

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

On motion by Senator BOST of Penobscot, ADJOURNED until Tuesday, March 7, 1989, at 10:00 in the morning.

ONE HUNDRED AND FOURTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
23rd Legislative Day
Tuesday, March 7, 1989

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

Prayer by Reverend Bruce Burnham, First Congregational Church, North Berwick.

The Journal of Monday, March 6, 1989, was read and approved.

Quorum call was held.

PAPERS FROM THE SENATE

Bill "An Act to Allow Dogs to be Vaccinated for Rabies by a Veterinarian in Another State" (S.P. 241) (L.D. 571)

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

Was referred to the Committee on Agriculture in concurrence.

Bill "An Act to Increase Local Revenue Sharing and Promote Recycling" (EMERGENCY) (S.P. 234) (L.D. 564)

Bill "An Act To Provide Respite Care for Care Givers of Diagnosed Victims of Alzheimer's Disease" (S.P. 248) (L.D. 578)

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

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

Bill "An Act to Amend the Occupational License Disqualification Law" (S.P. 233) (L.D. 563)

Bill "An Act to Amend the Law Relating to Automobile Leases" (S.P. 238) (L.D. 568)

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

Were referred to the Committee on Business Legislation in concurrence.

Bill "An Act to Regulate the Installation of Fire Sprinklers" (S.P. 237) (L.D. 567)

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

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

Was referred to the Committee on Legal Affairs in non-concurrence and sent up for concurrence.

On motion of Representative Allen of Washington, the House reconsidered its action whereby L.D. 567 was referred to the Committee on Legal Affairs in non-concurrence.

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

Bill "An Act Relating to the Establishment of Reserve Funds by School Administrative Units" (S.P. 250) (L.D. 580)

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

Was referred to the Committee on Education in concurrence.

Bill "An Act to Establish Criteria for Adopting a Moratorium in Maine's Unorganized Territories" (EMERGENCY) (S.P. 232) (L.D. 562)

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

Was referred to the Committee on Energy and Natural Resources in concurrence.

Bill "An Act to Provide Complimentary Muzzle-loading Hunting Licenses to Resident Disabled War Veterans" (S.P. 231) (L.D. 561)

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

Was referred to the Committee on Fisheries and Wildlife in concurrence.

Bill "An Act Concerning Transportation Expenses for Former AMHI Patients" (S.P. 246) (L.D. 576)

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

Was referred to the Committee on Human Resources in concurrence.

Bill "An Act Authorizing Sale of Liquor Outside of Exclusive Territory" (S.P. 240) (L.D. 570)

Bill "An Act Relating to Credit Terms for Retail Liquor Licensees" (S.P. 243) (L.D. 573)

Bill "An Act to Amend the Liquor Laws" (S.P. 244) (L.D. 574)

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

Were referred to the Committee on Legal Affairs in concurrence.

Bill "An Act to Amend the General Relocation Assistance Provisions to Achieve Compliance with Certain Federal Laws" (EMERGENCY) (S.P. 229) (L.D. 559)

Bill "An Act to Amend the Records Management Laws" (S.P. 245) (L.D. 575)

Came from the Senate, referred to the Committee on State and Local Government and Ordered Printed.

Were referred to the Committee on State and Local Government in concurrence.

Bill "An Act Relating to Tax Exemptions" (EMERGENCY) (S.P. 236) (L.D. 566)

Bill "An Act to Amend the Tree Growth Law" (S.P. 230) (L.D. 560)

Bill "An Act Concerning the Maine Railroad Excise Tax" (S.P. 235) (L.D. 565)

Bill "An Act to Increase the Tax Exemption on Church Parsonages" (S.P. 239) (L.D. 569)

Bill "An Act Regarding Federal Retiree Income Tax" (S.P. 242) (L.D. 572)

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 Relating to Contracts Administered by the Department of Transportation" (S.P. 247) (L.D. 577)

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

Was referred to the Committee on Transportation in concurrence.

Bill "An Act to Promote the Access of Cable Television to Maine Citizens" (EMERGENCY) (S.P. 249) (L.D. 579)

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

Was referred to the Committee on Utilities in concurrence.

Ought to Pass

Report of the Committee on Energy and Natural Resources reporting "Ought to Pass" on Bill "An Act to Amend the Law Regarding the State Forest Nursery" (Emergency) (S.P. 97) (L.D. 116).

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Senate Amendment "A" (S-4).

Report was read and accepted, the Bill read once. Senate Amendment "A" (S-4) was read by the Clerk and adopted and the Bill assigned for second reading Wednesday, March 8, 1989.

Non-Concurrent Matter

Resolve, to Provide for a Commemorative Motor Vehicle License Plate to Celebrate the Sesquicentennial of Aroostook County (Emergency) (H.P. 14) (L.D. 6) which was passed to be engrossed as amended by Committee Amendment "A" (H-5) in the House on February 27, 1989.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-5) as amended by Senate Amendment "A" (S-3) thereto in non-concurrence.

The House voted to recede and concur.

At this point, the Speaker appointed Representative Michaud of East Millinocket to act as Speaker pro tem.

The House was called to order by the Speaker pro tem.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

The following Bills and Resolve 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 Provide that Certain Interest and Income Earned May Be Credited to the Maine State Retirement System for Administration" (H.P. 496) (L.D. 676) (Presented by Representative DELLERT of Gardiner) (Cosponsored by Representative JALBERT of Lisbon and Representative MERRILL of Dover-Foxcroft) Ordered Printed.

Sent up for Concurrence.

Agriculture

Bill "An Act to Allow the Refund of the Potato Grower Tax" (H.P. 482) (L.D. 662) (Presented by Representative TARDY of Palmyra)

Bill "An Act to Discourage the Theft of Blueberries" (H.P. 477) (L.D. 657) (Presented by Representative TARDY of Palmyra) (Cosponsored by Senator PERKINS of Hancock, Representative TAMMARO of Baileyville and Representative HUSSEY of Milo)

Ordered Printed.
Sent up for Concurrence.

Ordered Printed.
Sent up for Concurrence.

Appropriations and Financial Affairs

Bill "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1990, and June 30, 1991" (EMERGENCY) (H.P. 475) (L.D. 640) (Presented by Representative HIGGINS of Scarborough) (Cosponsored by Senator PERKINS of Hancock, Senator PEARSON of Penobscot and Representative CARTER of Winslow)

Bill "An Act to Make Allocations for Various Funds of the Department of Environmental Protection for the Fiscal Years Ending June 30, 1990 and June 30, 1991" (EMERGENCY) (H.P. 470) (L.D. 635) (Presented by Representative FOSS of Yarmouth) (Cosponsored by Senator BRANNIGAN of Cumberland, Representative RIDLEY of Shapleigh and Senator PERKINS of Hancock)

Bill "An Act to Provide Funds for the Seed Potato Breeding Program" (H.P. 488) (L.D. 668) (Presented by Representative MAHANY of Easton) (Cosponsored by Senator PEARSON of Penobscot, Senator LUDWIG of Aroostook and Representative LISNIK of Presque Isle)

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$25,000,000 to Protect Ground Water Quality and Public Health through the Cleanup and Closure of Municipal and Abandoned Solid Waste Landfills" (H.P. 493) (L.D. 673) (Presented by Representative MICHAUD of East Millinocket) (Cosponsored by Senator PEARSON of Penobscot, Representative MCGOWAN of Canaan and Representative CARTER of Winslow)

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$50,000,000 to Fund a Capital Grants Program to Solid Waste Regional Commissions and Municipalities to Invest in Recycling Equipment and Facilities" (H.P. 497) (L.D. 677) (Presented by Representative MICHAUD of East Millinocket) (Cosponsored by Representative MCGOWAN of Canaan, Representative CARTER of Winslow and Representative DEXTER of Kingfield)

Bill "An Act to Fund Repairs for Damage to the Hartland Dam" (H.P. 498) (L.D. 678) (Presented by Representative MCGOWAN of Canaan) (Cosponsored by Senator EMERSON of Penobscot, Representative ROTONDI of Athens and Representative SHERBURNE of Dexter)

Bill "An Act to Increase the Funds Available to Community-based Agencies for Case-management Services to Persons Infected with the Human Immune Deficiency Virus" (H.P. 509) (L.D. 689) (Presented by Representative RYDELL of Brunswick) (Cosponsored by Representative PARADIS of Frenchville, Representative POULIOT of Lewiston and Senator TITCOMB of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Banking and Insurance

Bill "An Act to Promote Accountability in the Use of Excess Insurance" (H.P. 473) (L.D. 638) (Presented by Representative RYDELL of Brunswick) (Cosponsored by Representative ALLEN of Washington, Representative GARLAND of Bangor and Senator COLLINS of Aroostook)

Bill "An Act to Prohibit Motor Vehicle Insurers from Adjusting Personal Insurance Rates of Public Works Employees Involved in Collisions" (H.P. 503) (L.D. 683) (Presented by Representative RAND of Portland) (Cosponsored by Senator BUSTIN of Kennebec)

Business Legislation

Bill "An Act to Amend the Automobile Disclosure Laws" (H.P. 480) (L.D. 660) (Presented by Representative DUFFY of Bangor) (Cosponsored by Representative SHELTRA of Biddeford, Representative JACQUES of Waterville and Senator BALDACCI of Penobscot)

Ordered Printed.
Sent up for Concurrence.

Education

Bill "An Act Concerning Teacher Employment" (H.P. 486) (L.D. 666) (Presented by Representative ALLEN of Washington)

Ordered Printed.
Sent up for Concurrence.

Taxation

Bill "An Act to Amend the School Finance Law" (H.P. 499) (L.D. 679) (Presented by Representative RIDLEY of Shapleigh) (Cosponsored by Representative GOULD of Greenville, Representative MCGOWAN of Canaan and Representative JACQUES of Waterville)

(The Committee on Education had been suggested.)
On motion of Representative Crowley of Stockton Springs, was referred to the Committee on Taxation, ordered printed and sent up for concurrence.

Energy and Natural Resources

Bill "An Act to Create a Forest Policy, Promote Sound Timber Harvest Practices and Ensure the Future Health and Productivity of the State's Forest" (H.P. 474) (L.D. 639) (Presented by Representative GOULD of Greenville) (Cosponsored by Senator PEARSON of Penobscot, Representative LORD of Waterboro and Senator ERWIN of Oxford)

Ordered Printed.
Sent up for Concurrence.

Legal Affairs

Bill "An Act to Provide More Equitable Treatment of Manufactured Housing" (H.P. 485) (L.D. 665) (Presented by Representative JACQUES of Waterville) (Cosponsored by Representative WENTWORTH of Wells)

(The Committee on Energy and Natural Resources had been suggested.)
On motion of Representative Jacques of Waterville, was referred to the Committee on Legal Affairs, ordered printed and sent up for concurrence.

Energy and Natural Resources

Bill "An Act to Replace the Large Lot Exceptions Under the Site Location of Development Law with a Low-density Exception" (H.P. 502) (L.D. 682) (Presented by Representative DEXTER of Kingfield) (Cosponsored by Representative GOULD of Greenville) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 24.)

Bill "An Act to Prohibit the Use of All-terrain Vehicles in State Parks" (H.P. 507) (L.D. 687) (Presented by Representative AULT of Wayne) (Cosponsored by Representative SMITH of Island Falls, Representative HEESCHEN of Wilton and Representative SEAVEY of Kennebunkport)

Bill "An Act to Regulate Medical Wastes" (H.P. 512) (L.D. 692) (Presented by Representative HOGLUND of Portland) (Cosponsored by Representative JACQUES of Waterville, Representative ALLEN of Washington and Senator LUDWIG of Aroostook)

Ordered Printed.

Sent up for Concurrence.

Fisheries and Wildlife

Bill "An Act to Change the Muzzle-loading Open Season on Deer" (H.P. 506) (L.D. 686) (Presented by Representative TRACY of Rome) (Cosponsored by Representative WALKER of Norway, Representative ROTONDI of Athens and Representative JACQUES of Waterville)

Ordered Printed.

Sent up for Concurrence.

Agriculture

Bill "An Act to Provide Consumers Notice of Restaurant Foods Containing Monosodium Glutamate" (H.P. 494) (L.D. 674) (Presented by Representative GURNEY of Portland) (Cosponsored by Representative GWADOSKY of Fairfield and Representative STEVENS of Sabattus)

(The Committee on Human Resources had been suggested.)

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

Human Resources

Bill "An Act to Assure an Appropriate Education for Blind Students" (H.P. 495) (L.D. 675) (Presented by Representative HANDY of Lewiston) (Cosponsored by Representative RUHLIN of Brewer, Representative JOSEPH of Waterville and Senator GAUVREAU of Androscoggin)

Ordered Printed.

Sent up for Concurrence.

Appropriations and Financial Affairs

Bill "An Act to Provide the Reasonable Costs of Wages Paid to Employees of Long-term Care Facilities" (EMERGENCY) (H.P. 505) (L.D. 685) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsored by Senator PERKINS of Hancock, Representative CARROLL of Gray and Representative LISNIK of Presque Isle)

(The Committee on Human Resources had been suggested.)

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

Human Resources

Resolve, to Establish the Commission to Study the Feasibility of Developing Mature Care Systems in Maine (H.P. 511) (L.D. 691) (Presented by Representative ROLDE of York) (Cosponsored by Representative BOUTILIER of Lewiston and Senator GAUVREAU of Androscoggin)

Ordered Printed.

Sent up for Concurrence.

Judiciary

Bill "An Act to Promote Equity in the Court Adjudication of Alimony Awards" (H.P. 476) (L.D. 656)

(Presented by Representative DORE of Auburn) (Cosponsored by Representative CLARK of Brunswick, Senator BRANNIGAN of Cumberland and Senator HOLLOWAY of Lincoln)

Bill "An Act to Increase the Residence Exemption for Elderly and Disabled Persons" (H.P. 484) (L.D. 664) (Presented by Representative CONLEY of Portland)

Bill "An Act to Provide Written Notice to Creditors Under the Maine Probate Code" (H.P. 491) (L.D. 671) (Presented by Representative CONLEY of Portland) (Cosponsored by Senator BRANNIGAN of Cumberland)

Bill "An Act to Protect Civil Litigants" (H.P. 500) (L.D. 680) (Presented by Representative SEAVEY of Kennebunkport) (Cosponsored by Representative HANLEY of Paris)

Bill "An Act to Increase the Penalty for Theft from a Locked Motor Vehicle" (H.P. 508) (L.D. 688) (Presented by Representative HOGLUND of Portland) (Cosponsored by Representative KETOVER of Portland, Representative COTE of Auburn and Senator HOLLOWAY of Lincoln)

Ordered Printed.

Sent up for Concurrence.

Labor

Bill "An Act to Establish Preapprenticeship Programs" (H.P. 479) (L.D. 659) (Presented by Representative CLARK of Millinocket) (Cosponsored by Representative PINEAU of Jay, Representative MCHENRY of Madawaska and Senator ESTY of Cumberland)

Bill "An Act to Provide Unemployment Compensation for Teachers Aides and Certain Noninstructional Employees of Educational Institutions" (H.P. 483) (L.D. 663) (Presented by Representative MITCHELL of Freeport)

Bill "An Act to Establish Occupational Health and Safety Standards for Operators of Video Display Terminals" (H.P. 481) (L.D. 661) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsored by Representative RAND of Portland, Representative RUHLIN of Brewer and Senator TITCOMB of Cumberland)

Ordered Printed.

Sent up for Concurrence.

Legal Affairs

Bill "An Act to Improve Personnel Supervision in the Bureau of Intergovernmental Drug Enforcement" (H.P. 472) (L.D. 637) (Presented by Representative MARSH of West Gardiner) (Cosponsored by Representative DAGGETT of Augusta, Representative MCCORMICK of Rockport and Senator BERUBE of Androscoggin) (Submitted by the Department of Public Safety pursuant to Joint Rule 24.)

Bill "An Act to Amend the Lobbyist Reporting Law" (H.P. 490) (L.D. 670) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsored by Representative PRIEST of Brunswick)

Bill "An Act Regarding Absentee Ballots" (H.P. 504) (L.D. 684) (Presented by Representative HICKEY of Augusta) (Cosponsored by Senator BUSTIN of Kennebec, Representative PARADIS of Augusta and Representative DAGGETT of Augusta)

Ordered Printed.

Sent up for Concurrence.

Taxation

Bill "An Act Relating to Taxation of Trucks" (H.P. 487) (L.D. 667) (Presented by Representative MAHANY of Easton) (Cosponsored by Representative

LISNIK of Presque Isle and Senator PEARSON of Penobscot)

Bill "An Act to Provide for State and Municipal Tax Certificates" (H.P. 489) (L.D. 669) (Presented by Representative WEBSTER of Cape Elizabeth) (Cosponsored by Representative TUPPER of Orrington, Representative SWAZEY of Bucksport and Senator BALDACCI of Penobscot)

Bill "An Act to Enable Municipalities to Assess Impact Taxes on Development" (H.P. 510) (L.D. 690) (Presented by Representative HIGGINS of Scarborough) (Cosponsored by Senator ANDREWS of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Transportation

Bill "An Act to Amend the Truck Laws" (H.P. 471) (L.D. 636) (Presented by Representative McPHERSON of Eliot) (Cosponsored by Representative MOHOLLAND of Princeton, Senator THERIAULT of Aroostook and Representative MILLS of Bethel) (Submitted by the Department of Transportation pursuant to Joint Rule 24.)

Bill "An Act to Permit the Registration of Recreational Vehicles for Either a Six-month or One-year Period" (H.P. 492) (L.D. 672) (Presented by Representative BURKE of Vassalboro) (Cosponsored by Representative NADEAU of Saco, Representative ROTONDI of Athens and Representative MOHOLLAND of Princeton)

Bill "An Act to Clarify the Motor Vehicle Law Concerning the Operation of Motorcycles" (H.P. 501) (L.D. 681) (Presented by Representative O'DEA of Orono) (Cosponsored by Representative PARADIS of Augusta and Representative CARROLL of Southwest Harbor)

Ordered Printed.
Sent up for Concurrence.

Utilities

Bill "An Act to Amend the Maine Sanitary District Enabling Act and the Sewer District Laws" (H.P. 478) (L.D. 658) (Presented by Representative CLARK of Millinocket) (Cosponsored by Representative HOLT of Bath, Representative PARADIS of Old Town and Senator BOST of Penobscot)

Ordered Printed.
Sent up for Concurrence.

CONSENT CALENDAR

First Day

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

(S.P. 40) (L.D. 9) Resolve, to Extend the Reporting Deadline for the Commission on Maine's Future (Emergency) Committee on State and Local Government reporting "Ought to Pass" as amended by Committee Amendment "A" (S-2)

There being no objections, the above item was ordered to appear on the Consent Calendar of Wednesday, March 8, 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. 80) (L.D. 111) Resolve, to Name the Bridge over the Carrabassett River in North Anson the "Robert Garland Bridge" (C. "A" H-6)

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

By unanimous consent, all reference bills requiring Senate concurrence were ordered sent forthwith to the Senate.

(At Ease)

The House was call to order by the Speaker pro tem.

**ORDERS OF THE DAY
TABLED AND TODAY ASSIGNED**

The Chair laid before the House the first tabled and today assigned 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)

- In Senate, Referred to the Joint Select Committee on Corrections.

(Committee on Judiciary suggested)
TABLED - MARCH 6, 1989 by Representative GWADOSKY of Fairfield.

PENDING - Reference in concurrence.
Subsequently, was referred to the Joint Select Committee on Corrections in concurrence.

At this point, the Speaker resumed the Chair.

BILL HELD

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)

- In House, Referred to the Committee on Human Resources in concurrence on March 6, 1989.

HELD at the Request of Representative GWADOSKY of Fairfield.

The SPEAKER: The Chair recognizes the Representative from Fairfield, Representative Gwadosky.

Representative GWADOSKY: Mr. Speaker, is the House in possession of L.D. 536?

The SPEAKER: The Chair would answer in the affirmative having been held at the Representative's request.

Representative Gwadosky of Fairfield moved that the House reconsider its action whereby L.D. 536 was referred to the Committee on Human Resources.

On further motion of the same Representative, tabled pending his motion to reconsider whereby L.D. 536 was referred to the Committee on Human Resources and later today assigned.

(Off Record Remarks)

On motion of Representative Gwadosky of Fairfield, Recessed until four o'clock in the afternoon.

(After Recess)

The House was called to order by the Speaker.

(At Ease)

The House was called to order by the Speaker.

At this point, the Speaker appointed Representative Michaud of East Millinocket to act as Speaker pro tem.

The House was called to order by the Speaker pro tem.

The following item appearing on Supplement No. 1 was taken up out of order by unanimous consent:

ORDERS

On motion of Speaker MARTIN of Eagle Lake, the following Joint Resolution: (H.P. 515) (Cosponsor: President PRAY of Penobscot)

JOINT RESOLUTION IN APPRECIATION AND RECOGNITION OF MAINE'S 3 PRIVATE INDUSTRY COUNCILS

WHEREAS, the United States Job Training Partnership Act of 1982, JTPA, established the formation of Private Industry Councils, PIC's, and defined their functions to include "... policy guidance for, and exercise of oversight with respect to activities under the job training plan for its Service Delivery Area, SDA, in partnership with the unit or units of general local government within its SDA"; and

WHEREAS, the JTPA directs that each Private Industry Council shall consist of:

- "(1) representatives of the private sector, who shall constitute a majority of the membership of the councils and who shall be owners of business concerns, chief executives or chief operating officers of nongovernmental employers, or other private sector executives who have substantial management or policy responsibility; and
- (2) representatives of educational agencies (representative of educational agencies in the Service Delivery Area), organized labor, rehabilitation agencies, community-based organizations, economic development agencies, and the public employment service."

WHEREAS, Maine Private Industry Councils have successfully implemented federal training initiatives, and the State of Maine has utilized the Private Industry Councils for delivery of state initiatives such as Health Occupations Training, HOT; Strategic Training for Accelerated Reemployment, STAR; Additional Support for People in Retraining and Education, ASPIRE; and the Maine Training Initiatives, MTI; and

WHEREAS, Private Industry Councils have provided the infrastructure which creates the bridge for a meaningful partnership between the public and private sector in the design, implementation and oversight of training programs; and

WHEREAS, thousands of citizens of the State of Maine annually receive high quality employment and training services provided through the Private Industry Council Job Training System; and

WHEREAS, the quality and performance of employment and training programs under Maine's

Private Industry Councils have consistently surpassed federal performance standards and have achieved the highest placement rate in New England for the past 4 years; and

WHEREAS, the provision of quality employment and training services is critical to the economic well-being of Maine citizens and the economic vitality and competitiveness of Maine businesses on a regional and national basis; and

WHEREAS, Private Industry Councils provide fully staffed and comprehensive employment and training services at offices located in each of Maine's 16 counties; and

WHEREAS, Private Industry Councils are leading the way in developing means and strategies to cope with employment and training problems ranging from high unemployment to labor shortages; and

WHEREAS, Private Industry Councils have demonstrated their commitment, dedication, effectiveness and leadership in addressing Maine's employment and training needs of today and planning for the needs of tomorrow; now, therefore, be it

RESOLVED: That We, the Members of the 114th Legislature of the State of Maine now assembled in First Regular Session, pause to honor and give recognition to Maine's 3 Private Industry Councils: the Cumberland County Private Industry Council; Penobscot Consortium Private Industry Council; and the 12-County Private Industry Council, in appreciation for their outstanding dedication, leadership and provision of employment and training services for citizens and businesses of Maine; and be it further

RESOLVED: That suitable copies of this joint resolution, duly authenticated by the Secretary of State, be transmitted to Maine's Private Industry Councils.

Was read and adopted and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

The following items appearing on Supplement No. 2 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Bill "An Act to Provide Increased Funding for the Family Planning Association's Basic Clinical and Educational Services" (S.P. 255) (L.D. 645)

Bill "An Act to Provide Cost-of-living Increases to Homemaker Services Providers and to Appropriate Additional Funds to Equalize Homemaker Services Funding Statewide" (S.P. 257) (L.D. 647)

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

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

Bill "An Act to Provide for the Social and Financial Assessment of Proposed Mandatory Health Insurance Benefits" (S.P. 253) (L.D. 643)

Bill "An Act to Provide Coverage for Chiropractic Services Under Hospital Service Plans, Medical Service Plans and Insurance Policies" (S.P. 254) (L.D. 644)

Resolve, to Study the Impact of Expanding Licensure of Additional Groups of Health Care Professionals on Health Insurance Costs (EMERGENCY) (S.P. 261) (L.D. 651)

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

Were referred to the Committee on Banking and Insurance in concurrence.

Bill "An Act to Remove the Provision that Industrial Plant Employees Who Perform Electrical Work Need Not Be Licensed" (S.P. 263) (L.D. 653)

Bill "An Act to Remove the Provision that Persons Doing Electrical Work on Generating Facilities Need Not be Licensed" (S.P. 264) (L.D. 654)

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

Were referred to the Committee on Business Legislation in concurrence.

Bill "An Act to Amend the Lake Watershed Association Enabling Laws" (S.P. 252) (L.D. 642)

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

Was referred to the Committee on Energy and Natural Resources in concurrence.

Bill "An Act to Implement Civil Penalties for Passing Worthless Instruments" (S.P. 251) (L.D. 641)

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 Amend the Maine Human Rights Act Pertaining to Discrimination Because of Previous Assertion of a Claim Under the Workers' Compensation Act" (S.P. 258) (L.D. 648)

Bill "An Act to Provide for the Merger of Bargaining Units Represented by a Single Bargaining Agent under the Municipal Employees Labor Relations Law" (S.P. 260) (L.D. 650)

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

Were referred to the Committee on Labor in concurrence.

Bill "An Act to Allow Disabled People to Receive Rent Rebates" (S.P. 256) (L.D. 646)

Bill "An Act to Exempt Ski Resorts from Sales Tax on Fuel or Electricity Used in Snowmaking Operations" (S.P. 259) (L.D. 649)

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 to Revoke Driving Privileges of High School Dropouts" (S.P. 262) (L.D. 652)

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

On motion of Representative Crowley of Stockton Springs, was referred to the Committee on Education in non-concurrence and sent up for concurrence.

Reported Pursuant to Public Law

Report of the Maine Water Supply Study Commission, pursuant to Public Law 1987, chapter 816 ask leave to submit its findings and to report that the accompanying Bill "An Act to Establish a Temporary Water Management Resources Board" (S.P. 265) (L.D. 655) be referred to the Joint Standing Committee on Appropriations and Financial Affairs for public hearing and printed pursuant to Joint Rule 18.

Came from the Senate with the report read and accepted and the bill referred to the Committee on Appropriations and Financial Affairs and ordered printed.

Report was read and accepted and the bill referred to the Committee on Appropriations and Financial Affairs in concurrence.

Non-Concurrent 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) which was indefinitely postponed in the House on March 6, 1989.

Came from the Senate referred to the Committee on Transportation in non-concurrence.

On motion of Representative Mayo of Thomaston, tabled pending further consideration and later today assigned.

(At Ease)

At this point, the Speaker resumed the Chair.

The House was called to order by the Speaker.

The Chair laid before the House the following 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) which was indefinitely postponed in the House on March 6, 1989, (Came from the Senate referred to the Committee on Transportation in non-concurrence) which was tabled earlier in the day and later today assigned pending further consideration.

Subsequently, the House voted to adhere.

On motion of Representative Swazey of Bucksport, Adjourned until Wednesday, March 8, 1989, at eight-thirty in the morning.