes the Senator from Cumberland, Senator Brannigan.

Senator BRANNIGAN: Mr. President and members of the Senate. I don't necessarily respond to the request as to why I want to kill the Bill in this situation, I would like to respond to the Bill, itself. And urge the acceptance of the Ought Not to Pass Report, which the Senate members of the Committee felt that was the way to go on this Bill. Certainly the concerns of the Senator from Kennebec, Senator Kany, are the concerns of all of us.

Radon is a very serious issue. It is going to be a push, a major study to be done, as the Committee understood, on the whole issue of how we are going to handle notification and decisions about radon in many areas. Before I signed this Report, I made sure that the issue of testing of homes could be part of that major piece of legislation that will be coming to us in the next session. This is a real estate Bill to a great degree. It is my understanding that not only would notification of testing be given to all buyers of real estate, but if radon is found after testing is done, then they can back out of the deal. Certainly there were some concerns to radon, radon is everywhere, radon is right here. Certain levels of radon would have to be found, whether it be in the water, whether it be in the air, were all things that were up in the air with the Committee. One of the major concerns was contracts, contracts between the seller and the buyer, the real estate person involved, people being able to back out and immunities were to be given in this Bill to real estate people. After telling people that radon is dangerous to health, you should test, then they would no longer be liable. It was an issue which the Committee, as I understood it, did not want to get involved in at this time. The contract issues between buyers and sellers and the immunity issue. So, it is a much larger issue than radon and I don't think it is the way to deal with radon in this Bill. Thank you very much.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Whitmore.

Senator WHITMORE: Thank you Mr. President, men and women of the Senate. As you can see the three Senators on the Committee were in agreement on the Ought Not to Pass and it followed along discussion, as the good Senator from Kennebec, Senator Kany, pointed out. The real estate people were there and they were concerned. This is an awareness issue. The members of the real estate commission were there and had already responded to the alarm or alert by already printing in their forms, or the forms that are being printed, in fact, some are already out, of the awareness and heightened concern of radon gas. As the good Senator from Cumberland, Senator Brannigan, mentioned it exists all around us. It is identifying it and its' concentration where the problem lies. I think each one of you have on your desk an information sheet on the types of tests that

are available. When we asked the sponsors of the Bills, and I believe there were three or four Bills, because of their concern, they had gone forth and had taken the test within their own residences and in each case we were told that at that time they had not had the test taken. If the concern is that high, then I guess I have a question as to why they didn't take them. They may have subsequently done so.

Radon gas is within the air, an item that strictly ventilation can cure. If you take the test in your basement, as an example, and there is a high concentration, opening the windows will disperse and get enough circulation in there so that the level drops dramatically, in fact it will almost zero out.

Its total effects are still not realized and it was a consensus of the Committee, the majority of the Committee, that since this is an awareness problem that the realtors have addressed it. There was some question as to what point in the realty transfer were they really addressing it and that was discussed and we felt comfortable that the point of notification to the purchaser was sufficient and therefore the Committee did come out with the Ought Not to Pass recommendation, which I am standing and appealing to you to support the Committee's majority recommendation.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Kany.

Senator KANY: Thank you Mr. President and members of the Senate. First of all, I urge you to read the House Amendment that was adopted. It is on the Bill, perhaps the two Senators who have just spoken have not had the chance to read it yet, but I do think that it does address some of their earlier concerns. By the way, I am not a sponsor of this Bill, and yes, we have tested our home for radon. I had another Bill before the Committee on radon and that Bill was killed earlier and I am really concerned about all of this because do you all realize that in Maine we have the highest recorded level of radon in water in the world, in Leeds Maine. The highest recorded radon in air in a home is in Pennsylvania. The homes that have been tested, as of June 1986 here in the state, we had 1,500 air samples and 3,200 water samples for radon. 30% of the homes tested for air radon showed a level of over 4 picocuries per liter, which is what the EPA sets as standard over and above in which you should re-mediate, 30% of those tested. I think we are just being silly and negligent if we don't resume responsibility here in this Body to help educate the population of this state. This is the appropriate time prior to the time the contract is bound by the purchaser. I urge you to reject the motion before us, accept this Bill. Please read the Bill and the amendment on it and then at a separate subsequent reading if you want to kill it, then do it then.

I was asked to be on a panel before a U.S. Senate Committee about a month or two ago on radon and two of the other four members of the panel were from New Jersey and from Colorado and it was the Deputy Secretary, which is the equivalent of our Department of Environmental Protection, was the person serving on the panel from New Jersey. He, along with the very conservative Coloradan, representing that state, agreed that radon is probably the number one environmental health risk, or public health risk today, just because we have know and demonstrated that cancers can arise because we had all kinds of clean data over the years from uranium miners.

So, it has been demonstrated, not the usual wondering if this is what causes, but the actual cause and effect correlation has been demonstrated. So, please go along with this Bill in this form and

then at another time, if you don't like what is in the Bill, you can alter it.

THE PRESIDENT: The pending question before the Senate is ACCEPTANCE of the Majority OUGHT NOT TO PASS Report.

A Division has been requested.

Will all those Senators in favor of the majority OUGHT NOT TO PASS Report, please rise in their places and remain standing until counted.

Will all those opposed please rise in their places and remain standing until counted.

18 Senators having voted in the affirmative and 13 Senators having voted in the negative, the Majority OUGHT NOT TO PASS Report was ACCEPTED in NON-CONCURRENCE.

Sent down for concurrence.

(See Action Later Today)

Senate

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 Establish a Study of the Feasibility of an Interstate Insurance Compact, Joint Reinsurance Programs and Experience-based Rating in Maine

S.P. 197 L.D. 554

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

S.P. 509 L.D. 1533

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" (Emergency)

S.P. 526 L.D. 1578

SECOND READERS

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

House

Bill "An Act Relating to the Term of Air Emission Licenses"

H.P. 1226 L.D. 1675

Bill "An Act to Establish Field Offices of the Maine Land Use Regulation Commission"

H.P. 1227 L.D. 1676

(See Action Later Today)

Bill "An Act Concerning the Reporting of Political Advertising Provided under the 'Fairness Doctrine'"

H.P. 1228 L.D. 1677

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

Senate

Bill "An Act to Revise Reporting Procedures Related to Criminal History Record Information"

S.P. 563 L.D. 1684

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

Sent down for concurrence.

On motion by Senator CLARK of Cumberland, the Senate RECONSIDERED whereby it ACCEPTED the Majority OUGHT NOT TO PASS Report from the Committee on BUSINESS LEGISLATION on:

Bill "An Act Relating to Radon Gas"

H.P. 714 L.D. 965

Majority - Ought Not to Pass

Minority - Ought to Pass

(In House, May 28, 1987, the Minority OUGHT TO PASS Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-198).)

(In Senate, May 28, 1987, Majority OUGHT NOT TO PASS Report READ and ACCEPTED in NON-CONCURRENCE.)

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending ACCEPTANCE of the Majority OUGHT NOT TO PASS Report in NON-CONCURRENCE.

On motion by Senator CLARK of Cumberland, the Senate RECONSIDERED whereby it PASSED TO BE ENGROSSED: Bill "An Act to Establish Field Offices of the Maine Land Use Regulation Commission"

H.P. 1227 L.D. 1676

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

(In House, May 27, 1987, PASSED TO BE ENGROSSED.)

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

ENACTORS

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

An Act Relating to Check Cashing

S.P. 274 L.D. 784

(C "A" S-79)

An Act Concerning Interstate or Intrastate Operating Permits

H.P. 806 L.D. 1080

(S "A" S-84)

An Act to Improve Public Lands' Camp Lot Management

S.P. 475 L.D. 1438

An Act to Clarify Licensing Definitions under the Laws Related to the Board of Pesticides Control

S.P. 487 L.D. 1469

An Act to Amend Certain Laws Relating to the Department of Environmental Protection

H.P. 1212 L.D. 1654

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

An Act Creating the St. Croix International Waterway Commission

H.P. 733 L.D. 985

(H "A" H-165 to C

"A" H-131)

On motion by Senator PEARSON of Penobscot, placed on the SPECIAL APPROPRIATIONS TABLE, pending ENACTMENT.

An Act to Establish an Outreach and Support Program for Head-Injured Persons

S.P. 436 L.D. 1316

(S "A" S-82; C "A"

S-75)

On motion by Senator PEARSON of Penobscot, placed on the SPECIAL APPROPRIATIONS TABLE, pending ENACTMENT.

An Act to Establish a Presidential Primary in Maine

S.P. 531 L.D. 1595

(S "A" S-80)

On motion by Senator PEARSON of Penobscot, placed on the SPECIAL APPROPRIATIONS TABLE, pending ENACTMENT.

An Act to Equalize Retirement Credits for Air and Army National Guardsmen

H.P. 1177 L.D. 1606
(H "A" H-142; H "B" H-166)

On motion by Senator PEARSON of Penobscot, placed on the SPECIAL APPROPRIATIONS TABLE, pending ENACTMENT.

An Act to Establish Greater Communication in the Rule-making Process and to Provide Better Standards for the Adoption of Rules

H.P. 1210 L.D. 1651

On motion by Senator PEARSON of Penobscot, placed on the SPECIAL APPROPRIATIONS TABLE, pending ENACTMENT.

An Act to Require the Use of Seat Belts for Children 12 Years of Age and Younger

H.P. 649 L.D. 877

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Cahill.

Senator CAHILL: Thank you Mr. President, men and women of the Senate. Before we send L.D. 877 along its way, I would like to offer a few remarks. This is the Bill that would require seat belts for children through the ages of 4 and 12. I would like to say at the very beginning, I truly believe in seat belts, I use my seat belt, my family decided, as a block, to use their seat belts and I believe that is exactly the way it should be. I think it should be a family decision.

I have some concerns about mandating this law. One concern is enforcement. I believe as long as we have child abusers, drunk drivers on the road and we have people that constantly disobey traffic laws, I think it is not appropriate to ask law enforcement agencies to enforce a Bill such as this. There is no provision in this Bill that says the police can stop, pick people up, cite them a violation only when they have been stopped for another traffic infraction. I also have trouble again on the enforcement angle because I believe often times the police officer may have difficulty in distinguishing between a ten year old, an eleven year old or a twelve year old, and to my knowledge, we don't require children to carry identification. So, I think that could become a problem.

Unless, and I was discussing this with the good Senator from Washington, my seatmate, Senator Randall, it is sometimes inconvenient or difficult to have a child in a safety restraint. He told me the story, just this week he was coming down to the Legislature from Eastport. As you know, Senator Randall has four children, and one child became quite distraught and there was no way the good Senator from Washington, Senator Randall, and his wife Evelyn could have kept that child in a seat belt.

I have always felt that when we make laws they should be enforceable and when we start making laws that are largely unenforceable and for all practical purposes and I think it leaves the impression that it is all right to break laws and I am not sure that is the impression we want to leave with our young people. So, I would ask you today to vote against the enactment of this legislation.

Senator CAHILL of Sagadahoc requested a Division.

THE PRESIDENT: The pending question before the Senate is PASSAGE TO BE ENACTED.

A Division has been requested.

Will all those Senators in favor of PASSAGE TO BE ENACTED, please rise in their places and remain standing until counted.

Will all those Senators opposed please rise in their places and remain standing until counted.

18 Senators having voted in the affirmative and 13 Senators having voted in the negative, the Bill was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Resolve

Resolve, to Create Dispersed Recreational Opportunities on Public Lands at PineLand

H.P. 1209 L.D. 1650

Which was FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency

An Act to Clarify and Amend the Treatment of Overboard Effluent Discharges into the Waters of the State

H.P. 945 L.D. 1268

(C "A" H-156)

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Usher.

Senator USHER: Mr. President, men and women of the Senate. I would like to take this opportunity to clarify the intent of L.D. 1268. Concerns have been raised over the impact of this legislation on state owned facilities. It was the intent of the Energy and Natural Resources Committee that any publicly owned sewerage system servicing a state, federal or municipal facility would be accepted from the provisions of this Bill. I would also note that inclusion of the term adverse impact to aquatic life is intended to reaffirm the provisions of existing water quality law.

Senator USHER of Cumberland moved ENACTMENT.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Perkins.

Senator PERKINS: Thank you Mr. President, ladies and gentlemen of the Senate. Speaking as the Senators from Senate District 12, I find myself in an awkward position today, because, in general, I favor this piece of legislation. I find that it is really a monumental piece of work on behalf of the Committee. I do, however, fail to find the emergency within the piece of legislation and I have found in years past and sometimes in the experience here in the Legislature, that many of these pieces of legislation which we find necessary to hurry on through, we have had to go back and make some rather substitutive changes. I today find myself using the only option open to me and that option will be to vote against the emergency enactment with the hope that others will join me and that perhaps the emergency will be removed. Thus, giving those who are effected an additional sixty to ninety days with which to face their responsibilities and I hope to fall into compliance, because I do favor the piece of legislation and I will vote for the enactment as a regular Bill.

The difference is and in the other Body they made a pledge that were there problems they would deal with them in January. So, the difference would be that the Bill would then take effect in mid-September and the time frame would then be from mid-September

to January when we would be able, through the pledge of the Committee, and I find that pledge to be respectable and I respect it, that we would then be able to address it, but there would be less time then were it addressed as an emergency, as it is today. After all the re-licensing mechanism takes place in five years. The freeze on future applications, which they are grandfathering, would be effected and I am not sure that I think that there would be a substantive number because I think when they test or see these and try them for the test of legitimacy, they will indeed have to meet that test with the environmental people. I support the legislation, but I think things of this time if they are to pass the test and are to be effective need a time for the people to grow to them. So, I today will be voting against the emergency enactor, but respect the legislation and I respect those who worked on it.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Usher.

Senator USHER: Thank you Mr. President and members of the Senate. An issue of this importance needs an emergency clause to it. It is very important, it is a giant step to making the environment better in the state of Maine. This is an issue that really needs the emergency. There are over three thousand overboard discharges in the state now, with some two to three hundred new ones each year. Can you imagine what would happen if we gave them a ninety days grace period. They can't even handle some of the work they have over there now, which they are trying to resolve. If we gave them ninety extra days, I can't imagine what would happen.

There is almost an instinct for people to beat the law. We need an emergency on this, as a matter of fact, I was it was signed by 6:30 this evening by the Governor and I hope it will be. I encourage all of you to support his emergency legislation.

Off Record Remarks

THE PRESIDENT: The Chair recognizes the Senator from Knox, Senator Brawn.

Senator BRAWN: Thank you Mr. President, men and women of the Senate. Thank you for indulgence, I find myself in a difficult situation. I had spoken to my seatmate and said that I have not felt so uncomfortable since I have been here, and I have felt uncomfortable before many times, Mr. President, but I need to stand because I want everyone in this Senate Chamber to know that I am very much in favor of this L.D. 1268. I think that it is a landmark piece of legislation, but I have a problem. I have a constituent who wants a million dollar restaurant right on the coast of Maine. He has always worked with the DEP, he has been in compliance, he and I have talked everyday back and forth, I talked with him just a few minutes ago, but we have not been reassured, even though he is working with DEP doing everything that he should be doing, I am not assured that he will not be with a problem. If this Bill is enacted tonight, which is the state we are at, it will next go to the Governor to be signed within ten days and then the alternatives will be over. I am concerned.

I guess to end my talking, I would like to pose a question to any Senator who may care to reassure me that he is in compliance then I will rest assured and I won't have any problem in passage of this legislation. Thank you.

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

The Chair recognizes the Senator from Cumberland, Senator Usher.

Senator USHER: Thank you Mr. President and members of the Senate. To try to answer the good Senator from Knox, Senator Brawn, I understand that anybody that has an overboard discharge today, even if the Bill was signed this evening, they would still be illegally discharging. The only time they would have to come into compliance is when they are under the re-licensing structure, whenever their time limit runs out. So, if it is three more years, five more years, he has three to five years.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Ludwig.

Senator LUDWIG: Thank you Mr. President, men and women of the Senate. I realize you are not interested in prolonged debate, but I do want to add my approval to Senator Usher, the Honorable Senator from Cumberland, argument. This Committee, Energy and Natural Resources, has worked so hard on this particular Bill, we do consider it a landmark. We have had three public hearings and several workshops, we have listened to every possible view that could be expressed and tried to accommodate every reasonable suggestion that was put forward, but we do feel the emergency item is very necessary, we really have had an emergency for some time. It has become very evident that we need to act now to make sure the pollution of our shore lines, our lakes and our streams, which have been allowed to go on with additional permits being given, should end now. I hope we will come to the right decision on it tonight. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Dillenback.

Senator DILLENBACK: Thank you Mr. President, ladies and gentlemen of the Senate. I have told all of my constituents that I was going to vote for this Bill and I would like to vote for this Bill, but I think there is a factor of fairness involved here and I didn't realize there was an emergency on this Bill. I think that an emergency should be on Bills where the government entities and others have to have a law changed very quickly and that is what you usually do. Some county has to have a Bill put in because they are up against a dead line on something and we do it. I don't think there should be an emergency on this Bill and I have very upset to find that there is one. I am very much involved with the clam flats items and I understand the Bill and I am in favor of it, but it seems to me that there must be some way that we can put a period of time in here, I don't care if it is forty five days or what it is. There must be a way of doing that, but I am not that familiar with that. I certainly would hate to see an emergency on this Bill and I hope we can do something about it. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Pearson.

Senator PEARSON: Thank you Mr. President, men and women of the Senate. If it is a Bill that is worthy in the future, why isn't it worthy now? If we know that if this is not an emergency it is going to give people all kinds of time to grandfather themselves and to construct and build before it comes into effect. Why wouldn't we want to make sure we do our very best right now? Instead of waiting ninety days. This Bill, as well as any of the other Bills I have seen, should have an emergency. The building season is coming up right now, this summer, if you wait ninety days, you are going to have all of the

applications and building that Senator Usher talked about previously. That is a reason for the emergency on this Bill. It seems to me that there is nothing more important than Maine's environment and I don't see that you ought to put a ninety day waiting period on Maine's environment.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Perkins.

Senator PERKINS: Thank you Mr. President, I would like to pose a question through the Chair. If the Senator from Knox's constituent, or another constituent is in non-compliance at this time and the Bill is signed, what then would be the maximum or the minimum penalty for non-compliance?

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

The Chair recognizes the Senator from Cumberland, Senator Usher.

Senator USHER: Thank you Mr. President and members of the Senate. The information that I have received and I did check this out, the fine structure has not been addressed in this Bill. The fines are still the same. No fines have been given out, because they realize that there are over three thousand built illegality out there. There is no plans for fining anyone. We just want to start this new program and they will fall under the new structure when they go for re-licensing.

This being an Emergency Measure and having received the affirmative vote of 29 Members of the Senate, with 4 Senators having voted in negative, and 29 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency

An Act to Amend the Postgraduate Residency Requirements for Certain Physicians

H.P. 1180 L.D. 1609
(H "A" H-167)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with No Senators having voted in negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency

An Act to Amend the Civil Service Law

S.P. 547 L.D. 1652

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with No Senators having voted in negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Off Record Remarks

Emergency

An Act Authorizing the Use of Gill Nets by Department of Inland Fisheries and Wildlife Personnel for Scientific Purposes

H.P. 1211 L.D. 1653

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with No Senators having voted in negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

COMMITTEE REPORTS

Senate

Ought to Pass

Senator BLACK for the Committee on JUDICIARY on Bill "An Act to Amend the Probate Code to Allow Reasonable Compensation for Public Guardians or Conservators"

S.P. 461 L.D. 1418

Reported that the same Ought to Pass.

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

The Bill TOMORROW ASSIGNED FOR SECOND READING.

Senator BRANNIGAN for the Committee on JUDICIARY on Bill "An Act to Amend the Maine Juvenile Code to Provide Greater Flexibility in Sentencing Juvenile Offenders"

S.P. 469 L.D. 1429

Reported that the same Ought to Pass.

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

The Bill TOMORROW ASSIGNED FOR SECOND READING.

ORDERS OF THE DAY

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

Bill "An Act to Clarify the Department of Conservation Laws"

S.P. 452 L.D. 1379
(C "A" S-98)

Tabled - May 28, 1987, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENGROSSED AS AMENDED

(In Senate, May 28, 1987, READ A SECOND TIME.)

Which was PASSED TO BE ENGROSSED, as Amended.

Sent down for concurrence.

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

Senator PERKINS of Hancock was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

On motion by Senator GILL of Cumberland, ADJOURNED until Friday, May 29, 1987, at 12:00 in the afternoon.