

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred And Fourteenth Legislature

OF THE

State Of Maine

VOLUME I

FIRST REGULAR SESSION

December 7, 1988 to May 10, 1989

ONE HUNDRED AND FOURTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
22nd Legislative Day
Monday, March 6, 1989

The House met according to adjournment and was called to order by the Speaker.

Prayer by Reverend George Whittier, Congregational Church, Gardiner.

National Anthem by Messalonskee High School Band, Oakland.

The Journal of Friday, March 3, 1989, was read and approved.

Quorum call was held.

PAPERS FROM THE SENATE

Resolve, Allocating the Proceeds of the \$3,000,000 Bond Issue for Land Acquisition, Construction, Repair and Renovation of Public Safety Facilities (EMERGENCY) (S.P. 216) (L.D. 532)

Came from the Senate, referred to the Committee on Appropriations and Financial Affairs and Ordered Printed.

Was referred to the Committee on Appropriations and Financial Affairs in concurrence.

Bill "An Act to Clarify the Obligations of Distributors of Beverage Containers" (S.P. 215) (L.D. 531)

Came from the Senate, referred to the Committee on Business Legislation and Ordered Printed.

Was referred to the Committee on Business Legislation in concurrence.

Later Today Assigned

Bill "An Act Concerning Crash Parts Used to Repair Damaged Motor Vehicles" (S.P. 217) (L.D. 533)

Came from the Senate, referred to the Committee on Business Legislation and Ordered Printed.

On motion of Representative Moholland of Princeton, tabled pending reference in concurrence and later today assigned.

Later Today Assigned

Bill "An Act to Make Technical Changes to Provisions Related to the Probation and Parole and Intensive Supervision Program Functions" (S.P. 223) (L.D. 539)

Came from the Senate, referred to the Joint Select Committee on Corrections and Ordered Printed.

(The Committee on Reference of Bills had suggested reference to the Committee on Judiciary.)

On motion of Representative Gwadosky of Fairfield, tabled pending reference in concurrence and later today assigned.

Bill "An Act Relating to Driver Education Courses" (EMERGENCY) (S.P. 214) (L.D. 530)

Bill "An Act Concerning School Attendance Policies" (S.P. 226) (L.D. 542)

Came from the Senate, referred to the Committee on Education and Ordered Printed.

Were referred to the Committee on Education in concurrence.

Later Today Assigned

Bill "An Act to Authorize Designation of Department of Mental Health and Mental Retardation Employees to Appear in Probate Court on Behalf of the

Department of Mental Health and Mental Retardation" (S.P. 220) (L.D. 536)

Came from the Senate, referred to the Committee on Human Resources and Ordered Printed.

(The Committee on Reference of Bills had suggested reference to the Committee on Judiciary.)

On motion of Representative Gwadosky of Fairfield, tabled pending reference in concurrence and later today assigned.

Bill "An Act to Restrict the Disclosure of a Criminal Suspect's Identity" (S.P. 219) (L.D. 535)

Came from the Senate, referred to the Committee on Judiciary and Ordered Printed.

Was referred to the Committee on Judiciary in concurrence.

Bill "An Act to Prevent Arbitrary Dismissal of Employees Based on Results of Substance Abuse Testing" (S.P. 221) (L.D. 537)

Came from the Senate, referred to the Committee on Labor and Ordered Printed.

Was referred to the Committee on Labor in concurrence.

Bill "An Act Regarding Alcohol Credit Sales" (S.P. 218) (L.D. 534)

Came from the Senate, referred to the Committee on Legal Affairs and Ordered Printed.

Was referred to the Committee on Legal Affairs in concurrence.

Bill "An Act to Provide a Tax Exemption on the Property of Fish and Game Clubs" (S.P. 224) (L.D. 540)

Bill "An Act to Require that All Interest on Blueberry Tax Funds Accrue to the Blueberry Tax Account" (S.P. 225) (L.D. 541)

Came from the Senate, referred to the Committee on Taxation and Ordered Printed.

Were referred to the Committee on Taxation in concurrence.

Bill "An Act Regarding Motor Vehicle Registration" (S.P. 222) (L.D. 538)

Came from the Senate, referred to the Committee on Transportation and Ordered Printed.

Was referred to the Committee on Transportation in concurrence.

Unanimous Leave to Withdraw

Report of the Committee on Legal Affairs reporting "Leave to Withdraw" on Bill "An Act to Amend the Liquor License Fees" (S.P. 56) (L.D. 29)

Report of the Committee on Taxation reporting "Leave to Withdraw" on Bill "An Act to Facilitate the Collection of Educational and Professional Loans" (S.P. 79) (L.D. 69)

Report of the Committee on Transportation reporting "Leave to Withdraw" on Bill "An Act to Amend the Commercial Vehicle Weight Requirements" (S.P. 150) (L.D. 270)

Report of the Committee on Utilities reporting "Leave to Withdraw" on Bill "An Act to Change the Composition of the E-9-1-1 Advisory Committee and the State Emergency Response Commission" (S.P. 131) (L.D. 216)

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 in concurrence.

Non-Concurrent Matter

Bill "An Act to Create an Educational Bonus for Affordable Housing" (H.P. 332) (L.D. 451) which was referred to the Committee on Appropriations and Financial Affairs in the House on February 27, 1989.

Came from the Senate referred to the Committee on Housing and Economic Development in non-concurrence.

On motion of Representative Carter of Winslow, the House voted to recede and concur.

Non-Concurrent Matter

Bill "An Act to End Homelessness in Maine" (H.P. 337) (L.D. 456) which was referred to the Committee on Appropriations and Financial Affairs in the House on February 27, 1989.

Came from the Senate referred to the Committee on Housing and Economic Development in non-concurrence.

On motion of Representative Carter of Winslow, tabled pending further consideration and later today assigned.

COMMUNICATIONS

The following Communication: (H.P. 402)
114th Maine Legislature
March 2, 1989

Hon. Edwin H. Pert
Clerk of the House
State House Station #2
Augusta, Maine 04333
Dear Clerk Pert:

This is to notify you that pursuant to the Joint Agreement and Memorandum of Understanding of Thursday, February 16, we have appointed the following to serve as the legislative members on the AMHI Oversight Committee:

- Sen. N. Paul Gauvreau, of Androscoggin
- Sen. Edwin C. Randall, of Washington
- Rep. Peter J. Manning, of Portland
- Rep. Christine F. Burke, of Vassalboro
- Rep. Everett O. Pederson, of Bangor
- Rep. Peggy A. Pendleton, of Scarborough

We have also appointed the following to serve as the non-legislative members:

- Donald E. Nicoll of Portland
- Dr. Wayne Creelman of Cape Elizabeth

Sincerely,

s/Charles P. Pray s/John L. Martin
President of the Senate Speaker of the House

JOINT AGREEMENT AND MEMORANDUM OF UNDERSTANDING REGARDING THE CREATION OF AN OVERSIGHT COMMITTEE FOR THE RESOLUTION OF PROBLEMS AT AMHI

It is envisioned that the consultant be chosen within five working days after final approval of the make-up of the AMHI Oversight Committee.

1. Designate an Oversight Committee comprised of seven persons to work with the Commissioner of Mental Health and Mental Retardation throughout the entire process of designing and implementing a solution to both the long and short term problems ongoing at AMHI. The Oversight Committee shall be comprised of six members of the Legislature's Joint Standing Committee on Human Resources, four Democrats and two Republicans, appointed by the presiding officers of the Legislature, and the Executive Director of the Maine Commission on Mental Health. The Republican

members shall meet the approval of Republican leadership.

2. The Oversight Committee will review the scope of work and criteria for the selection of a consultant. The scope of work will include an analysis of the long term impact on AMHI of the community treatment segment, as well as other resources which could deflect inappropriate referrals to AMHI.

3. The Oversight Committee will examine the proposals of all potential consultants. The Commissioner shall be responsible for the final selection regarding choice of consultant after receiving recommendations from the Oversight Committee.

4. All information regarding the potential consultants, the recommendations of the consultants, information utilized by the consultants, the plan development and strategy for plan information, as well as any other data utilized during the process is to be made equally available to all members.

5. The Oversight Committee, the Commissioner, and her staff shall meet with the consultants chosen in accordance with paragraph three prior to the initiation of the on-site analysis, at an informal debriefing at the conclusion of the on-site activity, and at such other times during the course of the analysis as may be necessary and appropriate, as agreed upon by the Commissioner and the Oversight Committee.

6. The Oversight Committee, the Commissioner, and her staff shall meet to discuss the final recommendations of the consultant.

7. The Commissioner and her staff shall prepare a preliminary proposal for addressing those recommendations and for their implementation to the Oversight Committee for their review and comment.

8. The Oversight Committee shall report to the Human Resources Committee, the Appropriations Committee, and the legislative leadership.

9. Any changes ultimately approved by the Legislature shall be monitored and evaluated by the Commission on Mental Health.

10. The leadership of the Legislature may appoint two non-legislators to represent the Legislature and the Oversight Committee throughout the process, including implementation. Compensation shall be the responsibility of the Legislature.

Was read and ordered placed on file and sent up for concurrence.

COMMUNICATIONS

The following Communication: (S.P. 227)
114TH MAINE LEGISLATURE
March 1, 1989

Senator Stephen M. Bost
Representative Herbert E. Clark
Chairpersons
Joint Standing Committee on Utilities
114th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Dana C. Devoe of Orono for appointment as a Commissioner for the Public Utilities Commission.

Pursuant to Title 35-A, M.R.S.A. Section 105 (1988), this nomination will require review by the Joint Standing Committee on Utilities and confirmation by the Senate.

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

Speaker of the House
Came from the Senate, Read and Referred to the
Committee on Utilities.
Was Read and Referred to the Committee on
Utilities in concurrence.

The following Communication: (S.P. 228)
114TH MAINE LEGISLATURE
March 2, 1989

Senator Stephen C. Estes
Representative Nathaniel J. Crowley, Sr.
Chairpersons
Joint Standing Committee on Education
114th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Ronald J. Baril of Portland for appointment to the Board of Trustees, Maine Vocational Technical Institutes.

Pursuant to Title 20-A, M.R.S.A. Section 12705, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.

Please be advised that Governor John R. McKernan, Jr. has nominated William F. Lawrence of West Newfield and James C. MacCampbell of Orono for appointments to the State Board of Education.

Pursuant to Title 20, M.R.S.A. Section 51, these nominations will require review by the Joint Standing Committee on Education and confirmation by the Senate.

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

Came from the Senate, Read and Referred to the
Committee on Education.
Was Read and Referred to the Committee on
Education in concurrence.

The following Communication:
DEPARTMENT OF
MENTAL HEALTH AND MENTAL RETARDATION
State House Station 40
Augusta, Maine 04333
March 2, 1989

Honorable John L. Martin
Speaker of the House
114th Maine Legislature
State House Station 2
Augusta, Maine 04333
Dear Speaker Martin:

Enclosed are the required number of copies of a statutorily required report from the Maine Bureau of Mental Retardation outlining the status of services to Maine persons receiving services through passage of AN ACT to Establish a Pilot Program for Transitional Services for Department of Mental Health and Mental Retardation Clients Between the Ages of 20 and 26. The report is addressed to Senator Gauvreau, Senate Chair of the Human Resources Committee, and Representative Peter Manning, House Chair of the Human Resources Committee, and to the Committee Membership.

A great deal has been accomplished through the implementation of this innovative piece of legislation. A real substantial difference has been made in the lives of a number of our clients. Much remains to be accomplished and we look forward to working with the Legislature in the stewardship of resources needed by our most vulnerable citizens.

Sincerely,
s/Susan B. Parker,
Commissioner

Was read and with accompanying report ordered placed on file.

The following Communication:
DEPARTMENT OF LABOR
P.O. Box 309
Augusta, Maine 04330
March 2, 1989

The Honorable John Martin
Speaker of the House
House of Representatives
State House Station #2
Augusta, Maine 04333
Dear Speaker Martin:

I am pleased to submit the Department of Labor's annual report on the Dislocated Worker Benefits (DWB) Program for 1988, in accordance with 26 MRSA section 1196, sub-section 2.

If you have any questions or comments about this report, please do not hesitate to contact me.

Sincerely,
S/John Fitzsimmons
Commissioner

Was read and with accompanying report ordered placed on file.

The following Communication:
STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333
March 2, 1989

Dr. Wayne Creelman
Maine Medical Center
22 Bramhall Street
Portland, Maine 04101
Dear Dr. Creelman:

This letter is to formally notify you that I have appointed you as a non-legislative member of the Augusta Mental Health Institute Oversight Committee. You will be representing the Committee and the Legislature at various stages of the selection of a consultant to examine the problems at AMHI, the development of a plan to address those problems, and the implementation of that plan.

Please feel free to contact me if you have questions or if I may be of assistance to you.

Sincerely,
S/John L. Martin
Speaker of the House

Was read and ordered placed on file.

The following Communication:
STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333
March 2, 1989

Mr. Donald Nicoll
D. & H. Nicoll Associates
148 Middle Street
Portland, Maine 04101
Dear Mr. Nicoll:

This letter is to formally notify you that I have appointed you as a non-legislative member of the Augusta Mental Health Institute Oversight Committee. You will be representing the Committee and the Legislature at various stages of the selection of a

consultant to examine the problems at AMHI, the development of a plan to address those problems, and the implementation of that plan.

Please feel free to contact me if you have questions or if I may be of assistance to you.

Sincerely,
S/John L. Martin
Speaker of the House

Was read and ordered placed on file.

**PETITIONS, BILLS AND RESOLVES
REQUIRING REFERENCE**

The following Bills and Resolves were received and, upon the recommendation of the Committee on Reference of Bills, were referred to the following Committees, Ordered Printed and Sent up for Concurrence:

Aging, Retirement and Veterans

Bill "An Act to Require That Any State Service of Retired Local District Employees Be Included as Part of the Local District Service for the Purpose of Computing Retirement Benefits" (H.P. 406) (L.D. 549) (Presented by Representative MICHAUD of East Millinocket) (Cosponsored by President PRAY of Penobscot)

Bill "An Act to Change the Dates for Burial Eligibility at the Maine Veterans' Memorial Cemetery" (H.P. 420) (L.D. 585) (Presented by Representative JOSEPH of Waterville) (Cosponsored by Representative HICKEY of Augusta, Representative HANDY of Lewiston and Senator TITCOMB of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Agriculture

Bill "An Act to Increase the Price Farmers Receive for Milk" (H.P. 443) (L.D. 608) (Presented by Representative WHITCOMB of Waldo) (Cosponsored by Representative STEVENSON of Unity, Representative NUTTING of Leeds and Senator GOULD of Waldo)

Bill "An Act Relating to Abandoned Dogs" (H.P. 451) (L.D. 616) (Presented by Representative HEPBURN of Skowhegan) (Cosponsored by Representative WHITCOMB of Waldo, Senator CARPENTER of York and Representative ALIBERTI of Lewiston)

Bill "An Act to Further Define the Responsibilities of the Maine Milk Commission to Ensure a Supply of Milk to the Consumers of Maine" (H.P. 452) (L.D. 617) (Presented by Representative ROTONDI of Athens) (Cosponsored by Representative TARDY of Palmyra, Representative HOGLUND of Portland and Senator EMERSON of Penobscot)

Bill "An Act to Amend the Issuance of Harness Racing Licenses and Assignment of Racing Weeks" (H.P. 467) (L.D. 632) (Presented by Representative TARDY of Palmyra) (Cosponsored by Representative KETOVER of Portland, Senator ANDREWS of Cumberland and Representative PARADIS of Augusta)

Bill "An Act to Assist Agricultural Producers to Locate and Train Workers" (H.P. 468) (L.D. 633) (Presented by Representative WHITCOMB of Waldo) (Cosponsored by Senator COLLINS of Aroostook, Representative PINES of Limestone and Representative TARDY of Palmyra)

Ordered Printed.
Sent up for Concurrence.

Appropriations and Financial Affairs

Bill "An Act to Make Allocations for the Administrative Expenses of the Bureau of Lottery, Department of Finance, for the Fiscal Years Ending

June 30, 1990, and June 30, 1991" (EMERGENCY) (H.P. 419) (L.D. 584) (Presented by Representative HIGGINS of Scarborough) (Cosponsored by Representative CARTER of Winslow, Senator PEARSON of Penobscot and Senator PERKINS of Hancock)

Ordered Printed.
Sent up for Concurrence.

Later Today Assigned

Bill "An Act to Require the State to Assume Financial Responsibility for All Public Assistance Programs" (H.P. 448) (L.D. 613) (Presented by Representative DUTREMBLE of Biddeford) (Cosponsored by Representative JACQUES of Waterville and Representative DIPIETRO of South Portland)

(The Committee on Appropriations and Financial Affairs had been suggested.)

On motion of Representative Carter of Winslow, tabled pending reference and later today assigned.

Appropriations and Financial Affairs

Bill "An Act to Recognize Outstanding Local Commitment to Education" (H.P. 463) (L.D. 628) (Presented by Representative REED of Falmouth) (Cosponsored by Senator GILL of Cumberland, Representative HOGLUND of Portland and Representative MICHAUD of East Millinocket)

Ordered Printed.
Sent up for Concurrence.

Banking and Insurance

Bill "An Act to Clarify Use of Corporate-owned Life Insurance Policies" (EMERGENCY) (H.P. 411) (L.D. 554) (Presented by Representative RYDELL of Brunswick) (Cosponsored by Representative KETOVER of Portland, Representative CURRAN of Westbrook and Senator HOBBS of York)

Bill "An Act to Require a Hearing to Cancel Policies Issued under an Assigned Risk Plan" (H.P. 428) (L.D. 593) (Presented by Representative STEVENS of Bangor) (Cosponsored by Representative GARLAND of Bangor, Senator BUSTIN of Kennebec and Representative ALLEN of Washington)

Bill "An Act to Increase the Office of the Public Advocate's Involvement in Insurance Rating" (H.P. 460) (L.D. 625) (Presented by Representative RYDELL of Brunswick) (Cosponsored by Senator BUSTIN of Kennebec, Representative MAYO of Thomaston and Senator ANDREWS of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Business Legislation

Bill "An Act to Increase Handling Fees on Beverage Containers" (H.P. 405) (L.D. 548) (Presented by Representative ALLEN of Washington) (Cosponsored by Senator BRANNIGAN of Cumberland, Representative GRAHAM of Houlton and Representative GURNEY of Portland)

Bill "An Act to Regulate Charges for Liquid Propane" (H.P. 421) (L.D. 586) (Presented by Representative JACQUES of Waterville)

Bill "An Act to Allow Sunday Retail Sales from Memorial Day to Labor Day" (H.P. 422) (L.D. 587) (Presented by Representative DUFFY of Bangor) (Cosponsored by Representative KETOVER of Portland)

Bill "An Act Regulating the Sale of Grave Markers by Funeral Establishments" (H.P. 434) (L.D. 599) (Presented by Representative HUSSEY of Milo)

(Cosponsored by Representative CLARK of Millinocket and Representative GOULD of Greenville)

Bill "An Act to Make Surveyors Liable for Their Surveying Errors" (H.P. 459) (L.D. 624) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Senator CLARK of Cumberland)

Bill "An Act to Authorize the Board of Accountancy to Establish Quality Review as a Condition to Practicing Public Accountancy" (H.P. 469) (L.D. 634) (Presented by Representative ERWIN of Rumford) (Cosponsored by Senator BALDACCI of Penobscot, Senator WHITMORE of Androscoggin and Representative GURNEY of Portland)

Ordered Printed.

Sent up for Concurrence.

Education

Bill "An Act to Extend the Length of the School Day" (H.P. 437) (L.D. 602) (Presented by Representative MacBRIDE of Presque Isle)

Bill "An Act to Encourage School Attendance" (H.P. 435) (L.D. 600) (Presented by Representative MacBRIDE of Presque Isle) (Cosponsored by Representative CROWLEY of Stockton Springs, Representative SMALL of Bath and Representative KILKELLY of Wiscasset)

Bill "An Act to Establish the Commissioner of Agriculture, Food and Rural Resources as an Ex Officio Member of the University of Maine System Trustees" (H.P. 424) (L.D. 589) (Presented by Representative TARDY of Palmyra) (Cosponsored by Senator TWITCHELL of Oxford, Representative NORTON of Winthrop and Representative CROWLEY of Stockton Springs)

Bill "An Act Guaranteeing Each School Administrative Unit a Minimum State Share of Operating Costs" (H.P. 416) (L.D. 581) (Presented by Representative McCORMICK of Rockport) (Cosponsored by Senator ESTY of Cumberland, Representative FOSS of Yarmouth and Representative ROLDE of York)

Ordered Printed.

Sent up for Concurrence.

Energy and Natural Resources

Bill "An Act to Ensure Public Access to the Shoreland Zone" (H.P. 415) (L.D. 558) (Presented by Representative HOGGLUND of Portland) (Cosponsored by Senator LUDWIG of Aroostook, Representative MICHAUD of East Millinocket and Representative JACQUES of Waterville)

Bill "An Act to Revise the Traffic Movement Standards under the Site Location of Development Laws" (H.P. 418) (L.D. 583) (Presented by Representative ROLDE of York) (Cosponsored by Senator CLARK of Cumberland, Representative WEBSTER of Cape Elizabeth and Senator CARPENTER of York)

Bill "An Act to Require Installation of Garbage Disposal Units in Multifamily Dwellings and Other Residences" (H.P. 425) (L.D. 590) (Presented by Representative SHELTRA of Biddeford) (Cosponsored by Representative JACQUES of Waterville and Representative DIPIETRO of South Portland)

Bill "An Act to Clarify Parties Which May Petition the Board of Environmental Protection for a Water Level Hearing" (H.P. 426) (L.D. 591) (Presented by Representative GOULD of Greenville) (Cosponsored by Representative MICHAUD of East Millinocket, Representative JACQUES of Waterville and Senator LUDWIG of Aroostook)

Bill "An Act to Amend the Law Requiring Recordation of Subdivision and Zoning Variances" (H.P. 427) (L.D. 592) (Presented by Representative

HIGGINS of Scarborough) (Cosponsored by Representative MACOMBER of South Portland, Representative MERRILL of Dover-Foxcroft and Representative MARSANO of Belfast)

Bill "An Act to Expand the Area Around Rivers Protected by the Site Location of Development Law" (H.P. 430) (L.D. 595) (Presented by Representative SIMPSON of Casco)

Ordered Printed.

Sent up for Concurrence.

Agriculture

Bill "An Act to Protect Working Farms" (H.P. 442) (L.D. 607) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Representative NUTTING of Leeds, Representative TARDY of Palmyra and Representative LORD of Waterboro)

(The Committee on Energy and Natural Resources was suggested.)

On motion of Representative Michaud of East Millinocket, was referred to the Committee on Agriculture, ordered printed and sent up for concurrence.

Energy and Natural Resources

Bill "An Act Regarding Parcels of Land Separated by a Road in the Site Location of Development Subdivision Provisions" (H.P. 449) (L.D. 614) (Presented by Representative DEXTER of Kingfield) (Cosponsored by Representative LORD of Waterboro)

Ordered Printed.

Sent up for Concurrence.

Fisheries and Wildlife

Bill "An Act Regulating the Use of Fish and Game Roadblocks and Check Stations" (H.P. 433) (L.D. 598) (Presented by Representative GOULD of Greenville) (Cosponsored by Representative JACQUES of Waterville and Representative TRACY of Rome)

Ordered Printed.

Sent up for Concurrence.

Human Resources

Bill "An Act to Amend the Laws Concerning Smoking in Public Buildings" (H.P. 439) (L.D. 604) (Presented by Representative HALE of Sanford) (Cosponsored by Senator ERWIN of Oxford, Representative RUHLIN of Brewer and Representative RAND of Portland)

Bill "An Act to Change the Name of the Governor's Committee on Employment of the Handicapped to the Governor's Committee on Employment of People with Disabilities" (H.P. 464) (L.D. 629) (Presented by Representative JALBERT of Lisbon) (Cosponsored by Representative DELLERT of Gardiner)

Ordered Printed.

Sent up for Concurrence.

Judiciary

Bill "An Act to Allow Recovery for Wrongful Death of Unborn Children" (H.P. 408) (L.D. 551) (Presented by Representative PARADIS of Augusta) (Cosponsored by Senator BERUBE of Androscoggin and Senator COLLINS of Aroostook)

Bill "An Act to Prevent Discrimination" (H.P. 413) (L.D. 556) (Presented by Representative CONLEY of Portland) (Cosponsored by Senator GILL of Cumberland, Senator GAUVREAU of Androscoggin and Representative RAND of Portland)

Bill "An Act Relating to the Division of Southern York of the 10th Maine District Court" (H.P. 440) (L.D. 605) (Presented by Representative WENTWORTH of Wells) (Cosponsored by Senator HOBBS of York)

Bill "An Act to Clarify Procedural Aspects of the Forcible Entry and Detainer Law" (H.P. 446) (L.D. 611) (Presented by Representative HANDY of Lewiston) (Cosponsored by Representative PARADIS of Augusta, Senator BERUBE of Androscoggin and Senator DILLENBACK of Cumberland)

Bill "An Act to Increase the Penalties for Drug Offenses Involving Firearms" (H.P. 450) (L.D. 615) (Presented by Representative RAND of Portland) (Cosponsored by Representative ADAMS of Portland and Representative PAUL of Sanford)

Bill "An Act to Require Parental Consent to a Minor's Abortion" (H.P. 457) (L.D. 622) (Presented by Representative CARTER of Winslow) (Cosponsored by Senator DUTREMBLE of York, Senator MATTHEWS of Kennebec and Senator COLLINS of Aroostook)

Bill "An Act Relating to Computer Access" (H.P. 462) (L.D. 627) (Presented by Representative PARADIS of Old Town) (Cosponsored by Representative GARLAND of Bangor, Representative ALLEN of Washington and Senator BALDACCI of Penobscot)

Ordered Printed.
Sent up for Concurrence.

Labor

Bill "An Act to Provide for Collective Bargaining for Substitute Teachers" (H.P. 423) (L.D. 588) (Presented by Representative OLIVER of Portland) (Cosponsored by Representative RYDELL of Brunswick, Representative PARADIS of Augusta and Representative PINEAU of Jay)

Bill "An Act to Prevent Apprenticeship Instructors from Being Disqualified for Unemployment Compensation" (H.P. 447) (L.D. 612) (Presented by Representative McHENRY of Madawaska) (Cosponsored by Representative JOSEPH of Waterville, Representative CLARK of Millinocket and Representative RUHLIN of Brewer)

Bill "An Act Concerning Unemployment Benefits for Lockouts" (H.P. 456) (L.D. 621) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsored by Representative PINEAU of Jay, Representative CLARK of Millinocket and Senator ESTY of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act to Amend the Law Regarding Shoplifters" (H.P. 417) (L.D. 582) (Presented by Representative MARSH of West Gardiner) (Cosponsored by Representative BUTLAND of Cumberland, Senator CLARK of Cumberland and Representative HASTINGS of Fryeburg)

(The Committee on Legal Affairs had been suggested.)

On motion of Representative Priest of Brunswick, was referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

Legal Affairs

Bill "An Act to Enhance Enforcement of Municipal Parking Regulations" (H.P. 444) (L.D. 609) (Presented by Representative HOGLUND of Portland) (Cosponsored by Representative STEVENS of Bangor and Representative COTE of Auburn)

Bill "An Act to Allow Balloting by Political Party" (H.P. 453) (L.D. 618) (Presented by Representative SEAVEY of Kennebunkport)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act to Amend the Public Drinking Law to Remove the Warning Requirement" (H.P. 458) (L.D. 623) (Presented by Representative CURRAN of Westbrook) (Cosponsored by Representative TUPPER of Orrington, Representative COTE of Auburn and Senator DILLENBACK of Cumberland)

(The Committee on Legal Affairs had been suggested.)

On motion of Representative Priest of Brunswick, was referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

Legal Affairs

Bill "An Act to Establish Mediation for Mobile Home Park Operators and Tenants" (H.P. 465) (L.D. 630) (Presented by Representative GWADOSKY of Fairfield) (Cosponsored by Senator MATTHEWS of Kennebec)

Ordered Printed.
Sent up for Concurrence.

Taxation

Bill "An Act to Require a Tax Map Reference on a Declaration of Value" (H.P. 404) (L.D. 547) (Presented by Representative HASTINGS of Fryeburg) (Cosponsored by Senator TWITCHELL of Oxford, Representative NADEAU of Saco and Representative MCCORMICK of Rockport)

(The Committee on State and Local Government had been suggested.)

On motion of Representative Joseph of Waterville, was referred to the Committee on Taxation, ordered printed and sent up for concurrence.

State and Local Government

Resolve, Concerning a Right-of-way Across the Elizabeth Levinson Center in Bangor (H.P. 403) (L.D. 546) (Presented by Representative GARLAND of Bangor) (Cosponsored by Senator BALDACCI of Penobscot)

Ordered Printed.
Sent up for Concurrence.

Taxation

Bill "An Act to Encourage Industry to Maintain and Modernize Machinery and Equipment by Exempting from Property Taxation Machinery and Equipment in Service For 7 Years or Less" (H.P. 412) (L.D. 555) (Presented by Representative CASHMAN of Old Town)

Bill "An Act to Reduce the Property Tax Burden" (EMERGENCY) (H.P. 414) (L.D. 557) (Presented by Representative COLES of Harpswell) (Cosponsored by Speaker MARTIN of Eagle Lake, Representative CASHMAN of Old Town and Senator ANDREWS of Cumberland)

Bill "An Act to Expand the Excise Tax Exemption for Veterans" (H.P. 431) (L.D. 596) (Presented by Representative TRACY of Rome) (Cosponsored by Representative CARTER of Winslow, Representative LAPOINTE of Auburn and Representative MILLS of Bethel)

Bill "An Act Relating to Taxation of Equipment" (H.P. 436) (L.D. 601) (Presented by Representative CASHMAN of Old Town) (Cosponsored by Senator WEBSTER

of Franklin, Representative SWAZEY of Bucksport and Representative TARDY of Palmyra)

Bill "An Act to Extend the Exemption for Sales Tax for Certain Instrumentalities of Interstate or Foreign Commerce" (H.P. 438) (L.D. 603) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsored by Representative FARNUM of South Berwick, Representative MAHANY of Easton and Senator THERIAULT of Aroostook)

Bill "An Act to Permit Municipalities to Have the Option of a Local Sales Tax" (H.P. 441) (L.D. 606) (Presented by Representative LAWRENCE of Kittery) (Cosponsored by Representative SEAVEY of Kennebunkport and Representative DiPIETRO of South Portland)

Bill "An Act to Stabilize Veterans' Property Tax Exemptions" (H.P. 455) (L.D. 620) (Presented by Representative PARADIS of Old Town) (Cosponsored by Representative GREENLAW of Standish, Senator ERWIN of Oxford and Senator PEARSON of Penobscot)

Bill "An Act to Encourage Industry to Maintain and Modernize Machinery and Equipment" (H.P. 461) (L.D. 626) (Presented by Representative CASHMAN of Old Town)

Bill "An Act to Amend the Income Tax Laws" (H.P. 466) (L.D. 631) (Presented by Representative HIGGINS of Scarborough) (Cosponsored by Representative JACKSON of Harrison)

Ordered Printed.

Sent up for Concurrence.

Transportation

Bill "An Act Relating to Highway Maintenance Compact Areas" (H.P. 410) (L.D. 553) (Presented by Representative MACOMBER of South Portland) (Cosponsored by Senator TWITCHELL of Oxford, Representative McPHERSON of Eliot and Representative BAILEY of Farmington) (Submitted by the Department of Transportation pursuant to Joint Rule 24.)

Bill "An Act Concerning Antique Automobiles and Horseless Carriages" (H.P. 429) (L.D. 594) (Presented by Representative GRAHAM of Houlton) (Cosponsored by Representative LIBBY of Kennebunk and Representative MARTIN of Van Buren)

Bill "An Act Relating to the Dig-safe Law" (H.P. 432) (L.D. 597) (Presented by Representative BAILEY of Farmington) (Cosponsored by Representative RICHARD of Madison, Representative STROUT of Corinth and Senator TWITCHELL of Oxford) (Submitted by the Department of Transportation pursuant to Joint Rule 24.)

Bill "An Act to Require the Use of Flashing Amber Lights on Vehicles During Sanding and Snow Removal Operations" (H.P. 445) (L.D. 610) (Presented by Representative WHITCOMB of Waldo) (Cosponsored by Representative McPHERSON of Eliot, Representative MACOMBER of South Portland and Senator GOULD of Waldo)

Bill "An Act Relating to Highway Construction and Maintenance Signs and Advertising Signs" (H.P. 454) (L.D. 619) (Presented by Representative STROUT of Corinth) (Cosponsored by Senator TWITCHELL of Oxford, Representative McPHERSON of Eliot and Senator GOULD of Waldo) (Submitted by the Department of Transportation pursuant to Joint Rule 24.)

Resolve, to Require Pedestrian Barrier Fences on the Piscataqua River Bridge at the Maine-New Hampshire Border (H.P. 409) (L.D. 552) (Presented by Representative McPHERSON of Eliot) (Cosponsored by Representative LAWRENCE of Kittery and Senator ESTES of York)

Ordered Printed.

Sent up for Concurrence.

Utilities

Bill "An Act to Reduce the Cost of Temporary Utility Terminations" (H.P. 407) (L.D. 550) (Presented by Representative GURNEY of Portland) (Cosponsored by Representative HICKEY of Augusta and Senator BOST of Penobscot)

Ordered Printed.

Sent up for Concurrence.

ORDERS

On motion of Representative McSWEENEY of Old Orchard Beach, the following Order:

ORDERED, that Representative M. Ida Luther of Mexico be excused February 21 for the duration of her illness.

AND BE IT FURTHER ORDERED, that Representative Patricia M. Stevens of Bangor be excused February 22 and 23 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Norman R. Paul of Sanford be excused February 22 to 24 for legislative business.

AND BE IT FURTHER ORDERED, that Representative James Mitchell of Freeport be excused February 27, March 3 and 6 for legislative business.

AND BE IT FURTHER ORDERED, that Representative Sherman H. Hutchins of Penobscot be excused March 6 and 7 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Helen M. Tupper of Orrington be excused February 27 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Ruth S. Foster of Ellsworth be excused March 3 and 6 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Margaret Pruitt Clark of Brunswick be excused March 8 for legislative business.

AND BE IT FURTHER ORDERED, that Representative Roger M. Pouliot of Lewiston be excused March 13 and 14 for personal reasons.

Was read and passed.

CONSENT CALENDAR

First Day

In accordance with House Rule 49, the following item appeared on the Consent Calendar for the First Day:

(H.P. 80) (L.D. 111) Resolve, to Name the Bridge over the Carrabassett River in North Anson the "Robert Garland Bridge" Committee on Transportation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-6)

There being no objections, the above item was ordered to appear on the Consent Calendar of Tuesday, March 7, 1989, under the listing of Second Day.

CONSENT CALENDAR

Second Day

In accordance with House Rule 49, the following item appeared on the Consent Calendar for the Second Day:

(H.P. 100) (L.D. 135) Bill "An Act to Expand the Eligibility for Participation in the Maine Conservation Corps to Include More Low-income Maine People" (EMERGENCY)

No objections having been noted at the end of the Second Legislative Day, the House Paper was Passed to be Engrossed and sent up for concurrence.

ORDERS OF THE DAY
TABLED AND TODAY ASSIGNED

The Chair laid before the House the first tabled and today assigned matter:

Bill "An Act Requiring Protective Headgear for All Operators and Passengers on Motorcycles, Motor Driven Cycles and Mopeds" (H.P. 381) (L.D. 512) (Committee on Transportation suggested)

TABLED - March 3, 1989 by Representative GWADOSKY of Fairfield.

PENDING - Reference.

On motion of Representative Strout of Windham, the House voted to indefinitely postpone L.D. 512 and all its accompanying papers.

The Chair laid before the House the following matter: Bill "An Act Concerning Crash Parts Used to Repair Damaged Motor Vehicles" (S.P. 217) (L.D. 533) (Came from the Senate, referred to the Committee on Business Legislation and Ordered Printed) which was tabled earlier in the day and later today assigned pending reference in concurrence.

On motion of Representative Allen of Washington, was referred to the Committee on Business Legislation in concurrence.

The Chair laid before the House the following matter: Bill "An Act to Make Technical Changes to Provisions Related to the Probation and Parole and Intensive Supervision Program Functions" (S.P. 223) (L.D. 539) (Came from the Senate, referred to the Joint Select Committee on Corrections and Ordered Printed) which was tabled earlier in the day and later today assigned pending reference in concurrence.

On motion of Representative Gwadosky of Fairfield, retabled pending reference in concurrence and specially assigned for Tuesday, March 7, 1988.

The Chair laid before the House the following matter: Bill "An Act to Authorize Designation of Department of Mental Health and Mental Retardation Employees to Appear in Probate Court on Behalf of the Department of Mental Health and Mental Retardation" (S.P. 220) (L.D. 536) (Came from the Senate, referred to the Committee on Human Resources and Ordered Printed) which was tabled earlier in the day and later today assigned pending reference in concurrence.

Subsequently, was referred to the Committee on Human Resources in concurrence.

The Chair laid before the House the following matter: Bill "An Act to End Homelessness in Maine" (H.P. 337) (L.D. 456) which was referred to the Committee on Appropriations and Financial Affairs in the House on February 27, 1989, came from the Senate referred to the Committee on Housing and Economic Development in non-concurrence, which was tabled earlier in the day and later today assigned pending further consideration.

On motion of Representative Carter of Winslow, the House voted to recede and concur.

The Chair laid before the House the following matter: Bill "An Act to Require the State to Assume Financial Responsibility for All Public Assistance Programs" (H.P. 448) (L.D. 613) which was tabled earlier in the day and later today assigned pending reference.

On motion of Representative Carter of Winslow, was referred to the Committee on Appropriations and Financial Affairs, ordered printed and sent up for concurrence.

(Off Record Remarks)

On motion of Representative Mills of Bethel, Adjourned until Tuesday, March 7, 1989, at ten o'clock in the morning.