

# 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**  
**58th Legislative Day**  
**Tuesday, May 9, 1989**

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

Prayer by Reverend Bob Raymond, Church of Our Father, Hulls Cove.

The Journal of, Monday May 8, 1989, was read and approved.

Quorum call was held.

**PAPERS FROM THE SENATE**

Bill "An Act to Make Participation in the Maine Legislative Retirement System Optional" (S.P. 543) (L.D. 1514)

Bill "An Act Amending the Law Governing the Maine Committee on Aging" (S.P. 544) (L.D. 1515)

Came from the Senate, referred to the Committee on Aging, Retirement and Veterans and Ordered Printed.

Were referred to the Committee on Aging, Retirement and Veterans in concurrence.

Bill "An Act to Provide Funding for Volunteer Literacy Services for Maine Citizens" (S.P. 545) (L.D. 1516)

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 Require that All Surplus Money be Applied to Property Tax Relief" (EMERGENCY) (S.P. 549) (L.D. 1520)

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

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

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

Bill "An Act to Protect Maine Insurance Consumers" (S.P. 546) (L.D. 1517)

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

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

Bill "An Act Relating to Professionalization of Attendance Officers" (S.P. 547) (L.D. 1518)

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

(The Committee on Reference of Bills had suggested reference to the Committee on Appropriations and Financial Affairs.)

Was referred to the Committee on Education in concurrence.

Bill "An Act Concerning Fines Collected by the Courts" (S.P. 551) (L.D. 1522)

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 Encourage Further Negotiations in Labor Disputes" (S.P. 542) (L.D. 1513)

Bill "An Act to Clarify the Definition of Seasonal Workers under the Workers' Compensation Law" (S.P. 550) (L.D. 1521)

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 Vanity Registration Plates for Certain Trailers" (S.P. 548) (L.D. 1519)

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

Was referred to the Committee on Transportation in concurrence.

**Reported Pursuant to Resolve**

Report of the Juvenile Corrections Planning Commission, pursuant to Resolve 1987, Chapter 68 ask leave to submit its findings and to report that the accompanying Bill "An Act to Reform the Juvenile Criminal Justice System" (S.P. 541) (L.D. 1512) be referred to the Joint Standing Committee on Judiciary 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 Judiciary and ordered printed.

Report was read and accepted and the Bill referred to the Committee on Judiciary in concurrence.

**Unanimous Leave to Withdraw**

Report of the Committee on Transportation reporting "Leave to Withdraw" on Bill "An Act to Authorize the Placement of a Directional Sign on Interstate 95 for Unity College" (S.P. 428) (L.D. 1139)

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

**Refer to the Committee on Human Resources**

Report of the Committee on Appropriations and Financial Affairs on Resolve, to Provide Certified Nursing Assistant Training at the Central Maine Vocational-Technical Institute (S.P. 343) (L.D. 913) reporting that it be referred to the Committee on Human Resources.

Came from the Senate with the report read and accepted and the bill referred to the Committee on Human Resources.

Report was read and accepted and the Bill referred to the Committee on Human Resources in concurrence.

**Non-Concurrent Matter**

An Act Concerning Transportation Expenses for Former AMHI Patients (S.P. 246) (L.D. 576) (C. "A" S-62) which was passed to be enacted in the House on May 5, 1989.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-62) as amended by Senate Amendment "A" (S-75) thereto in non-concurrence.

The House voted to recede and concur.

**Non-Concurrent Matter**

Bill "An Act to Authorize the Department of Corrections to Establish a Solid Waste Recycling Program" (H.P. 603) (L.D. 827) which was passed to be engrossed in the House on May 3, 1989.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" (S-86) in non-concurrence.

The House voted to recede and concur.

maintain and improve transportation service within Maine in a manner keeping with today's economic climate.

Sincerely,  
S/Dana F. Connors  
Commissioner

Was read and with accompanying report ordered placed on file.

**COMMUNICATIONS**

The following Communication:  
DEPARTMENT OF TRANSPORTATION  
STATE HOUSE STATION 16  
Augusta, Maine 04333  
May 8, 1989

The Honorable John L. Martin  
Speaker of the House and  
Members of the House  
State House Station #2  
Augusta, ME 04333  
Dear Speaker Martin and  
Members of the House:

I am pleased to submit Maine's Transportation Investment Program for fiscal years 1990-1991.

This Program is submitted in support of funding requests in the areas of the Federally supported Highways and Bridges, Supplemental Program Corridors, Collector Roads, Highway Maintenance Resurfacing, Air Transportation, Highway Mass Transportation, Ports & Marine, and Rail Improvements.

The Federally supported Highway and Bridge portion of this Program requires \$41.2 Million in State funds which would generate \$97.4 Million in Federal Highway matching funds and an additional \$5.7 Million in local matching funds for a total federally supported program of \$144.3 Million. Of the \$41.2 Million State funds necessary to match federal funds, \$24.2 Million would be taken from current revenues and the remaining \$17.0 Million we would suggest be included in a proposed Transportation Bond Issue.

In addition, the program shows \$22.0 Million in State funds to match \$63.0 Million of Federal Bridge Discretionary funds. The Federal Bridge Discretionary funds are not part of the normal Federal allocations and can only be used for the "Million Dollar Bridge" replacement between Portland and South Portland.

The non-federal funded Highway and Bridge portion of this program requires \$78.0 Million in State only funds. This represents a significant increase in State only funded projects over the 1988-89 TIP and reflects the increase in State Highway funds provided by the 113th Legislature for use on the Primary Highways of Statewide Significance.

The \$11.6 Million requested for the Air, Rail, Ports and Marine, and Highway Mass Transportation elements in the Program would generate \$15.3 Million in Federal matching funds and an additional \$3.9 Million in local matching monies providing a total Program of approximately \$30.8 Million for these four Program elements. We propose that \$1.2 Million of the State's share of these elements be taken from the General fund, \$1.9 Million from the Highway Fund to support our rail grade crossing maintenance sharing obligations and the remaining \$8.5 Million we would suggest be included in a Transportation Bond Issue.

In summary, with \$162.4 Million in State and Local funds, \$175.7 Million in Federal funding is generated making a total investment program of \$338.1 Million for capital improvements associated with highway, air, marine, and rail transportation.

In examining the Program, we trust you will find it to represent a realistic and balanced effort to

The following Communication:  
MAINE COMMISSION ON MENTAL HEALTH  
State House Station 153  
Augusta, Maine 04333  
May 5, 1989

Honorable John L. Martin  
Speaker of the House  
State House Station 2  
Augusta, ME 04333  
Dear Speaker Martin:

Enclosed please find the initial report of the Subcommittee on Institutes of the Maine Commission on Mental Health regarding the Augusta Mental Health Institute.

The subcommittee views the recommendations as providing guidelines to govern the process of making decisions regarding substantive and Long term corrective actions at AMHI as well as providing some initial steps to be taken to protect patients in the short term. Of particular importance are insuring that specific staff members are assigned to patients to monitor their treatment and needs.

If you have any questions or wish to discuss this report we would be glad to meet with you.

Sincerely,  
s/Reid S. Scher  
Executive Director

Was read and with accompanying report ordered placed on file.

**PETITIONS, BILLS AND RESOLVES  
REQUIRING REFERENCE**

The following Bills 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 an Opportunity to Claim Medical Benefits for Persons Previously Covered under a Spouse's Policy" (H.P. 1128) (L.D. 1571) (Presented by Representative LISNIK of Presque Isle) (Cosponsored by Representative HICKEY of Augusta, Senator BUSTIN of Kennebec and Senator COLLINS of Aroostook)

Ordered Printed.  
Sent up for Concurrence.

**Appropriations and Financial Affairs**

Bill "An Act to Provide a Clothing Allowance for Recipients of Aid to Families with Dependent Children" (EMERGENCY) (H.P. 1140) (L.D. 1583) (Presented by Representative FOSS of Yarmouth) (Cosponsored by Representative MacBRIDE of Presque Isle and Representative BOUTILIER of Lewiston)

Ordered Printed.  
Sent up for Concurrence.

**Business Legislation**

Bill "An Act to Prohibit Cemetery Corporations and Associations from Soliciting Prearranged Burials

and Burial Business" (H.P. 1127) (L.D. 1570) (Presented by Representative HANDY of Lewiston) (Cosponsored by Representative JOSEPH of Waterville and Representative CARROLL of Gray).  
 Ordered Printed.  
 Sent up for Concurrence.

**Education**

Bill "An Act Concerning the Teaching of Cosmetology" (H.P. 1126) (L.D. 1569) (Presented by Representative MANNING of Portland) (Cosponsored by Representative PARADIS of Frenchville and Representative KILKELLY of Wiscasset)  
 Ordered Printed.  
 Sent up for Concurrence.

**Energy and Natural Resources**

Bill "An Act to Regulate Development Along Certain Water Bodies" (H.P. 1125) (L.D. 1568) (Presented by Representative SIMPSON of Casco) (Cosponsored by Representative MICHAUD of East Millinocket)

Bill "An Act to Protect the People of Maine from Exposure to Radioactive Waste" (H.P. 1141) (L.D. 1584) (Presented by Representative HOLT of Bath) (Cosponsored by Senator TITCOMB of Cumberland, Representative SIMPSON of Casco and Representative GOULD of Greenville)

Bill "An Act to Establish a Municipal Growth Management and Capital Investment Fund" (H.P. 1142) (L.D. 1585) (Presented by Representative MICHAUD of East Millinocket) (Cosponsored by Representative COLES of Harpswell)  
 Ordered Printed.  
 Sent up for Concurrence.

**Fisheries and Wildlife**

Bill "An Act Concerning Wardens of the Department of Inland Fisheries and Wildlife" (H.P. 1145) (L.D. 1588) (Presented by Representative ROTONDI of Athens) (Cosponsored by Representative JACQUES of Waterville, Senator ERWIN of Oxford and Senator GOULD of Waldo)

Bill "An Act to Amend the Fish and Wildlife Laws" (H.P. 1143) (L.D. 1586) (Presented by Representative ALLEN of Washington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.)

Ordered Printed.  
 Sent up for Concurrence.

**Human Resources**

Bill "An Act to Increase the Department of Human Services Reimbursement Beds for the Sanford Area" (H.P. 1131) (L.D. 1574) (Presented by Representative HALE of Sanford) (Cosponsored by Representative RIDLEY of Shapleigh, Representative PAUL of Sanford and Senator CARPENTER of York)

Ordered Printed.  
 Sent up for Concurrence.

**Judiciary**

Bill "An Act Regulating the Procedure in Small Claims Actions" (H.P. 1129) (L.D. 1572) (Presented by Representative RICHARD of Madison) (Cosponsored by Representative PAUL of Sanford)

Bill "An Act Concerning School Social Workers" (H.P. 1135) (L.D. 1578) (Presented by Representative HIGGINS of Scarborough) (Approved for introduction by

a majority of the Legislative Council pursuant to Joint Rule 27.)

Bill "An Act to Allow Corporations to Appear without Legal Counsel for Minor Civil Infractions" (H.P. 1130) (L.D. 1573) (Presented by Representative PARADIS of Old Town) (Cosponsored by Senator PERKINS of Hancock, Senator COLLINS of Aroostook and Representative ALLEN of Washington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.)

Ordered Printed.  
 Sent up for Concurrence.

**Labor**

Bill "An Act Concerning Unemployment Benefit Eligibility" (H.P. 1134) (L.D. 1577) (Presented by Representative McHENRY of Madawaska)

Ordered Printed.  
 Sent up for Concurrence.

**Legal Affairs**

Bill "An Act Regarding the Training Costs of Police Officers" (H.P. 1136) (L.D. 1579) (Presented by Representative McPHERSON of Eliot) (Cosponsored by Senator ESTES of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.)

Bill "An Act Regarding Qualifications of Sheriffs" (H.P. 1139) (L.D. 1582) (Presented by Representative MAYO of Thomaston) (Cosponsored by Representative MELENDY of Rockland, Representative PAUL of Sanford and Senator BUSTIN of Kennebec)

Ordered Printed.  
 Sent up for Concurrence.

**State and Local Government**

Bill "An Act to Change the Listing Procedure on Town Warrants" (H.P. 1132) (L.D. 1575) (Presented by Representative MacBRIDE of Presque Isle) (Cosponsored by Senator PEARSON of Penobscot, Representative STROUT of Corinth and Representative WENTWORTH of Wells)

Bill "An Act to Limit Municipalities' Responsibility to Reopen an Abandoned Road" (H.P. 1138) (L.D. 1581) (Presented by Representative PLOURDE of Biddeford) (BY REQUEST) (Cosponsored by Senator TWITCHELL of Oxford and Representative HASTINGS of Fryeburg)

Bill "An Act to Establish Greater Communication in the Rule-making Process and to Provide Better Standards for the Adoption of Rules" (EMERGENCY) (H.P. 1144) (L.D. 1587) (Presented by Representative CARROLL of Gray) (Cosponsored by Representative JOSEPH of Waterville)

Ordered Printed.  
 Sent up for Concurrence.

**Taxation**

Bill "An Act to Apply a Portion of Dedicated Funds from the Premium Tax on Alcohol towards Grants for Recreational Activities for Children" (H.P. 1124) (L.D. 1567) (Presented by Representative RICHARDS of Hampden) (Cosponsored by Senator CAHILL of Sagadahoc, Representative WHITCOMB of Waldo and Representative JACKSON of Harrison)

Bill "An Act to Allow Municipalities to Charge User Fees" (H.P. 1137) (L.D. 1580) (Presented by Representative PLOURDE of Biddeford) (Cosponsored by Representative ADAMS of Portland, Representative

HASTINGS of Fryeburg and Senator BALDACCI of Penobscot)

Ordered Printed.  
Sent up for Concurrence.

**Transportation**

Bill "An Act to Provide Complimentary Maine Drivers' Licenses to Veterans with 100% Combat Service Connected Disability" (H.P. 1133) (L.D. 1576) (Presented by Representative PARADIS of Old Town) (Cosponsored by Representative HOLT of Bath, Senator PERKINS of Hancock and Representative ANDERSON of Woodland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.)

Ordered Printed.  
Sent up for Concurrence.

**REPORTS OF COMMITTEES**

**Unanimous Ought Not to Pass**

Representative PRIEST from the Committee on Legal Affairs on Bill "An Act Concerning Candidate Deadlines" (H.P. 766) (L.D. 1070) reporting "Ought Not to Pass"

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

**Unanimous Leave to Withdraw**

Representative PRIEST from the Committee on Legal Affairs on Bill "An Act Requiring Positive Identification for Liquor Sales" (H.P. 319) (L.D. 435) reporting "Leave to Withdraw"

Representative PRIEST from the Committee on Legal Affairs on Bill "An Act to Amend the Election Laws" (H.P. 351) (L.D. 470) reporting "Leave to Withdraw"

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

**CONSENT CALENDAR**

**First Day**

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

(H.P. 488) (L.D. 668) Bill "An Act to Provide Funds for the Seed Potato Breeding Program" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-153)

(H.P. 330) (L.D. 449) Bill "An Act Concerning an Employee's Right to Review the Employee's Personnel File" Committee on Labor reporting "Ought to Pass" as amended by Committee Amendment "A" (H-156)

(S.P. 329) (L.D. 866) Bill "An Act to Establish Free Fishing Days in Maine" Committee on Fisheries and Wildlife reporting "Ought to Pass" as amended by Committee Amendment "A" (S-87)

(H.P. 353) (L.D. 472) Bill "An Act Concerning Service of Civil Process by Full-time Law Enforcement Officers" Committee on Legal Affairs reporting "Ought to Pass"

(H.P. 785) (L.D. 1097) Bill "An Act to Conform the Scope of Prior Convictions When Used to Enhance the Penalty for Negotiating a Worthless Instrument" Committee on Judiciary reporting "Ought to Pass"

(H.P. 821) (L.D. 1149) Bill "An Act to Increase the Penalties for Forgery" Committee on Judiciary reporting "Ought to Pass"

(H.P. 24) (L.D. 19) Bill "An Act to Establish Utility Rights in Certain Easements" Committee on

Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (H-157)

There being no objections, the above items were ordered to appear on the Consent Calendar of Wednesday, May 10, 1989, under the listing of Second Day.

**CONSENT CALENDAR**

**Second Day**

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

(H.P. 579) (L.D. 783) Bill "An Act to Increase Fees for Bail Commissioners"

(H.P. 718) (L.D. 987) Bill "An Act to Amend the Laws Relating to AIDS and Communicable Diseases to Remove the Sunset Provision for Health Care Facility Employees and Applicants for Employment"

(H.P. 692) (L.D. 944) Bill "An Act to Increase Protection for Clients of the Department of Mental Health and Mental Retardation" (C. "A" H-148)

(S.P. 426) (L.D. 1137) Bill "An Act to Amend Certain Provisions of the Maine Bail Code"

(S.P. 476) (L.D. 1274) Bill "An Act to Clarify Terminology Used in Laws Related to Historic Sites under the Jurisdiction of the Bureau of Parks and Recreation"

(S.P. 231) (L.D. 561) Bill "An Act to Provide Complimentary Muzzle-loading Hunting Licenses to Resident Disabled War Veterans" (C. "A" S-81)

(S.P. 336) (L.D. 897) Bill "An Act to Provide for the 1989 Allocations of the State Ceiling on Private Activity Bonds" (EMERGENCY) (C. "A" S-83)

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

**PASSED TO BE ENGROSSED**

Bill "An Act to Fund 2 Legislative Studies and to Extend the State Compensation Commission's Interim Reporting Date" (EMERGENCY) (S.P. 529) (L.D. 1463)

Bill "An Act to Study the Employment of Minors" (EMERGENCY) (H.P. 1117) (L.D. 1550)

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

**PASSED TO BE ENGROSSED**

**As Amended**

Bill "An Act to Give Deaf, Hearing Impaired and Speech Impaired Persons the Same Rights of Communication by Telephone as Those Given to Persons Without Such Impairments" (H.P. 640) (L.D. 874) (C. "A" H-144)

Bill "An Act to Make Changes to the Human Resource Development Council in Order to Conform with the United States Economic Dislocation and Worker Adjustment Assistance Act of 1988" (Emergency) (S.P. 101) (L.D. 120) (C. "A" S-84)

Bill "An Act to Amend the Special Warehouse Storage Facilities Provision" (H.P. 257) (L.D. 369) (H. "A" H-151 to C. "A" H-146)

Were reported by the Committee on Bills in the Second Reading, read the second time, the Senate Paper was Passed to be Engrossed as Amended in

concurrence and the House Papers were Passed to be Engrossed as Amended and sent up for concurrence.

**PASSED TO BE ENACTED  
Emergency Measure**

An Act to Correct Liquor License Fees (S.P. 68) (L.D. 56) (C. "A" S-73)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

The SPEAKER: The Chair recognizes the Representative from Island Falls, Representative Smith.

Representative SMITH: Mr. Speaker, Men and Women of the House: I would like to pose a question to the Chair.

Is the subject matter in this bill germane to the title?

The SPEAKER: The Chair would advise the Representative from Island Falls and the members of the House that the Chair at this time is not in a position to rule on the germaneness. The Chair would have had to made the ruling at the committee amendment stage. The committee amendment is no longer before us and the Chair is not in a position to rule on the matter.

The Chair recognizes the Representative from Island Falls, Representative Smith.

Representative SMITH: Mr. Speaker, Ladies and Gentlemen of the House: I believe the title is misleading to say the least. Each year, we seem to liberalize our liquor laws and I am wondering, where does it all end? In the past few days, we have heard a lot about family. I think passing this bill in this form reaches the family. I am not going to say a whole lot, I am just going to read you a little item here that was printed in 1988, "Alcoholism is one of the most serious public health problems in the United States today. The same is true in Russia, France and Italy. One out of three American adults, 56 million Americans, say that alcohol abuse has brought trouble to their families."

I move indefinite postponement of this bill and ask for a roll call.

The SPEAKER: The Chair recognizes the Representative from Berwick, Representative Murphy.

Representative MURPHY: Mr. Speaker, Ladies and Gentlemen of the House: Actually, the title of this bill is -- I don't know if you would call it misleading, but it actually should read that it is correcting the recodification of the liquor laws which we passed. All this does is put back in what was left out and that is explaining and defining an auditorium.

There was another error where it said, a part-time license was \$62.50 and it should have said \$67.50. This bill corrects that error and let's them go back and collect that other \$5.00. It is just a corrections bill of the recodification of the liquor laws, that is all it is. There is nothing in there that wasn't in the law prior to the recodification.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of more than one-fifth of the members present and voting. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken and more than one-fifth of the members present and voting having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question before the House is the motion of Representative Smith of Island Falls that L.D. 56 and all accompanying papers be

indefinitely postponed. Those in favor will vote yes; those opposed will vote no.

**ROLL CALL NO. 23**

YEA - Aliberti, Clark, H.; Clark, M.; Curran, MacBride, Mitchell, Parent, Smith, Townsend.

NAY - Adams, Aikman, Allen, Anderson, Anthony, Ault, Bailey, Begley, Bell, Brewer, Burke, Butland, Carroll, D.; Carroll, J.; Carter, Cashman, Cathcart, Chonko, Coles, Conley, Constantine, Cote, Crowley, Daggett, Dellert, Dexter, Dipietro, Donald, Dore, Duffy, Dutremble, L.; Erwin, P.; Farnsworth, Farnum, Farren, Foss, Garland, Gould, R. A.; Graham, Greenlaw, Gurney, Gwadosky, Hale, Handy, Hanley, Heeschen, Hepburn, Hichborn, Hickey, Higgins, Hoglund, Holt, Hussey, Hutchins, Jackson, Jacques, Jalbert, Joseph, Ketover, Kilkelly, LaPointe, Larrivee, Lawrence, Lebowitz, Libby, Lisnik, Look, Lord, Luther, Macomber, Mahany, Manning, Marsano, Marsh, Marston, Martin, H.; Mayo, McCormick, McGowan, McHenry, McKeen, McPherson, McSweeney, Melendy, Merrill, Michaud, Mills, Moholland, Murphy, Nadeau, G. R.; Norton, Nutting, O'Dea, O'Gara, Oliver, Paradis, E.; Paradis, J.; Paradis, P.; Paul, Pederson, Pendleton, Pineau, Pines, Plourde, Pouliot, Rand, Reed, Richard, Richards, Ridley, Rolde, Rotondi, Rydell, Seavey, Sheltra, Sherburne, Skoglund, Small, Stevens, A.; Stevens, P.; Stevenson, Strout, B.; Strout, D.; Swazey, Tamaro, Tardy, Telow, Tracy, Tupper, Walker, Webster, M.; Wentworth, Whitcomb.

ABSENT - Boutilier, Foster, Hastings, Nadeau, G. G.; Priest, Ruhlin, Simpson, The Speaker.

Yes, 9; No, 133; Absent, 8; Vacant, 1; Paired, 0; Excused, 0.

9 having voted in the affirmative and 133 in the negative with 8 being absent and 1 vacant, the motion did not prevail.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 133 voted in favor of the same and 3 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

**PASSED TO BE ENACTED  
Emergency Measure**

An Act to Require the Department of Human Services to Investigate Zero Discharge Systems (S.P. 88) (L.D. 90) (C. "A" S-77)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 133 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

**PASSED TO BE ENACTED  
Emergency Measure**

An Act Making Appropriations for Temporary Additional Staff to the Maine Arts Commission for the Percent for Art Program (H.P. 343) (L.D. 462) (C. "A" H-125)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 135 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

**PASSED TO BE ENACTED**

An Act Relating to the Licensing of Insurance Agents, Brokers and Adjusters (S.P. 53) (L.D. 28) (C. "A" S-74)

An Act to Revise the Particulate Matter Air Quality Standard (S.P. 136) (L.D. 221) (C. "A" S-76)

An Act to Make Changes to the Public Utilities Commission Laws (S.P. 161) (L.D. 309) (C. "A" S-78)

An Act to Increase the Compensation of the Board of Dental Examiners and Secretary-Treasurer of the Board (S.P. 168) (L.D. 325) (C. "A" S-45 and S. "A" S-80)

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

An Act to Enhance the Integrated Pest Management Capabilities of Agriculture in Maine (S.P. 357) (L.D. 958) (S. "A" S-79)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

**PASSED TO BE ENGROSSED**

An Act to Prohibit Discrimination Against Persons with the Human Immunodeficiency Virus for Purposes of Insurance Coverage (S.P. 196) (L.D. 444) (C. "A" S-66)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

On motion of Representative Rydell of Brunswick, under suspension of the rules, the House reconsidered its action whereby L.D. 444 was passed to be engrossed.

On further motion of the same Representative, under suspension of the rules, the House reconsidered its action whereby Committee Amendment "A" (S-66) was adopted.

The same Representative offered House Amendment "A" (H-161) to Committee Amendment "A" (S-66) and moved its adoption.

House Amendment "A" to Committee Amendment "A" was read by the Clerk and adopted.

Committee Amendment "A" as amended by House Amendment "A" thereto was adopted.

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

(At Ease)

The House was called to order by the Speaker.

(Off Record Remarks)

**BILL RECALLED FROM GOVERNOR**

(Pursuant to Joint Order - House Paper 1118)

An Act to Allow Raffling of Livestock by Charitable Organizations for Charitable Purposes (H.P. 200) (L.D. 280) (C. "A" H-78)

- In House, Passed to be Enacted on April 27.

- In Senate, Passed to be Enacted on May 1.

On motion of Representative Hussey of Milo, under suspension of the rules, the House reconsidered its action whereby L.D. 280 was passed to be enacted.

On further motion of the same Representative, under suspension of the rules, the House reconsidered its action whereby L.D. 280 was passed to be engrossed.

The same Representative offered House Amendment "A" (H-150) and moved its adoption.

House Amendment "A" (H-150) was read by the Clerk and adopted.

The Bill was passed to be engrossed as amended by Committee Amendment "A" (H-78) and House Amendment "A" (H-150) in non-concurrence and sent up for concurrence.

On motion of Representative McGowan of Canaan, Adjourned until Wednesday, May 10, 1989, at twelve o'clock noon.