

MAINE STATE LEGISLATURE

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

VOLUME III

FIRST REGULAR SESSION
June 15, 1989 to July 1, 1989
Index

ONE HUNDRED AND FOURTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
92nd Legislative Day
Saturday, July 1, 1989

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

Prayer by Reverend David Glusker, First Radio Parish Church of America, Augusta.

The Journal of Friday, June 30, 1989, was read and approved.

Quorum call was held.

Committee of Conference

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on: Bill "An Act Regarding Governmental Ethics" (H.P. 1282) (L.D. 1773) have had the same under consideration and ask leave to report: that the House recede from passage to be engrossed as amended by House Amendments "G" (H-684), "F" (H-683) and "H" (H-686) and indefinitely postpone House Amendments "G" (H-684), "F" (H-683) and "H" (H-686); read and adopt Conference Committee Amendment "A" (H-699) and pass the Bill to be engrossed as amended by Conference Committee Amendment "A" (H-699) in non-concurrence.

That the Senate recede and concur with the House.

(Signed) Representative GWADOSKY of Fairfield, Representative JOSEPH of Waterville, Representative STROUT of Corinth - of the House.

Senator HOBBS of York, Senator CLARK of Cumberland, Senator PERKINS of Hancock - of the Senate.

Was read.

On motion of Representative Gwadosky of Fairfield, the Committee of Conference Report was accepted.

Subsequently, the House voted to recede from passage to be engrossed. Amendments "G," "F," and "H" were indefinitely postponed. Committee of Conference "A" (H-699) was read by the Clerk and adopted.

The Bill was passed to be engrossed by Committee of Conference Amendment "A" (H-699) in non-concurrence and sent up for concurrence.

PAPER FROM THE SENATE
Non-Concurrent Matter

An Act Establishing the Affordable Housing Partnership Act of 1989 (EMERGENCY) (H.P. 1269) (L.D. 1765) which was Passed to be Enacted in the House on June 21, 1989.

Came from the Senate, Passed to be Engrossed as amended by Senate Amendment "A" (S-430) in non-concurrence.

On motion of Representative Gwadosky of Fairfield, tabled pending further consideration and later today assigned.

REPORTS OF COMMITTEES
Divided Report
Later Today Assigned

Majority Report of the Committee on Taxation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-701) on Bill "An Act Concerning an Occupancy Fee" (H.P. 1111) (L.D. 1544)

Signed:

Senator: ANDREWS of Cumberland

Representatives: DUFFY of Bangor

SEAVEY of Kennebunkport

DIPIETRO of South Portland

NADEAU of Saco
 DORE of Auburn
 SWAZEY of Bucksport
 CASHMAN of Old Town

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Signed:

Senators: BALDACCI of Penobscot

EMERSON of Penobscot

Representatives: JACKSON of Harrison

WHITCOMB of Waldo

Reports were read.

On motion of Representative Gwadosky of Fairfield, tabled pending acceptance of either report and later today assigned.

ORDERS OF THE DAY
UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment yesterday, have preference in the Orders of the Day and continue with such preference until disposed of as provided by Rule 24.

The Chair laid before the House the first item of Unfinished Business:

Resolve, to Modify the Kennebec County Budget (EMERGENCY) (S.P. 662) (L.D. 1775)

- In Senate, Bill read twice and passed to be engrossed.

(Committee on State and Local Government suggested)

TABLED - June 30, 1989 (Till Later Today) by Representative GWADOSKY of Fairfield.

PENDING - Reference.

On motion of Representative Joseph of Waterville, L.D. 1775 and all accompanying papers were indefinitely postponed.

(At Ease)

The House was called to order by the Speaker.

On motion of Representative Gwadosky of Fairfield, the following was removed from the Unassigned Table.

An Act to Continue the Strategic Training for Accelerated Reemployment Program (EMERGENCY) (S.P. 606) (L.D. 1700) (C. "A" S-322)

TABLED - June 19, 1989 by Representative GWADOSKY of Fairfield.

PENDING - Passage to be Enacted.

On motion of Representative Gwadosky of Fairfield, under suspension of the rules, the House reconsidered its action whereby L.D. 1700 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-322) was adopted.

The same Representative offered House Amendment "A" (H-700) to Committee Amendment "A" (S-322) 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 this point, the rules were suspended for the purpose of removing jackets for the remainder of today's session.

(At Ease)

The House was called to order by the Speaker.

The Chair laid before the House the second item of Unfinished Business:

HOUSE DIVIDED REPORT - Majority (9) "Ought to Pass" as amended by Committee Amendment "A" (H-388) - Minority (4) "Ought to Pass" as amended by Committee Amendment "B" (H-389) - Committee on Taxation on Bill "An Act to Provide Comprehensive Property Tax Relief" (H.P. 776) (L.D. 1088)

TABLED - June 30, 1989 (Till Later Today) by Representative MAYO of Thomaston.

PENDING - Motion of Representative CASHMAN of Old Town to accept the Majority "Ought to Pass" as amended by Committee Amendment "A" (H-388) Report.

Subsequently, on motion of Representative Cashman of Old Town, the Majority "Ought to Pass" Report was accepted and the Bill read once.

Committee Amendment "A" (H-388) was read by the Clerk.

Representative Cashman of Old Town offered House Amendment "H" (H-703) to Committee Amendment "A" (H-388) and moved its adoption.

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

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

Under suspension of the rules, the Bill was read the second time, passed to be engrossed as amended by Committee Amendment "A" as amended by House Amendment "H" thereto and sent up for concurrence.

The Chair laid before the House the following matter: Majority Report of (8) on the Committee on Taxation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-701) on Bill "An Act Concerning an Occupancy Fee" (H.P. 1111) (L.D. 1544) Minority Report (4) of the same Committee reporting "Ought Not to Pass" on same Bill which was tabled earlier in the day and later today assigned pending acceptance of either report.

The SPEAKER: The Chair recognizes the Representative from Old Town, Representative Cashman.

Representative CASHMAN: Mr. Speaker, Men and Women of the House: I move that the House accept the Majority "Ought to Pass" Report.

This bill deals with local option taxation. In the words of Jonathan Swift, "it is a modest proposal." It proposes that we allow a two percent lodging tax as a local option. It has to be adopted by referendum in the community. If the community does not want to do it, they don't; if the community does want to do it, they do. It would put the lodging tax, say in the City of Bangor, if the City of Bangor adopted it, from seven percent to nine percent with the additional two percent going to the City of Bangor.

We have debated local options in this House and the Taxation Committee ever since I have been here and, I am sure, long before I got here. There are merits to both sides of the argument. I think that our attempt here is to simply say that the time for local options is upon us. It is an idea whose time

has come. By starting it in such a limited manner such as this, we can accomplish the good aspects of local option taxation while at the same time limiting it to something that we can observe and watch it work and make sure that we are comfortable with local option before we went any further.

Personally I have stayed in hotels in most every major city in the country and I can't tell you the hotel tax rate of any city that you ask me for because I don't pay any attention to them. I don't think anybody else does either. I don't think going from seven to nine percent is going to hurt the hotel business in Bangor or Portland. It can have the effect of helping relieve the very burdensome property tax problem in those cities.

I hope the House will adopt the Majority Report.

The SPEAKER: The Chair recognizes the Representative from Harrison, Representative Jackson.

Representative JACKSON: Mr. Speaker, Ladies and Gentlemen of the House: I rise to oppose the present motion that is before you and would hope that you would vote against the pending motion.

I will give you a few reasons why I feel we should do this and hopefully they will be convincing enough so that I will prevail.

We do recognize there is a problem with communities and their ability to meet their commitments through the property tax base that we currently have. We recognize that they have problems and need additional sources of revenue to meet those commitments. All communities in this state have a problem. It isn't just unique to the cities or the smaller municipalities or the larger municipalities, all the communities in this state have a problem. This bill addresses some of the problems for the larger communities but doesn't provide any relief for the smaller communities, those communities that don't have facilities where they can charge a lodging tax. I think that is highly unfair.

I feel if you are going to allow a local option tax, that local option tax should be available to all municipalities in the state. If it is not available, then maybe we should look at some other source of funding for those communities, for all the communities.

I think it is a valiant attempt to address the needs of the larger communities, but is it fair? I don't think that it is fair to do that. If you take a look at some of the smaller communities that some of you people represent in this body, there is no relief for those communities, they are the ones that have experienced some of the more severe difficulties that exist in property tax relief. We just passed a bill to be engrossed that provides property tax reform and property tax relief to all communities and all citizens in the state and now we have a proposal before us that just addresses those communities which have facilities that provide lodging.

I would hope that when the vote is taken that you would recognize this and possibly when we return in some other session between now and January or between now and the next election, we might address this so all communities can be the beneficiaries of some sort of program that provides them the opportunity to raise monies they so desire.

When the vote is taken, I request the yeas and nays.

The SPEAKER: The Chair recognizes the Representative from Saco, Representative Nadeau.

Representative NADEAU: Mr. Speaker, Men and Women of the House: I am going to try to add a little levity here. The levity is going to begin by paraphrasing the great communicator Ronald Reagan. Ronald Reagan used to tell a lot of stories about a

lot of different things and sometimes it wasn't really on the subject but somehow they related. I am going to tell you a story about candy. Supposing I had five pieces of candy and three of those pieces went to Aroostook County, one of those pieces of candy went to Penobscot County and one of them went to Washington County and I was from York County. I was the generator of those and then I said, gee, I have been generous but I don't have any candy left. What I guess this bill is asking you to do is, why don't you let me have an opportunity to generate some candy for myself after I have taken care of all of you other people. I have no problem with sharing, I happen to be one of those (I like to think) good little Catholic boys who believes in those kinds of things. But, give me the opportunity to raise more candy or more money in this case for my community. This is all we are saying. If your community really doesn't want to do it, you, as Joe voter in the City of XYZ, can do that. If my community wants to do that, and I hope they do, terrific, then that is an extra little aspect of property tax relief.

We have been talking and somewhat mickey mousing for the last six months or so (and even longer than that) saying, don't worry we are going to take care of this property tax thing. It is not a problem, it is not a problem, it is not a problem. We came darn close of coming up empty. Through the efforts of leadership on both sides, through the efforts of some hard working individuals around here, it looks like 1088 is going to come out of here. This is in addition to that, this is that whole candy contest. I know that local control is a big buzz word to a lot of people around here, this is local control. If your community wants to do it, terrific; if they don't, fine. They don't have to. We are not telling them they should or should not.

All I am asking you is, please consider those things as you vote.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Dore.

Representative DORE: Mr. Speaker, Men and Women of the House: I would like to respond to some of the comments of my good colleague from Harrison, Representative Jackson.

First, I would like to point out something about this local option tax. I have never supported local option tax until now. The only reason I am is because the property tax problem in some of the real estate hot spots of the state have become so severe that we now have property tax caps regularly on the ballot and that is a negative solution to rising municipal budgets. It is nothing but a negative solution.

We (in the State House) do not offer those municipalities any positive solution to get out of the problem. They need another source of revenue and I finally came to the conclusion that the only way to do this is to allow them the opportunity to raise the tax locally in communities that are very burdened by property taxes. We don't have to sell this package. It is not up to us to sell this package, it is entirely up to the communities, municipal officials, elected and otherwise, to sell this idea.

Of course it is going to help the cities a lot more than the rural areas except for one thing. If you live in a rural area that is a resort community, for instance along the coast that have very, very high real estate values, chances are your municipality has a lot of hotels. That gives you the ability to collect from out-of-staters for the additional burden they cause you in terms of fire and police protection. It will help small towns that have a lot of hotels, coastal towns, towns on lakes

and it will help the larger cities that have us all go into them for the restaurant trade and for entertainment who makes the demands on their police force and their fire force more excessive.

I think the problem of high real estate values is a problem in many areas of the state but I think it is particularly unique problem in the cities and in the resort towns. Those are the towns that the property taxes are kicking people out of their homes. I think they need something other than tax caps to help deal with the property tax problem.

I have never supported a local option. Again, I have come to the conclusion that this is the only solution for some towns other than to let them live with the only other solution they have, which is a negative solution, which is a tax cap ballot and we have seen too many of those this year.

The SPEAKER: The Chair recognizes the Representative from Waldo, Representative Whitcomb.

Representative WHITCOMB: Mr. Speaker, Men and Women of the House: You know when you leave candy out in weather as hot as it has been lately, it gets very sticky. This is a very sticky bill. This is a very small, very narrow-focused bill that does not address the bigger problems in relation to property tax issues in the State of Maine, the tax revenues for our municipalities.

The reason I signed the "Ought Not to Pass" on this bill is I think we need to take a much broader view of the property tax, of the revenues from the municipalities problems. We are proposing in this piece of legislation to allow a few towns some relief but not the majority of Maine's towns.

As we worked through the piece of legislation that we have just enacted, we took a very broad view. I commend the legislature for addressing property tax revenues from the municipalities in that area. In that package that we just enacted was a sum of money, \$11 million to address those high value communities in relation to their education costs. We targeted money for those same kind of communities that would be the beneficiary of this tax. I know it is not enough, it is never enough when you deal with limited amounts of money, but I question the value of enacting another tax for that same group of towns without providing relief across the board. That is why I am objecting to this bill, that is why I hope you will vote no on the motion before us so if we address property tax problems, if we address the revenues of municipalities, we can do it statewide for all communities and not for a few focused communities.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Heglund.

Representative HOGLUND: Mr. Speaker, Men and Women of the House: This is truly a local option tax of two percent to allow areas that are burdened by heavy taxes caused by people coming into the area using all the facilities and it would allow them to help themselves.

I agree with Representative Jackson, there are areas that this cannot help. At the same time, this is a step forward in the local option. It has never been allowed.

I believe that the areas that are able to help themselves will have an opportunity to give truly a tax relief through this option. The amount of money that is coming in the tax reform in some areas is not enough, it is truly not enough to help us. I would like you to vote yes on this.

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 Chair recognizes the Representative from Jonesboro, Representative Look.

Representative LOOK: Mr. Speaker, I would like to pose a question through the Chair.

I pose my question to members of the Taxation Committee and it concerns the administration of this amount. Will this amount be collected by the state and then reimbursed back to the various municipalities?

The SPEAKER: Representative Look of Jonesboro has posed a question through the Chair to any member of the Taxation Committee who may respond if they so desire.

The Chair recognizes the Representative from Old Town, Representative Cashman.

Representative CASHMAN: Mr. Speaker, Men and Women of the House: That is exactly how it would work. The state would collect it, the two cents would go back to the municipality in which it was raised and the cost of administration would be deducted.

The SPEAKER: The pending question before the House is the motion of Representative Cashman of Old Town that the House accept the Majority "Ought to Pass" Report. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 156

YEA - Adams, Aliberti, Allen, Bell, Boutilier, Burke, Cahill, M.; Carroll, D.; Cashman, Cathcart, Clark, M.; Coles, Cote, Curran, Daggett, Donald, Dore, Duffy, Erwin, P.; Farnsworth, Foster, Gould, R. A.; Graham, Greenlaw, Gurney, Gwadosky, Hale, Handy, Heeschen, Hichborn, Hickey, Higgins, Hoglund, Holt, Kelnor, Kilkelly, LaPointe, Larrivee, Lawrence, Lebowitz, Lisnik, Lord, Macomber, Mahany, Manning, Marston, Martin, H.; Mayo, McCormick, McKeen, McSweeney, Melendy, Mitchell, Moholland, Nadeau, G. G.; Nadeau, G. R.; O'Dea, O'Gara, Oliver, Paradis, E.; Paradis, P.; Paul, Pederson, Pendleton, Pineau, Pouliot, Priest, Rand, Reed, Richard, Ridley, Rotondi, Rydell, Seavey, Sheltra, Skoglund, Stevens, P.; Swazey, Tammara, Telow, Townsend, Walker.

NAY - Aikman, Ault, Bailey, Begley, Brewer, Butland, Carroll, J.; Carter, Chonko, Clark, H.; Dutremble, L.; Farnum, Farren, Foss, Garland, Hastings, Hutchins, Jackson, Jacques, Joseph, Libby, Look, Luther, MacBride, Marsano, McGowan, Merrill, Michaud, Mills, Norton, Pines, Plourde, Richards, Rolde, Sherburne, Simpson, Small, Smith, Stevens, A.; Stevenson, Strout, B.; Strout, D.; Tracy, Webster, M.; Wentworth, Whitcomb.

ABSENT - Anderson, Anthony, Conley, Constantine, Crowley, Dellert, Dexter, DiPietro, Hanley, Hepburn, Hussey, Jalbert, Marsh, McHenry, McPherson, Murphy, Nutting, Paradis, J.; Parent, Ruhlin, Tardy, Tupper, The Speaker.

Yes, 82; No, 46; Absent, 23; Paired, 0; Excused, 0.

82 having voted in the affirmative, 46 in the negative, with 23 being absent, the Majority "Ought to Pass" Report was accepted, the Bill read once.

Committee Amendment "A" (H-701) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read the second time, passed to be engrossed as amended by Committee Amendment "A" and sent up for concurrence.

(Off Record Remarks)

(At Ease)

The House was called to order by the Speaker.

The Chair laid before the House the third item of Unfinished Business:

Bill "An Act to Improve Access to Health Care and Relieve Hospital Costs Due to Charity and Bad Debt Care Which are Currently Shifted to Third-party Payors" (EMERGENCY) (H.P. 954) (L.D. 1322)

TABLED - June 30, 1989 (Till Later Today) by Representative MAYO of Thomaston.

PENDING - Adoption of Committee Amendment "A" (H-644) as amended by House Amendment "A" (H-653) thereto.

On motion of Representative Rydell of Brunswick, Committee Amendment "A" (H-644) as amended by House Amendment "A" (H-653) was indefinitely postponed.

Under suspension of the rules, the Bill was read the second time.

Representative Rydell of Brunswick offered House Amendment "A" (H-702) and moved its adoption.

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

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

By unanimous consent, was ordered sent forthwith to the Senate.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

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

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act Providing for the 1989 Amendments Pertaining to the Finance Authority of Maine Act (S.P. 316) (L.D. 821) which was Passed to be Enacted in the House on June 9, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-195)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-195) and Senate Amendment "A" (S-406) in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act To Amend the Growth Management Laws (EMERGENCY) (H.P. 631) (L.D. 854) which was Passed to be Enacted in the House on May 23, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-192)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-192) as amended by Senate Amendment "A" (S-407) thereto in non-concurrence.

The House voted to recede and concur.

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

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act Concerning the Inspection of Dams (EMERGENCY) (S.P. 331) (L.D. 868) which was Passed to

be Enacted in the House on May 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-70))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-70) as amended by Senate Amendment "A" (S-408) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act to Increase the Punishment for Trafficking in and Possession of Cocaine (H.P. 924) (L.D. 1290) which was Passed to be Enacted in the House on June 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-339))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-339) as amended by Senate Amendment "A" (S-409) thereto in non-concurrence.

The House voted to recede and concur.

The following item appearing on Supplement No. 3 was taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Require the Licensure of Ambulatory Surgical Facilities (H.P. 891) (L.D. 1235) which was Passed to be Enacted in the House on June 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-289) as amended by House Amendment "B" (H-419) thereto)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-289) as amended by House Amendment "B" (H-419) and Senate Amendment "A" (S-410) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 4 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Encourage Recycling of Lead-acid Batteries (H.P. 108) (L.D. 145) which was Passed to be Enacted in the House on May 2, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-56) as amended by House Amendment "A" (H-107) thereto)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-56) as amended by House Amendment "A" (H-107) and Senate Amendment "A" (S-404) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act Regarding Reimbursement for Out-of-district Special Education Placements (EMERGENCY) (S.P. 283) (L.D. 729) which was Passed to be Enacted in the House on June 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-215))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-215) as amended by Senate Amendment "A" (S-405) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 5 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Improve the Early Childhood Educational Plans Grants Program (S.P. 63) (L.D. 46) which was Passed to be Enacted in the House on May 2, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-54))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-54) as amended by Senate Amendment "A" (S-412) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act to Promote Marine Research (S.P. 106) (L.D. 140) which was Passed to be Enacted in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-240) and House Amendment "A" (H-536))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-240) as amended by Senate Amendment "A" (S-413) thereto and House Amendment "A" (H-536) in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 6 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Expand the Types of Medication Included in the Elderly Low-cost Drug Program (H.P. 229) (L.D. 313) which was Passed to be Enacted in the House on April 19, 1989. (Having previously been passed to be Engrossed as amended by House Amendment "A" (H-61))

Came from the Senate, Passed to be Engrossed as amended by House Amendment "A" (H-61) as amended by Senate Amendment "A" (S-422) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act to Assist the Environmental Health Unit of the Maine Bureau of Health (H.P. 359) (L.D. 475) which was Passed to be Enacted in the House on May 10, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-130))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-130) as amended by Senate Amendment "A" (S-423) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 8 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Provide Funds for the Maine Potato Breeding Program (H.P. 488) (L.D. 668) which was Passed to be Enacted in the House on May 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-153))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-153) as amended by Senate Amendment "A" (S-416) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act to Require Country of Origin Labeling on Fresh Produce (H.P. 591) (L.D. 809) which was Passed to be Enacted in the House on June 7, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-329)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-329) as amended by Senate Amendment "A" (S-418) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 9 were taken up out of order by unanimous consent:

**PAPERS FROM THE SENATE
Non-Concurrent Matter**

An Act Relating to Drug Testing (H.P. 609) (L.D. 833) which was Passed to be Enacted in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-599)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-599) as amended by Senate Amendment "B" (S-419) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act to Allow Municipal Clerks to Inspect Sample Ballots before Election Day (H.P. 794) (L.D. 1106) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-398)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-398) as amended by Senate Amendment "A" (S-420) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 10 were taken up out of order by unanimous consent:

**PAPERS FROM THE SENATE
Non-Concurrent Matter**

An Act Concerning Law Enforcement Training (S.P. 431) (L.D. 1142) which was Passed to be Enacted in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-286)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-286) as amended by Senate Amendment "A" (S-421) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act Relating to the Status of Nursing Professions in Maine (H.P. 956) (L.D. 1324) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-453) as amended by House Amendment "A" (H-475) thereto)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-453) as amended by Senate Amendment "A" (S-425) thereto in non-concurrence.

The House voted to recede and concur.

The following item appearing on Supplement No. 11 was taken up out of order by unanimous consent:

**PAPER FROM THE SENATE
Non-Concurrent Matter**

An Act to Expand the Health Occupations Training Project (Emergency) (S.P. 535) (L.D. 1470) which was Passed to be Enacted in the House on June 9, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-189)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-189) as amended by Senate Amendment "A" (S-426) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 13 were taken up out of order by unanimous consent:

**PAPERS FROM THE SENATE
Non-Concurrent Matter**

An Act Relating to the Collection of Specified Health Care Information (H.P. 32) (L.D. 32) which was Passed to be Enacted in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-596)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-596) as amended by Senate Amendment "A" (S-441) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act to Amend the School Finance Act to Include Transportation as a Supportive Service to Special Education for State Agency Clients (S.P. 294) (L.D. 767) which was Passed to be Enacted in the House on May 30, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-135)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-135) as amended by Senate Amendment "A" (S-436) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 14 were taken up out of order by unanimous consent:

**PAPERS FROM THE SENATE
Non-Concurrent Matter**

An Act to Amend the Law Concerning the Collection of Fees for General Educational High School Equivalency Certificates (EMERGENCY) (S.P. 487) (L.D. 1329) which was Passed to be Enacted in the House on June 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-210)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-210) as amended by Senate Amendment "A" (S-431) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act to Amend Certain Laws Affecting the Department of Environmental Protection (H.P. 988) (L.D. 1366) which was Passed to be Enacted in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-529)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-529) as amended by Senate Amendment "A" (S-435) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 15 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

Resolve, Concerning the Development of a New Master Plan for the Capitol Area (EMERGENCY) (H.P. 1172) (L.D. 1626) which was Finally Passed in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-551))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-551) as amended by Senate Amendment "A" (S-433) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act to Implement Sound Forest Practices (H.P. 315) (L.D. 429) which was Passed to be Enacted in the House on June 21, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "B" (H-635) as amended by Senate Amendment "B" (S-379) thereto)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "B" (H-635) as amended by Senate Amendment "C" (S-440) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 16 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act Concerning Transportation Expenses for Former AMHI Patients (S.P. 246) (L.D. 576) which was Passed to be Enacted in the House on May 11, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-62) as amended by Senate Amendment "A" (S-75) thereto)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-62) as amended by Senate Amendment "B" (S-438) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

Resolve, to Establish a Blue Ribbon Task Force to Promote Equity of Opportunity for Women in the Public School System (EMERGENCY) (S.P. 389) (L.D. 1034) which was Finally Passed in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-175) as amended by House Amendment "A" (H-467) thereto)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-175) as amended by Senate Amendment "A" (S-432) thereto in non-concurrence.

The House voted to recede and concur.

The following item appearing on Supplement No. 17 was taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

Resolve, to Create the Commission to Study Public Financing of State Elections (H.P. 653) (L.D. 887) which was Finally Passed in the House on May 30, 1989.

Came from the Senate, Passed to be Engrossed as amended by Senate Amendment "A" (S-437) in non-concurrence.

The House voted to recede and concur.

The following item appearing on Supplement No. 19 was taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Provide Funding for the Beals Island Regional Shellfish Hatchery (H.P. 539) (L.D. 736) which was Passed to be Enacted in the House on May 5, 1989.

Came from the Senate, Passed to be Engrossed as amended by Senate Amendment "A" (S-434) in non-concurrence.

The House voted to recede and concur.

The following item appearing on Supplement No. 20 was taken up out of order by unanimous consent:

PASSED TO BE ENACTED

An Act to Reimburse the Department of Inland Fisheries and Wildlife for Search and Rescue Operations (H.P. 1219) (L.D. 1691)

Was 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.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

Representative Pouliot of Lewiston was granted unanimous consent to address the House.

Representative POULIOT: Mr. Speaker, last Thursday morning when I left this House, it was about 3:30. I got home around 4:30 and being somewhat like the rest of the members of the House, was somewhat tired. I arrived back to this House the following morning a little late. There was a Resolution that was taken up Memorializing the Congress to Amend the United States Constitution to Make Desecration of the American Flag a crime. Had I been voting on that, I would have voted yes.

Representative Ridley of Shapleigh was granted unanimous consent to address the House.

Representative RIDLEY: Mr. Speaker, I find myself in the same position that Representative Pouliot was in. I, too, would like to make the same statement, if I had been here, I would have been voting yes.

The Chair laid before the House the following matter: An Act Establishing the Affordable Housing Partnership Act of 1989 (EMERGENCY) (H.P. 1269) (L.D. 1765) which was Passed to be Enacted in the House on June 21, 1989, Came from the Senate, Passed to be Engrossed as amended by Senate Amendment "A" (S-430) in non-concurrence which was tabled earlier in the day and later today assigned pending further consideration.

On motion of Representative Nadeau of Lewiston, the House voted to recede from passage to be enacted.

On motion of the same Representative, the House voted to recede from passage to be engrossed.

Senate Amendment "A" (H-430) was read by the Clerk and adopted.

Representative Nadeau of Lewiston offered House Amendment "A" (H-705) and moved its adoption.

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

The SPEAKER: The Chair recognizes the Representative from Lewiston, Representative Nadeau.

Representative NADEAU: Mr. Speaker, Men and Women of the House: What we have just adopted to the Affordable Housing Partnership Act of 1989 is basically a technical amendment.

I would like to say a few words about the Act and where we stand. As many of you know, there was some discussion yesterday about tacking on an amendment to the bill which would provide for revenues to pay for the General Fund component of the Act.

This bill was crafted over the last several months by the Housing and Economic Development Committee. It is a bill I am extremely proud of and I am also extremely proud of the committee, members of both parties. This was a unanimous report, a unanimous endeavor, and places into the statute what is really the first comprehensive housing policy the state has ever had, the most significant adoption of the housing program since the HOME program was created seven years ago.

It is one of those good news and bad news deals. The bad news is, we were unable to secure funding from the General Fund to take care of certain components of this bill.

The good news is this legislature adopted a \$15 million bond issue that is intricately tied to the Act itself. That bond issue, combined with the framework embodied in the Affordable Housing Partnership Act, is going to have a significant impact on the housing crisis in this state. It is going to leverage hundreds of millions of dollars, it is going to provide for mortgages for Maine people, it is going to provide assistance to those who cannot at present get it.

One component of the bill, for example, and the funding which is embodied in the bond issue is to create a mortgage insurance fund. That fund alone (it is estimated) will generate \$64 million in mortgages for Maine people who don't qualify for the first-time homebuyers program but are in equally dire straights as those folks who do qualify when it comes to buying a home in some of our higher priced markets in this state. This is something we can be very proud of.

The bill also provides for funds to preserve existing subsidized rental housing which is in danger of being lost. When you consider that there aren't enough units to go around now, every unit we lose from here on in, is going to mean one less unit for an elderly or low-income person to have for a roof over their heads.

There are about 18,000 subsidized units in this state, 4,500 of which are at risk of being lost between now and the end of the century. That is a serious problem and one that we are going to have to continue to contend with and one that the federal government is certainly going to have to contend with but, in the mean time, as usual, the state is going to have to step in to stem the tide.

The bill also provides for assistance to non-profit development organizations to build and construct and rehabilitate non-profit housing because the fact of the matter is, since the 1986 tax act, the private development community simply has gotten out of the business. We have to do something aggressive and something significant to get non-profit organizations in the business of providing this housing because the homeless problem that we

have talked so much about is going to get worse before it gets better and it is already pretty bad.

So, the good news is, this legislature has put into place a significant housing policy that is going to have a tremendous impact for many, many years to come. Of course we will have to come back in those years to come and continue to upgrade it and reinvest into it because it is good for people and it is good for the economy. For that I am very proud and very appreciative of all the work that went into it.

The bad news is, what I have just described basically affects almost every economic sector in this state and in this society, with one major exception. The bond issue proceeds unfortunately cannot be used for current services, therefore the homeless prevention program that was crafted by the committee is not funded. So, we are leaving this session of the legislature having done that much. For the Record — zero for homelessness in this state. That disturbs me deeply. We made several attempts in the last several days to address that problem, we have negotiated and discussed it with the Governor at length and we are simply not able to arrive at a solution.

In my discussions with the Governor, we discussed many options. The only options left to us at this stage of the game was to raise revenue to fund it. I had prepared an amendment that I was prepared to offer yesterday, it would have raised taxes on jewelry to pay for programs to keep homeless people from hitting the streets. I felt and still feel that it was a small price to pay when you consider the plight of homeless people in this state and in this country. Political reality is something we have to deal with around here all the time. It was clear when the Governor suggested and communicated to us yesterday that he would veto the bill. As a matter of fact, the veto message was being drafted before we had even acted upon it. It was clear that it was going nowhere. Therefore, I decided not to offer the amendment and put this legislature through what it would take to have a bill vetoed, have it recalled because the language was very important, have it put through the process all over again and there you have it. The problem, however, has not gone away.

The fastest growing segment of the homeless population in this state and in this country are women and children. Over the years, the perception of what a homeless person is is an alcoholic, drug addict and that is true. There are some people, some very sad people out there who are in need of assistance. They are down on their luck and a little help or I should say a little hand up as opposed to a handout in many cases would go a very long way. That is what the homeless prevention package was all about.

When you look at where we stand in this state and in this country — we had a lot of discussion in this country and in this legislature recently about the flag, well in this country right now, there is a great big stain on the flag and that is people who live in this republic and enjoy its freedoms have been forced to sleep on grates, station wagons, old trucks, under bleachers and wherever they could find some shelter.

Now, when you consider what I just said about the fastest growing segment of that population being women and children, this is an issue we cannot stick our head in the sand over. We need to deal with it. We must deal with it, we are better than that. I am not willing to accept the fact that in a country and in a state as wealthy as ours that there should be one person sleeping on the streets of Maine, particularly kids. We have the resources to address the problem. The program that was crafted was

crafted after a program that is operating in New Jersey and has been tremendously successful. It focuses on preventing homelessness because, once a person is evicted from their apartment or foreclosed on, there are many programs out there that will keep them in some kind of housing situation on a very short-term basis. I am talking week-to-week and month-to-month. If you are a single mother with two kids and not knowing whether you are going to have a roof over your head in a week or two, you can simply imagine the trauma that that must place on a family.

Why has this problem occurred? Well, housing costs have risen about 450 percent and wages have risen in that same period about 150 percent. I think that sort of summarizes what the problem is. They are working poor. A lot of the homeless people are people with jobs. They are not people who are on the dole, so to speak. They are people who can't afford \$500 and \$600 a month for an apartment unit. \$500 and \$600 a month for an apartment unit is a lot of money and it is very common in the area of southern Maine.

Ladies and gentlemen, the economy and the appreciation in property values and all of those other things that contribute to it were not their fault, they are not our fault. It is an economic cycle that has occurred and has created this problem.

We were unable to address it this session for a lot of reasons. The Governor stated to me that it had to be done with existing resources, that he would not support raising revenue to fund that particular component of the Affordable Housing Partnership Act. Well, that meant I would have to go into the budget, I suppose, and maybe the AFCD increase is where I can get some money, or how about head injuries or how about all of the other worthy programs that are in that budget? It is unrealistic to expect we can take money away from something else that is desperately needed to fund this. Are there areas in that budget that are less important than homelessness? Absolutely. Several million dollars for a computer system for the Department of Finance, I would consider a lesser priority, but there is a process around here and negotiations that occur and well I don't have to explain it all to you. It is the reality of the process that we have to live with. So, I was unsuccessful in actually doing something about the homeless problem in this session and I am saddened that we are going away with that situation but I certainly didn't want to go away without bringing to your attention what we have failed to do but also very much anxious to tell you what we have accomplished.

The other other thing I communicated to the Governor yesterday was, we will be back here in the fall and if there is any way we can come up with some resources to fund these homelessness programs prior to winter, then I think we owe them and ourselves that much. The resources may or may not be available. My strong opinion is that we will be able to find them and if we do, I am going to ask you now to keep in mind and consider that we still have the opportunity before winter to help those folks out before those sub-zero temperatures hit. We will be back here next year with an opportunity to place a further installment of effort and investment into that particular component of the problem. I think I would like to have you all go away with that in mind and when we return in the fall see what we can do about it. I have a definite sense that many of you in both parties feel that this is a problem that has to be addressed. We owe it to them, we owe it to ourselves as a humane society, and as a government by the people, we can do no less.

The American dream, one of the basic expectations of it should be a place to live, should be a roof over your head, a heated apartment and indoor plumbing. That isn't too much to ask and that isn't too much to expect. We are not talking about handouts, we are talking about a hand up because in the programs that I am discussing and the programs that we crafted, the history shows that the folks are assisted and in substantial numbers on their own and independent in a fairly short time period. It is progressive, it is constructive and we are talking about helping those folks that cannot help themselves. If you are living on the streets and you are a kid six or seven years old, the pursuit of happiness is impossible. You can't get a good education, you can't look forward to those things that I think we all sometimes take for granted because when you are not reading the newspapers trying to figure out what the legislature is doing about homelessness, you don't have any idea what debate is even taking place in this body about their plight, because they don't use newspapers to read, they use newspapers to cover themselves at night to keep warm. Their biggest problem and their biggest endeavor is figuring out where their next meal is coming from and where they are going to sleep the next night. They are folks that need our assistance, they are folks that I think should expect no less. Unfortunately, we couldn't address it this time but I am hopeful that with cooperation between the parties and the Governor's Office that we can eliminate that stain from the flag and walk away proud.

Subsequently, the Bill was passed to be engrossed in as amended by Senate Amendment "A" and House Amendment "A" in non-concurrence and sent up for concurrence.

The following items appearing on Supplement No. 7 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Require Parental Consent to a Minor's Abortion (H.P. 457) (L.D. 622) which was Passed to be Enacted in the House on May 15, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-127))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-127) as amended by Senate Amendment "D" (S-424) thereto in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

An Act to Improve Personnel Supervision in the Bureau of Intergovernmental Drug Enforcement (H.P. 472) (L.D. 637) which was Passed to be Enacted in the House on May 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-147))

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-147) as amended by Senate Amendment "A" (S-415) thereto in non-concurrence.

The House voted to recede and concur.

The following items appearing on Supplement No. 12 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Increase Displaced Homemakers Program Funding to Continue Rural Outreach, Employment and

Training and Support Services for Maine Displaced Homemakers (H.P. 280) (L.D. 392) which was Passed to be Enacted in the House on May 12, 1989.

Came from the Senate, Passed to be Engrossed as amended by Senate Amendment "A" (S-414) in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

Resolve, Establishing a Commission to Study the Level of Services for Maine's Elderly Citizens (Emergency) (H.P. 550) (L.D. 747) which was Finally Passed in the House on June 1, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-183) as amended by House Amendments "A" (H-215) and "B" (H-317) thereto)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-183) as amended by House Amendment "A" (H-215) and Senate Amendment "B" (S-417) thereto in non-concurrence.

The House voted to recede and concur.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

(At Ease to the Gong)

The House was called to order by the Speaker.

The following items appearing on Supplement No. 18 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Improve Compliance with Truck Weight Limits (H.P. 36) (L.D. 36) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-277) as amended by Senate Amendment "B" (S-242) and House Amendment "A" (H-420) thereto)

Came from the Senate, Passed to be Engrossed as amended by Committee Amendment "A" (H-277) as amended by Senate Amendment "B" (S-242) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Amend the Revised Maine Securities Act and Related Statutes (H.P. 189) (L.D. 254) which was Passed to be Enacted in the House on May 30, 1989. (Having previously been passed to be Engrossed as amended by House Amendments "A" (H-237) and "B" (H-275))

Came from the Senate, Passed to be Engrossed as amended by House Amendment "B" (H-275) in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 21 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act Appropriating Funds to the Department of Educational and Cultural Services for Early Childhood Education (H.P. 23) (L.D. 18) which was Passed to be Enacted in the House on April 20, 1989. (Having

previously been passed to be Engrossed as amended by Committee Amendment "A" (H-43)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Directing the Department of Educational and Cultural Services to Study Class Size and Related Issues (H.P. 39) (L.D. 39) which was Passed to be Enacted in the House on June 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-358)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 22 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Require the Department of Human Services to Investigate Zero Discharge Systems (Emergency) (S.P. 88) (L.D. 90) which was Passed to be Enacted in the House on May 9, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-77)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Provide a Secure Treatment Facility at the Maine Youth Center (S.P. 90) (L.D. 95) which was Passed to be Enacted in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Senate Amendment "A" (S-272)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, Establishing the Commission to Study the Regulation of Welders (H.P. 78) (L.D. 109) which was Finally Passed in the House on May 17, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-166)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 23 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Establish an Exemption from the Seaweed Permit for Certain Noncommercial Harvesting (H.P. 89) (L.D. 124) which was Passed to be Enacted in the House on May 1, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-91)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Adhere.

Non-Concurrent Matter

Resolve, Creating the Special Commission to Study Instructional Time in Schools (EMERGENCY) (H.P. 131)

(L.D. 175) which was Finally Passed in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-479))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Prohibit the Establishment of Maximum Limit Reimbursement for Adjustments to the Prospective Rate for Nursing Staff Wages (H.P. 154) (L.D. 206) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-436))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 24 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Create the Legislative Study Commission on Growth Management and Tax Policy (H.P. 184) (L.D. 249) which was Passed to be Enacted in the House on June 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-382))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Decrease the Registration Fee on Dams (H.P. 185) (L.D. 250) which was Passed to be Enacted in the House on April 3, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-15))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve. to Study the Development of a Farmland Preservation Program for Maine (EMERGENCY) (H.P. 206) (L.D. 286) which was Finally Passed in the House on April 24, 1989.

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 25 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Create the Commission to Study the Possibility of Including the Cost of Environmental Impacts in the Least-cost Planning Process of Electrical Utilities and the Public Utilities Commission (Emergency) (S.P. 158) (L.D. 306) which was Passed to be Enacted in the House on May 30, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-116) as amended by House Amendment "A" (H-260) thereto)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Requiring Reimbursement to Counties for Courthouse Facilities (H.P. 289) (L.D. 401) which was Passed to be Enacted in the House on May 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-174))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Reduce the Lobster and Crab Fishing License Fee for Persons 70 Years of Age or Older (H.P. 342) (L.D. 461) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-414))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 26 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

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) which was Passed to be Enacted in the House on May 9, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-125))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Relating to Tax Exemptions (EMERGENCY) (S.P. 236) (L.D. 566) which was Passed to be Enacted in the House on May 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-67))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 27 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Recognize Outstanding Local Commitment to Education (H.P. 463) (L.D. 628) which was Passed to be Enacted in the House on May 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-177))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Assist Agricultural Producers to Locate and Train Workers (H.P. 468) (L.D. 633) which was Passed to be Enacted in the House on May 22, 1989.

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Provide Increased Funding for the Family Planning Association's Basic Clinical and Educational Services (S.P. 255) (L.D. 645) which was Passed to be Enacted in the House on May 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-106)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 28 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Establish a Temporary Water Management Resources Board (S.P. 265) (L.D. 655) which was Passed to be Enacted in the House on May 23, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-96)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Fund Repairs for Damage to the Hartland Dam (H.P. 498) (L.D. 678) which was Passed to be Enacted in the House on May 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-142)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Improve the Air Quality by Limiting the Sulfur Content of Fuel (H.P. 528) (L.D. 713) which was Passed to be Enacted in the House on May 10, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-112) as amended by House Amendment "A" (H-141) thereto)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 29 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

Resolve, to Establish the Commission to Study the Use of Professional Strikebreakers (EMERGENCY) (H.P. 530) (L.D. 715) which was Finally Passed in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-548)

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Redesign the Structure of the Board of Environmental Protection (EMERGENCY) (S.P. 276) (L.D. 722) which was Finally Passed in the House on May 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-71)

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Meet the Increased Need for Crisis Intervention and Community Education Services Provided by Rape Crisis Centers in Maine (S.P. 292) (L.D. 765) which was Passed to be Enacted in the House on May 17, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-97)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 30 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Provide Support for Nonprofit Community AIDS Organizations Which are Members of a Statewide AIDS Alliance (EMERGENCY) (H.P. 588) (L.D. 792) which was Passed to be Enacted in the House on June 2, 1989.

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Expand the Retired Senior Volunteer Programs, Foster Grandparent Programs and Senior Companion Program (H.P. 607) (L.D. 831) which was Passed to be Enacted in the House on May 25, 1989.

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Increase County Share of Real Estate Transfer Tax (H.P. 602) (L.D. 826) which was Passed to be Enacted in the House on June 21, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-660)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 31 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Appropriate Funds for Advocacy Activities for Severe and Prolonged Mentally Ill Persons (H.P. 616) (L.D. 839) which was Passed to be Enacted in the House on June 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-390)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Fund Community-based AIDS Programs and Services (H.P. 622) (L.D. 845) which was Passed to be Enacted in the House on June 2, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-285)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.
The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Amend the Child and Family Services and Child Protection Act (H.P. 623) (L.D. 846) which was Passed to be Enacted in the House on June 6, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-310))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 32 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

Resolve. to Establish the Commission to Study the Preservation of Volunteer Ambulance Crews and Volunteer Fire Departments (Emergency) (H.P. 624) (L.D. 847) which was Finally Passed in the House on June 6, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-299))

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Relating to Ordinary Death Benefits Under the Maine State Retirement System (H.P. 625) (L.D. 848) which was Passed to be Enacted in the House on May 4, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-103))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Provide Computer Technology to the Division of Eye Care (H.P. 628) (L.D. 851) which was Passed to be Enacted in the House on May 17, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-159))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 33 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Make Investment Earnings on Commodity Taxes Consistent (S.P. 326) (L.D. 863) which was Passed to be Enacted in the House on June 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-202))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Strengthen the Penalties against Those Who Intentionally Mislabeled Foods as Natural or Organic (H.P. 644) (L.D. 878) which was Passed to be

Enacted in the House on June 1, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-254) as amended by Senate Amendment "A" (S-159) thereto)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Fund the Maine Hospice Council (H.P. 646) (L.D. 880) which was Passed to be Enacted in the House on May 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-121))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 34 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Ensure that the Department of Environmental Protection Receives Adequate Technical Assistance from Natural Resource Review Agencies (H.P. 649) (L.D. 883) which was Passed to be Enacted in the House on May 23, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-194))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Clarify the Law Concerning Retired Teachers' Health Insurance and to Compensate Retired Teachers Who Are Ineligible for That Insurance (S.P. 337) (L.D. 898) which was Passed to be Enacted in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-221) as amended by House Amendment "A" (H-480) thereto)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Establish a Commission to Study Town Supervision of Private Roads (EMERGENCY) (H.P. 950) (L.D. 1318) on which the Bill and accompanying papers were Indefinitely Postponed in the House on June 15, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-386) as amended by House Amendment "A" (H-488) thereto)

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 35 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Reduce Hardship for Injured Workers (S.P. 346) (L.D. 916) which was Passed to be Enacted in the House on June 21, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-343))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.
The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Establish a Comprehensive Service Delivery System for Persons with Head Injuries (S.P. 350) (L.D. 927) which was Passed to be Enacted in the House on June 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-211))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Provide Funds for the Establishment of the Community Service Center for the Deaf and Hearing-Impaired (H.P. 688) (L.D. 940) which was Passed to be Enacted in the House on June 2, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-280))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 36 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Provide Needed Services Identified by the Task Force on Incapacitated and Dependent Adults, and Required by the United States Omnibus Budget Reconciliation Act of 1987 (H.P. 691) (L.D. 943) which was Passed to be Enacted in the House on May 24, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-199))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Enhance the Integrated Pest Management Capabilities of Agriculture in Maine (S.P. 357) (L.D. 958) which was Passed to be Enacted in the House on May 9, 1989. (Having previously been passed to be Engrossed as amended by Senate Amendment "A" (S-79))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Establish a Statewide Program of Community-based Heart Attack and Stroke Prevention Programs (H.P. 708) (L.D. 969) which was Passed to be Enacted in the House on May 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-117))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 37 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Increase the Property Tax Exemption for Veterans (H.P. 713) (L.D. 974) which was Passed to be Enacted in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-534))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Fund Rural Outreach Programs, Community Response Programs and Minimum Standard Requirements for Providers of Family Crisis Services Statewide (S.P. 362) (L.D. 979) which was Passed to be Enacted in the House on May 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-93))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Fund and Implement Changes in Health Insurance Benefits in Collective Bargaining Agreements with Maine Maritime Academy Employees Represented by the Maine State Employees Association (EMERGENCY) (S.P. 371) (L.D. 995) which was Passed to be Enacted in the House on May 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-107))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 38 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Include the Unorganized Territory in Statutes Granting Minimum Subsidies for Education (H.P. 727) (L.D. 1004) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-424))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Study International Trade Opportunities and Foreign Ownership and Investment in Maine (H.P. 735) (L.D. 1012) which was Finally Passed in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-582))

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Fund and Implement Reclassifications and Collective Agreements with Maine Maritime Academy Employees Represented by the Maine State Employees Association (S.P. 394) (L.D. 1039) which was Passed to be Enacted in the House on May 17, 1989.

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 39 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

Resolve, to Create the Advisory Committee to Update the Maine Aviation Systems Plan (H.P. 750) (L.D. 1054) which was Finally Passed in the House on June 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-354)

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Repair the Chain of Ponds' Dam (H.P. 755) (L.D. 1059) which was Passed to be Enacted in the House on May 26, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-229)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Requiring School Boards to Adopt Written Policies Regarding Student Rights and Responsibilities (H.P. 827) (L.D. 1159) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-443) as amended by House Amendment "A" (H-471) thereto)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 40 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Increase the Number of Superior Court Justices and District Court Judges (H.P. 849) (L.D. 1181) which was Passed to be Enacted in the House on June 2, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-286)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Create a New Crop and Livestock Research and Development Program (H.P. 869) (L.D. 1208) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-442)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 41 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Maintain Legal Services for Low-income Citizens (EMERGENCY) (S.P. 449) (L.D. 1211) which was Passed to be Enacted in the House on May 25, 1989.

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Increase Educational Opportunities for Economically and Educationally Disadvantaged Residents (S.P. 450) (L.D. 1212) which was Passed to be Enacted in the House on June 7, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-174)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Assess the Needs of the Equine Industry and to Establish a Commission to Study the Creation of a Statewide Horse Council (Emergency) (H.P. 878) (L.D. 1221) which was Finally Passed in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-506)

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 42 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Increase Funding of Legal Services for the Elderly (H.P. 888) (L.D. 1232) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-411)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Study the Development of a System of Ecological Reserves in the State (S.P. 456) (L.D. 1241) which was Finally Passed in the House on May 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-91)

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 43 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Provide Assistance to Owners of Manufactured Housing (H.P. 908) (L.D. 1271) which was Passed to be Enacted in the House on June 1, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-264)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Require Administrators of Boarding Homes to Obtain Continuing Education (H.P. 914) (L.D. 1280) which was Passed to be Enacted in the House on June 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-309))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Relating to Smoking in Nursing Homes and Boarding Care Facilities (H.P. 920) (L.D. 1286) which was Passed to be Enacted in the House on June 12, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-288) as amended by House Amendment "A" (H-433) thereto)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following item appearing on Supplement No. 44 was taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Equalize State Retiree Health Benefits (S.P. 493) (L.D. 1367) which was Passed to be Enacted in the House on June 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-186))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 45 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Correct Errors and Inconsistencies Regarding Reporting Requirements in the General Assistance Laws (H.P. 997) (L.D. 1386) which was Passed to be Enacted in the House on June 8, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-351))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Establish a Technical Services Program in the Local Soil and Water Conservation Districts (H.P. 1018) (L.D. 1419) which was Passed to be Enacted in the House on May 26, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-231))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 46 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

Resolve, to Create a Commission to Study Crab Fishing in Maine (H.P. 1034) (L.D. 1440) which was Finally Passed in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-530))

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Provide Respite Care Services for Families of the Mentally Ill (H.P. 1042) (L.D. 1453) which was Finally Passed in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-395))

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Establish the School Organization Study Committee (Emergency) (S.P. 534) (L.D. 1469) which was Finally Passed in the House on June 20, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-270) as amended by House Amendment "A" (H-576) thereto and Senate Amendment "A" (S-328))

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 47 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Establish a Commission on State Finance (H.P. 1113) (L.D. 1546) which was Passed to be Enacted in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-423) as amended by House Amendment "A" (H-558) thereto)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Study the Employment of Minors (EMERGENCY) (H.P. 1117) (L.D. 1550) which was Passed to be Enacted in the House on May 22, 1989. (Having previously been passed to be Engrossed as amended by House Amendment "A" (H-206))

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, Creating the Special Commission to Study and Evaluate the Status of Education Reform in Maine (EMERGENCY) (S.P. 561) (L.D. 1564) which was Finally Passed in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-266))

Came from the the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 48 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Improve the Sardine Inspection and Grading Programs (S.P. 562) (L.D. 1565) which was Passed to be Enacted in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-297)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Providing for the Development of a Proposal for the Delivery of Substance Abuse Programs Throughout the State (Emergency) (S.P. 563) (L.D. 1566) which was Passed to be Enacted in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-306)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Provide for Appeal of Certain Decisions of Counselors Employed by the Driver Education Evaluation Program (H.P. 1151) (L.D. 1605) which was Passed to be Enacted in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-554)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 49 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Facilitate Collaboration Among School Agencies and Community Leaders Working on Behalf of At-risk Children (H.P. 1164) (L.D. 1618) which was Passed to be Enacted in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-519)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Ensure Regular Attendance for All Maine School Children (H.P. 1168) (L.D. 1622) which was Passed to be Enacted in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-555)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Establish the Taxpayers' Bill of Rights (S.P. 582) (L.D. 1644) which was Finally Passed in the House on June 6, 1989.

Came from the Senate, the Resolve and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 50 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

An Act to Establish a Program to Prevent Spousal Impoverishment (EMERGENCY) (H.P. 1224) (L.D. 1696) which was Passed to be Enacted in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-594)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 56 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act To Amend the Growth Management Laws (H.P. 631) (L.D. 854) (S. "A" S-407 to C. "A" H-192)

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. 109 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 Providing for the 1989 Amendments Pertaining to the Finance Authority of Maine Act (S.P. 316) (L.D. 821) (S. "A" S-406 and C. "A" H-195)

Was 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.

The following items appearing on Supplement No. 57 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act Concerning the Inspection of Dams (S.P. 331) (L.D. 868) (S. "A" S-408 to C. "A" S-70)

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. 112 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 to Increase the Punishment for Trafficking in and Possession of Cocaine (H.P. 924) (L.D. 1290) (S. "A" S-409 to C. "A" H-339)

Was 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.

The following items appearing on Supplement No. 58 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

An Act to Require the Licensure of Ambulatory Surgical Facilities (H.P. 891) (L.D. 1235) (H. "B" H-419 and S. "A" S-410 to C. "A" H-289)

An Act to Improve the Early Childhood Educational Plans Grants Program (S.P. 63) (L.D. 46) (S. "A" S-412 to C. "A" S-54)

An Act to Promote Marine Research (S.P. 106) (L.D. 140) (S. "A" S-413 to C. "A" S-240 and H. "A" H-536)

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.

The following items appearing on Supplement No. 59 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act Regarding Reimbursement for Out-of-district Special Education Placements (S.P. 283) (L.D. 729) (S. "A" S-405 to C. "A" S-215)

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. 105 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 to Encourage Recycling of Lead-acid Batteries (H.P. 108) (L.D. 145) (H. "A" H-107 and Senate Amendment "A" (S-404 to C. "A" H-56)

Was 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.

The following items appearing on Supplement No. 61 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

An Act to Provide Funds for the Maine Potato Breeding Program (H.P. 488) (L.D. 668) (S. "A" S-416 to C. "A" H-153)

An Act to Require Country of Origin Labeling on Fresh Produce (H.P. 591) (L.D. 809) (S. "A" S-418 to C. "A" H-329)

An Act Relating to Drug Testing (H.P. 609) (L.D. 833) (S. "B" S-419 to C. "A" H-559)

An Act to Allow Municipal Clerks to Inspect Sample Ballots before Election Day (H.P. 794) (L.D. 1106) (S. "A" S-420 to C. "A" H-398)

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.

The following items appearing on Supplement No. 63 were taken up out of order by unanimous consent:

CONSENT CALENDAR

First Day

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

(H.P. 272) (L.D. 384) Bill "An Act to Provide Start-up Funds for School-based Child Care" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-711)

Under suspension of the rules, Consent Calendar Second Day notification was given, the House Paper was passed to be engrossed as amended and sent up for concurrence.

(H.P. 1185) (L.D. 1640) Bill "An Act to Provide Funding for and to Amend Laws Governing the Maine Human Services Council" (EMERGENCY) Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-706)

On motion of Representative Carroll of Gray, was removed from Consent Calendar, First Day.

Report was read and accepted, the Bill read once. Committee Amendment "A" (H-706) was read by the Clerk.

Representative Carroll of Gray offered House Amendment "A" (H-718) to Committee Amendment "A" (H-706) 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.

Under suspension of the rules, the Bill was read the second time, passed to be engrossed as amended and sent up for concurrence.

(H.P. 1187) (L.D. 1654) Bill "An Act to Appropriate Funds to the Department of Environmental Protection to Provide Technical Assistance to Community Waste Water Treatment Facilities" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-707)

(H.P. 864) (L.D. 1203) Bill "An Act to Increase Access to Long-term Care Services" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-708)

(H.P. 210) (L.D. 290) Bill "An Act to Amend the Elderly Low-cost Drug Program" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-709)

(H.P. 519) (L.D. 704) Bill "An Act to Ensure Community-based Maternal and Child Health Nursing Services Commensurate with Increasing Costs and Community Needs" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-710)

(H.P. 505) (L.D. 685) Bill "An Act to Provide the Reasonable Costs of Wages Paid to Employees of Long-term Care Facilities" (EMERGENCY) Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-712)

Under suspension of the rules, Consent Calendar Second Day notification was given, the House Papers were passed to be engrossed as amended and sent up for concurrence.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

The following items appearing on Supplement No. 64 were taken up out of order by unanimous consent:

CONSENT CALENDAR

First Day

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

(H.P. 753) (L.D. 1057) Bill "An Act to Provide Financial Assistance to Expedite the Removal of Underground Oil Tanks" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-713)

(H.P. 942) (L.D. 1310) Bill "An Act Regarding the Removal of Hazardous Chemicals from Schools" (EMERGENCY) Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-716)

(H.P. 1177) (L.D. 1632) Bill "An Act to Increase the Office of Advocacy" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-717)

Under suspension of the rules, Consent Calendar Second Day notification was given, the House Papers were passed to be engrossed as amended and sent up for concurrence.

By unanimous consent, were ordered sent forthwith to the Senate.

The following item appearing on Supplement No. 65 was taken up out of order by unanimous consent.

Divided Report

Majority Report of the Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-714) on Bill "An Act to Clarify the Borrowing Authority of the University of Maine System" (EMERGENCY) (H.P. 1047) (L.D. 1458)

Signed :

Senators: BRANNIGAN of Cumberland
PEARSON of Penobscot
PERKINS of Hancock
McGOWAN of Canaan
Representatives: CARROLL of Gray
POULIOT of Lewiston
FOSS of Yarmouth
HIGGINS of Scarborough
CARTER of Winslow
FOSTER of Ellsworth
CHONKO of Topsham
LISNIK of Presque Isle

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Signed:

Representative: RIDLEY of Shapleigh

Reports were read

Representative Carter of Winslow moved that the House accept the Majority "Ought to Pass" Report.

The SPEAKER: The Chair recognizes the Representative from Shapleigh, Representative Ridley.

Representative RIDLEY: Mr. Speaker, Ladies and Gentlemen of the House: I really hung out there by myself on this one. I have some very strong feelings on this bill. I suppose it is from being an old country boy that I am.

The main thing that I object to on this bill is that you are going to give the right of the University of Maine people to circumvent the vote of the people back home. That is a land grant college, you and I and all the people in the state give millions of dollars to the college and I think that if they want a bond issue that they should go to the people the same way that everybody else does such as the Highway Department or Fish and Game Department or anybody. This is my main objection to it. I feel quite strongly about it and I ask you to just vote your conscience.

Subsequently, the Majority "Ought to Pass" Report was accepted, the Bill read once.

Committee Amendment "A" (H-714) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read the second time, passed to be engrossed as amended by Committee Amendment "A" and sent up for concurrence.

The following item appearing on Supplement No. 67 was taken up out of order by unanimous consent:

PASSED TO BE ENACTED

An Act to Expand the Maine Job Training Partnership Program (S.P. 462) (L.D. 1247) (H. "A" H-698 to C. "A" S-310)

Was 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.

The following items appearing on Supplement No. 68 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

The following Communication:

Maine State Senate
Augusta, Maine 04333

July 1, 1989

Honorable Edwin H. Pert

Clerk of the House

State House Station 2

Augusta, Maine 04333

Dear Clerk Pert:

Senate Paper 385 Legislative Document 1021, An Act to Promote Prompt and Peaceful Settlements of Labor Disputes, having been returned by the Governor together with his objections of the same pursuant to the provisions of the Constitution of the State of Maine, after reconsideration the Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?"

19 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 1 Senator being absent, accordingly, it was the vote of the Senate that the Bill not become law and the veto was sustained.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

The following items appearing on Supplement No. 69 was taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

Resolve, Concerning the Development of New Master Plan for the Capitol Area (H.P. 1172) (L.D. 1626) (S. "A" S-433 to C. "A" S-551)

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. 107 voted in favor of the same and none against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

An Act to Implement Sound Forest Practices (H.P. 315) (L.D. 429) (S. "A" S-440 to C. "B" H-635)

Was 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.

The following items appearing on Supplement No. 71 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act to Amend the Law Concerning the Collection of Fees for General Educational High School Equivalency Certificates (S.P. 487) (L.D. 1329) (S. "A" S-431 to C. "A" S-210)

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. 105 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 to Amend Certain Laws Affecting the Department of Environmental Protection (H.P. 988) (L.D. 1366) (S. "A" S-435 to C. "A" H-529)

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. 109 voted in favor of the same and 1 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

The following item appearing on Supplement No. 73 was taken up out of order by unanimous consent.

SENATE PAPERS

The following Communication:

Maine State Senate
Augusta, Maine 04333

July 1, 1989

Honorable Edwin H. Pert

Clerk of the House

State House Station 2

Augusta, Maine 04333

Dear Clerk Pert:

Senate Paper 318 Legislative Document 855, An Act Relating to Notice of Injury for Purposes of Workers' Compensation and Occupational Disease Claims, having been returned by the Governor together with his objections of the same pursuant to the provisions of the Constitution of the State of Maine, after reconsideration the Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?"

19 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 1 Senator being absent, accordingly, it was the vote of the Senate that the Bill not become law and the veto was sustained.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

(At Ease)

The House was called to order by the Speaker.

The following item appearing on Supplement No. 52 was taken up out of order by unanimous consent.

ENACTORS

An Act Regarding Governmental Ethics (H.P. 1282) (L.D. 1773) (Conf. Com. "A" H-699)

Was 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.

The following item appearing on Supplement No. 55 was taken up out of order by unanimous consent.

**PASSED TO BE ENACTED
Emergency Measure**

An Act to Provide Comprehensive Property Tax Relief (H.P. 776) (L.D. 1088) (H. "H" H-703 to C. "A" H-388)

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. 112 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.

The following items appearing on Supplement No. 60 were taken up out of order by unanimous consent.

ENACTORS

PASSED TO BE ENACTED

An Act to Expand the Types of Medication Included in the Elderly Low-cost Drug Program (H.P. 229) (L.D. 313) (S. "A" S-422 to H. "A" H-61)

An Act to Assist the Environmental Health Unit of the Maine Bureau of Health (H.P. 359) (L.D. 475) (S. "A" S-423 to C. "A" H-130)

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 ENACTED

An Act to Require Parental Consent to a Minor's Abortion (H.P. 457) (L.D. 622) (S. "D" S-424 to C. "A" H-127)

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

Representative Foss of Yarmouth requested a Division on passage to be enacted.

The SPEAKER: The pending question before the House is passage to be enacted. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

75 having voted in the affirmative and 34 in the negative, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

An Act to Improve Personnel Supervision in the Bureau of Intergovernmental Drug Enforcement (H.P. 472) (L.D. 637) (S. "A" S-415 to C. "A" H-147)

Was 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.

The following items appearing on Supplement No. 62 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

An Act Concerning Law Enforcement Training (S.P. 431) (L.D. 1142) (S. "A" S-421 to C. "A" S-286)

An Act Relating to the Status of Nursing Professions in Maine (H.P. 956) (L.D. 1324) (S. "A" S-425 to C. "A" H-453)

An Act to Increase Displaced Homemakers Program Funding to Continue Rural Outreach, Employment and Training and Support Services for Maine Displaced Homemakers (H.P. 280) (L.D. 392) (S. "A" S-414)

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.

The following items appearing on Supplement No. 66 were taken up out of order by unanimous consent.

**PASSED TO BE ENACTED
Emergency Measure**

An Act to Expand the Health Occupations Training Project (S.P. 535) (L.D. 1470) (S. "A" S-426 to C. "A" S-189)

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. 109 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.

**FINALLY PASSED
Emergency Measure**

Resolve, Establishing a Commission to Study the Level of Services for Maine's Elderly Citizens (H.P. 550) (L.D. 747) (S. "B" S-417 and H. "A" H-215 to C. "A" H-183)

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. 107 voted in favor of the same and none against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

The following items appearing on Supplement No. 70 were taken up out of order by unanimous consent.

**PASSED TO BE ENACTED
Emergency Measure**

An Act to Continue the Strategic Training for Accelerated Reemployment Program (S.P. 606) (L.D. 1700) (H. "A" H-700 to C. "A" S-322)

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. 108 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 Collection of Specified Health Care Information (H.P. 32) (L.D. 32) (S. "A" S-441 to C. "A" H-596)

An Act to Amend the School Finance Act to Include Transportation as a Supportive Service to Special Education for State Agency Clients (S.P. 294) (L.D. 767) (S. "A" S-436 to C. "A" S-135)

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.

The following items appearing on Supplement No. 72 were taken up out of order by unanimous consent.

**FINALLY PASSED
Emergency Measure**

Resolve, to Create the Commission to Study Public Financing of State Elections (H.P. 653) (L.D. 887) (S. "A" S-437)

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. 106 voted in favor of the same and none against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

**FINALLY PASSED
Emergency Measure**

Resolve, to Establish a Blue Ribbon Task Force to Promote Equity of Opportunity for Women in the Public School System (S.P. 389) (L.D. 1034) (S. "A" S-432 to C. "A" S-175)

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. 106 voted in favor of the same and none against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

The following items appearing on Supplement No. 74 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

An Act to Provide Funding for the Beals Island Regional Shellfish Hatchery (H.P. 539) (L.D. 736) (S. "A" S-434)

An Act Concerning Transportation Expenses for Former AMHI Patients (S.P. 246) (L.D. 576) (S. "B" S-438 to C. "A" S-62)

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.

The following items appearing on Supplement No. 76 were taken up out of order by unanimous consent.

REPORTS OF COMMITTEES

Pursuant to Joint Rule 22

From the Committee on Taxation on Bill "An Act Relating to the Meals Tax" (H.P. 168) (L.D. 233) (Received by the Clerk of the House on July 1, 1989 pursuant to Joint Rule 22.)

From the Committee on Taxation on Bill "An Act to Establish A Local Option County Sales Tax" (H.P. 307) (L.D. 421) (Received by the Clerk of the House on July 1, 1989 pursuant to Joint Rule 22.)

From the Committee on Taxation on Bill "An Act to Increase Maine's Sales Tax, to Exempt Low-cost Articles of Clothing from Sales Tax and to Increase the State's Share of Education Funding" (H.P. 941) (L.D. 1309) (Received by the Clerk of the House on July 1, 1989 pursuant to Joint Rule 22.)

Subsequently, were indefinitely postponed. Sent up for concurrence.

The following items appearing on Supplement No. 77 were taken up out of order by unanimous consent.

COMMUNICATIONS

The following Communication:

STATE OF MAINE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
COMMITTEE ON HUMAN RESOURCES

June 22, 1989

The Honorable John L. Martin
Speaker of the House
114th Legislature

Dear Speaker Martin:

We are pleased to report that all business which was placed before the Committee on Human Resources during the First Regular Session of the 114th Legislature has been completed. The breakdown of bills referred to our committee follows:

Total number of bills received	106
Unanimous reports	91
Leave to Withdraw	22
Ought to Pass	11
Ought Not to Pass	0
Ought to Pass as Amended	54
Ought to Pass in New Draft	0
Rereferred	4
Divided reports	10
Carry Overs	5

Respectfully submitted,
S/N. Paul Gauvreau S/Peter J. Manning
Senate Chair House Chair
Was read and ordered placed on file.

LEGISLATIVE RECORD - HOUSE, JULY 1, 1989

The following Communication:
 MAINE STATE LEGISLATURE
 OFFICE OF THE EXECUTIVE DIRECTOR
 LEGISLATIVE COUNCIL

July 1, 1989

Honorable Joy J. O'Brien, Secretary of the Senate
 Honorable Edwin H. Pert, Clerk of the House
 114th Maine Legislature
 Augusta, Maine 04333

Dear Madame Secretary and Clerk Pert:

Enclosed is the revised final letter from the Joint Standing Committee on Taxation.

The original letter appeared on the House Calendar this week. A revised copy is necessary to reflect a change in Committee action.

I would be happy to answer any questions you have about the revised letter.

Sincerely,
 S/Sally Diamond
 Executive Director,
 Legislative Council

Was read and ordered placed on file.

STATE OF MAINE
 ONE HUNDRED AND FOURTEENTH LEGISLATURE
 COMMITTEE ON TAXATION
 July 1, 1989

The Honorable John L. Martin
 Speaker of the House
 114th Legislature
 Dear Speaker Martin:

We are pleased to report that all business which was placed before the Committee on Taxation during the First Regular Session of the 114th Legislature has been completed. The breakdown of bills referred to our committee follows:

Total number of bills received	170
Unanimous reports	157
Leave to Withdraw	63
Ought to Pass	5
Ought Not to Pass	73
Ought to Pass as Amended	16
Ought to Pass in New Draft	0
Divided reports	9
Carry Overs	1
Pursuant to Joint Rule 22	3

Respectfully submitted,

S/Thomas H. Andrews S/John A. Cashman
 Senate Chair House Chair

Was read and ordered placed on file.

The following items appearing on Supplement No. 78 were taken up out of order by unanimous consent.

PAPERS FROM THE SENATE

Non-Concurrent Matter

Resolve, to Modify the Kennebec County Budget (EMERGENCY) (S.P. 662) (L.D. 1775) which was indefinitely postponed in the House on July 1, 1989.

Came from the Senate with that Body having adhered to its former action whereby the Resolve was passed to be engrossed under suspension of the rules and without reference to a committee in non-concurrence.

The House voted to Adhere.

Non-Concurrent Matter

Bill "An Act Concerning an Occupancy Fee" (H.P. 1111) (L.D. 1544) on which the Majority "Ought to Pass" as amended Report of the Committee on Taxation was read and accepted and the Bill passed to be

engrossed as amended by Committee Amendment "A" (H-701) in the House on July 1, 1989.

Came from the Senate with the Minority "Ought Not to Pass Report of the Committee on Taxation read and accepted in non-concurrence.

The House voted to Recede and Concur.

The following items appearing on Supplement No. 79 were taken up out of order by unanimous consent.

CONSENT CALENDAR

First Day

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

(S.P. 545) (L.D. 1516) Bill "An Act to Provide Funding for Volunteer Literacy Services for Maine Citizens" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (S-443)

(S.P. 521) (L.D. 1428) Bill "An Act Regarding Historical Markers" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (S-444)

Under suspension of the rules, Second Day Consent Calendar notification was given, the Senate Papers were passed to be engrossed as amended in concurrence.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

(Off Record Remarks)

(At Ease)

The House was called to order by the Speaker.

The following item appearing on Supplement No. 80 was taken up out of order by unanimous consent.

COMMUNICATIONS

The following Communication: (H.P. 1289)

STATE OF MAINE
 ONE HUNDRED AND FOURTEENTH LEGISLATURE
 COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS
 July 1, 1989

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

This is to advise that the following bills which were referred to the Committee on Appropriations and Financial Affairs for the 114th First Regular Session have been heard in Public Hearing and are now being reported out from this Committee as "Leave to Withdraw".

LD 54 Bill "An Act to Restrict State Grants for
 HP 43 Community Mental Health Services to Agencies which Provide Salaries Comparable to Equivalent State Positions"

LD 138 Bill "An Act to Implement Certain
 HP 102 Recommendations of the State Compensation Commission"

LD 387 Bill "An Act to Assure an Emergency Medical
 HP 275 Services System"

LD 463 Bill "An Act to Establish Child Care
 HP 344 Availability for Individuals in the Substance Abuse Treatment System"

LD 689 Bill "An Act to Increase the Funds Available
HP 509 to Community-based Agencies for
Case-management Services to Persons Infected
with the Human Immune Deficiency Virus"

LD 714 Bill "An Act to Make Supplemental
HP 529 Appropriations and Allocations for the
Expenditures of State Government Necessary
to the Proper Operations of State of Maine's
Workers' Compensation Commission for the
Fiscal Years Ending June 30, 1990, and June
30, 1991"

LD 787 Bill "An Act to Require Continued Funding of
HP 583 any State-mandated Program or Standard"

LD 824 Bill "An Act to Increase the Administrative
HP 600 Allowance for Proprietary Boarding Homes for
the Mentally Retarded"

LD 903 Bill "An Act to Provide Services to Children
HP 661 with Autism in Central and Northern Maine"

LD 947 Bill "An Act to Establish a Demonstration
HP 695 Project in York County to Provide a System
of Resources for Children in Need"

LD 964 Bill "An Act to Expand Statewide Services to
HP 703 Individuals with Autism and Their Families"

LD 1002 Bill "An Act to Provide Reasonable Costs of
HP 725 Wages Paid to Employees of Boarding Care
Facilities"

LD 1111 Bill "An Act to Establish a Special Housing
HP 709 Allowance for the Aid to Families with
Dependent Children Program"

LD 1156 Bill "An Act to Appropriate Funds for the
HP 824 Maine Community Cultural Services Initiative"

LD 1163 Bill "An Act to Provide Funding for the
HP 831 Women, Infant and Children's Program"

LD 1184 Resolve, to Create a Demonstration Project
HP 852 to Provide for a Transitional Housing
Program for Pregnant Teenagers and Teenaged
Parents

LD 1289 Bill "An Act to Enable More Maine People to
HP 923 Become Homeowners"

LD 1341 Bill "An Act to Expand Therapeutic Services
HP 963 for Foster Children who need Specialized
Placement"

LD 1354 Bill "An Act to Increase Eligibility Levels
HP 976 for the Low-Cost Drugs for the Elderly
Program"

LD 1401 Bill "An Act to Establish a Fund to Provide
HP 1003 Education for Emergency Medical Service
Personnel Statewide and to Provide Matching
Funds for Equipment for Emergency Medical
Services"

LD 1415 Bill "An Act to Provide for Community
HP 1014 Residential Treatment Provider Contracts to
Ensure the Financial Stability of Private
Nonprofit Group Care Providers"

LD 1449 RESOLUTION, Proposing an Amendment to the
HP 1038 Constitution of Maine Regarding the
Undedication of Highway Funds

LD 1507 Bill "An Act to Create the Maine Affordable
HP 1985 Housing Land Trust Fund"

LD 1523 Resolve, to Create a Pilot Program to
HP 1090 Provide the Driver Education and Evaluation
Program to Persons Incarcerated for Driving
under the Influence of Drugs or Alcohol

LD 1552 Bill "An Act to Utilize French Heritage in
HP 1120 Maine and to Create the Francophone Center"

LD 1574 Bill "An Act to Increase the Department of
HP 1131 Human Services Reimbursement Beds for the
Sanford Area"

LD 1583 Bill "An Act to Provide a Clothing Allowance
HP 1140 for Recipients of Aid to Families with
Dependent Children"

LD 1609 Bill "An Act to Require Annual
HP 1155 Cost-of-living Increases to Certain
Residential Group Care Providers"

LD 1614 Bill "An Act to Appropriate Funds for a
HP 1160 Demonstration Project for the Benefit of
Alzheimer's Disease Victims"

LD 1633 Bill "An Act to Establish a Recognition
HP 1178 Awards Program to Promote Child Care
Services"

LD 1637 Resolve, to Create a Demonstration Project
HP 1182 to Provide Self-employment Opportunities for
Participants of the Additional Support for
People in Retraining and Education Program

LD 1694 Bill "An Act to Fund and Implement
HP 1222 Collective Bargaining Agreements with
Certain Maine Vocational-Technical Institute
System Employees Represented by the Maine
Teachers Association"

LD 1733 Bill "An Act to Provide Adequate Financial
HP 1242 Resources for Suspected Child Abuse and
Neglect Teams"

Sincerely,

S/Michael D. Pearson S/Donald V. Carter
Senate Chair House Chair

Was read and with accompanying papers ordered
placed on file.

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

COMMUNICATIONS

The following Communication:

STATE OF MAINE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
COMMITTEE ON BANKING AND INSURANCE
June 29, 1989

The Honorable John L. Martin

Speaker of the House

114th Legislature

Dear Speaker Martin:

We are pleased to report that all business which
was placed before the Committee on Banking and
Insurance during the First Regular Session of the
114th Legislature has been completed. The breakdown
of bills referred to our committee follows:

Total number of bills received	77
Unanimous reports	72
Leave to Withdraw	35
Ought to Pass	3
Ought Not to Pass	0
Ought to Pass as Amended	33
Ought to Pass in New Draft	1
Divided reports	2
Carry Overs	3

Respectfully submitted,

S/Sen. Raynold Theriault S/Rep. Charlene B. Rydell
Senate Chair House Chair

Was read and ordered placed on file.

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

PASSED TO BE ENACTED

Emergency Measure

An Act to Improve Access to Health Care and
Relieve Hospital Costs Due to Charity and Bad Debt
Care Which are Currently Shifted to Third-party
Payors (H.P. 954) (L.D. 1322) (H. "A" H-702)

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. 109 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.

(At Ease)

The House was called to order by the Speaker.

The following item was taken up out of order by unanimous consent.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 56 and Joint Rule 34, the following item:

Recognizing:

John H. Bailey, who has served as the Information Systems Director for the Legislature since 1983, and who previously assisted the Joint Standing Committee on Marine Resources and the Joint Standing Committee on Energy and Natural Resources as a Legislative Analyst between 1977 and 1983, on the occasion of his departure for new challenges in the private sector. Mr. Bailey's work has revolutionized the Legislature's information processing capabilities and leaves us well positioned to meet the challenges of the 21st century. His dedication to this Legislature and to the improvement and integrity of the legislative process are recognized and appreciated; (HIS 775) by Speaker MARTIN of Eagle Lake. (Cosponsors: Senator DUTREMBLE of York, President PRAY of Penobscot, Senator CLARK of Cumberland, Senator WEBSTER of Franklin, Senator CAHILL of Sagadahoc, Representative GWADOSKY of Fairfield, Representative MAYO of Thomaston, Representative WEBSTER of Cape Elizabeth, Representative MARSANO of Belfast)

Was read, passed and sent up for concurrence.

Subsequently, John Bailey was escorted to the rostrum to accept the Order. (Applause, members rising)

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

(At Ease)

The House was called to order by the Speaker.

The following items appearing on Supplement No. 82 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act to Provide the Reasonable Costs of Wages Paid to Employees of Long-term Care Facilities (H.P. 505) (L.D. 685) (C. "A" H-712)

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. 103 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 to Appropriate Funds to the Department of Environmental Protection to Provide Technical Assistance to Community Waste Water Treatment Facilities (H.P. 1187) (L.D. 1654) (C. "A" H-707)

An Act to Increase Access to Long-term Care Services (H.P. 864) (L.D. 1203) (C. "A" H-708)

An Act to Amend the Elderly Low-cost Drug Program (H.P. 210) (L.D. 290) (C. "A" H-709)

An Act to Ensure Community-based Maternal and Child Health Nursing Services Commensurate with Increasing Costs and Community Needs (H.P. 519) (L.D. 704) (C. "A" H-710)

An Act to Provide Start-up Funds for School-based Child Care (H.P. 272) (L.D. 384) (C. "A" H-711)

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.

The following items appearing on Supplement No. 87 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act to Provide Financial Assistance to Expedite the Removal of Underground Oil Tanks (H.P. 753) (L.D. 1057) (C. "A" H-713)

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. 103 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 to Amend the Revised Maine Securities Act and Related Statutes (H.P. 189) (L.D. 254) (H. "B" H-275)

Was 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.

The following items appearing on Supplement No. 88 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act Regarding the Removal of Hazardous Chemicals from Schools (H.P. 942) (L.D. 1310) (C. "A" H-716)

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. 106 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.

ENACTOR

Emergency Measure

(Indefinitely Postponed)

An Act to Increase the Office of Advocacy (H.P. 1177) (L.D. 1632) (C. "A" H-717)

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

On motion of Representative Carter of Winslow, L.D. 1632 and all accompanying papers were indefinitely postponed. Sent up for concurrence.

The following items appearing on Supplement No. 84 was taken up out of order by unanimous consent.

ORDERS

On motion of Representative GWADOSKY of Fairfield, the following Joint Order: (H.P. 1290)

Ordered, the Senate concurring, that the following specified matters be held over to any

special session or the Second Regular Session of the
114th Legislature:

COMMITTEE
Appropriations
and Financial
Affairs

BILL

(S.P. 0060) (L.D. 43) - An Act
Relating to the Maine Correctional
Advisory Commission (Reported
Pursuant to Joint Order, S.P. 16)
(S.P. 0082) (L.D. 83) - An Act to
Move Certain Minor Capital Costs
from the Operating Allocation to the
Debt Service Allocation under the
School Finance Act of 1985
(H.P. 0155) (L.D. 207) - An Act to
Increase Funding of the Bureau of
Maine's Elderly
(S.P. 0126) (L.D. 211) - An Act to
Provide Adequate Salaries for
Workers in Residential Treatment
Facilities for Emotionally Disturbed
Children
(S.P. 0169) (L.D. 326) - An Act to
Increase the State Share of
Education Funding and to Increase
the Minimum State Allocation
(S.P. 0181) (L.D. 338) - An Act to
Clarify Costs Associated with the
Purchase of Land by School
Administrative Units
(S.P. 0183) (L.D. 340) - An Act to
Revise the Eligibility Requirements
for Elderly Low-cost Drug Recipients
(H.P. 0370) (L.D. 501) - An Act to
Encourage Development and Use of
Community Corrections Programs
(S.P. 0248) (L.D. 578) - An Act To
Provide Respite Care for Care Givers
of Diagnosed Victims of Alzheimer's
Disease
(S.P. 0257) (L.D. 647) - 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. 0277) (L.D. 723) - An Act to
Require Counties to Accept Prisoners
with Sentences up to One Year in
Length and to Provide Assistance to
Counties in Developing Community
Corrections Programs
(H.P. 0585) (L.D. 789) - An Act to
Create the Youth-at-Risk Alternative
Education Program
(H.P. 0650) (L.D. 884) - An Act to
Increase Staffing of Child
Development Workers
(H.P. 0655) (L.D. 889) - An Act to
Improve Indoor Air Quality Through
Accurate Testing and Effective
Reduction of Radon Levels in
Buildings
(H.P. 0687) (L.D. 939) - An Act to
Provide a Cost-of-living Adjustment
for Residential Treatment of
Emotionally Disturbed Children
(H.P. 0691) (L.D. 943) - An Act to
Provide Needed Services Identified
by the Task Force on Incapacitated
and Dependent Adults, and Required
by the United States Omnibus Budget
Reconciliation Act of 1988

(H.P. 0744) (L.D. 1027) - An Act to
Require the Department of Human
Services to Set Child Welfare
Fee-for-service Rates Based on
Yearly Negotiations with Private
Nonprofit Community Residential
Treatment Providers
(S.P. 0387) (L.D. 1032) - An Act to
Expand Medicaid Eligibility to
Children, Ages 5 to 8 Years, with
Family Incomes Below 100% of
Official Poverty Line
(H.P. 0762) (L.D. 1066) - An Act
Concerning Educational Enhancement
(H.P. 0805) (L.D. 1117) - An Act to
Increase Family Support Services to
Maine Families Who Choose to Care
for Their Developmentally Disabled
Children at Home
(H.P. 0836) (L.D. 1168) - An Act to
Provide Adjustments in the
Educational Funding Formula
(H.P. 0840) (L.D. 1172) - An Act to
Ensure Payment of Reasonable Costs
of Operating Community-based
Facilities for the Mentally Retarded
(S.P. 0443) (L.D. 1196) - An Act to
Provide A Cost of Living Increase
for the Home-based Family Service
System
(H.P. 0900) (L.D. 1257) - An Act to
Provide Medicaid-reimbursable Mental
Health Services to Families with
Infants and Toddlers
(H.P. 0905) (L.D. 1262) - An Act to
Revise the Medical Examiner Act
(H.P. 0972) (L.D. 1350) - An Act
Relating to the Boarding and
Clothing of Foster Care Children
(S.P. 0496) (L.D. 1370) - Resolve,
to Study the Feasibility of
Establishing a Piscataqua River
Basin Compact between Maine and New
Hampshire
(H.P. 1033) (L.D. 1439) - An Act to
Provide a Minimum Level of State
Educational Funding for Schools
(H.P. 1035) (L.D. 1446) - An Act to
Increase Funding for Lobster
Hatcheries
(H.P. 1146) (L.D. 1589) - An Act to
Appropriate Funds for Improved
Juvenile Justice Services (Reported
Pursuant to Resolves of 1987,
Chapter 68)
(S.P. 0570) (L.D. 1598) - An Act to
Make Interim Adjustments and
Establish a Prospective
Reimbursement System for Boarding
Care Facilities Serving Persons with
Mental Retardation
(S.P. 0578) (L.D. 1631) - An Act to
Improve the Availability and
Effectiveness of Youth and Family
Services (Reported Pursuant to
Public Law 1987, Chapter 816, Part
KK, Section 32)
(S.P. 0584) (L.D. 1646) - An Act to
Provide Community-based Support for
Mental Health and Mental Retardation
Clients
(H.P. 1199) (L.D. 1666) - An Act to
Establish the Department of Child
and Family Services

(H.P. 1226) (L.D. 1698) - An Act to Create the Maine Family Development Foundation
(S.P. 0607) (L.D. 1701) - Resolve, to Create the Commission to Study the Establishment of a State and Tribal Partnership to Encourage Economic Development

Banking and Insurance (H.P. 0952) (L.D. 1320) - An Act to Create a State Fund to Provide Workers' Compensation Insurance Coverage to Employers

Energy & Natural Resources (H.P. 1249) (L.D. 1747) - An Act to Protect the Public from Unsafe Industrial and Commercial Facilities

State and Local Government (H.P. 1250) (L.D. 1748) - An Act to Amend the Procedure for Approval of the Lincoln County Budget

Taxation (H.P. 0499) (L.D. 679) - An Act to Amend the School Finance Law

Transportation (H.P. 0876) (L.D. 1219) - An Act to Provide Access to Camps
(S.P. 0665) (L.D. 1778) - An Act to Encourage Air Transportation to Designated Locations in Maine

Tabled and Unassigned (H.P. 0164) (L.D. 229) - An Act to Annex Township 4, Range 3 WELS to the Town of Island Falls
(H.P. 0438) (L.D. 603) - An Act to Extend the Exemption for Sales Tax for Certain Instrumentalities of Interstate or Foreign Commerce
(H.P. 0857) (L.D. 1189) - An Act to Transfer Jurisdiction over County Jails from County Government to the Department of Corrections
(S.P. 0459) (L.D. 1244) - An Act Relating to School Construction

Was read and passed and sent up for concurrence.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

The following item appearing on Supplement No. 89 was taken up out of order by unanimous consent.

Committee of Conference

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on: RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for 4-Year Terms for Senators and Representatives (H.P. 808) (L.D. 1120) have had the same under consideration and ask leave to report:

That they are unable to agree.

(Signed) President PRAY of Penobscot, Senator DUTREMBLE of York, Senator CAHILL of Sagadahoc - of the Senate.

Representative MAHANY of Easton, Representative MAYO of Thomaston, Representative ANDERSON of Woodland - of the House.

Came from the Senate with the Committee of Conference Report read and accepted.

Was read and the Committee of Conference Report was accepted in concurrence.

The following item appearing on Supplement No. 90 was taken up out of order by unanimous consent.

PASSED TO BE ENACTED

An Act to Improve Compliance with Truck Weight Limits (H.P. 36) (L.D. 36) (S. "B" S-242 to C. "A" H-277)

Was 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.

The following item appearing on Supplement No. 91 was taken up out of order by unanimous consent.

COMMUNICATIONS

The following Communication:

STATE OF MAINE

ONE HUNDRED AND FOURTEENTH LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

July 1, 1989

The Honorable John L. Martin

Speaker of the House

114th Legislature

Dear Speaker Martin:

We are pleased to report that all business which was placed before the Committee on Appropriations and Financial Affairs during the First Regular Session of the 114th Legislature has been completed. The breakdown of bills referred to our committee follows:

Total number of bills received	219
Unanimous reports	194
Leave to Withdraw	68
Ought to Pass	9
Ought Not to Pass	46
Ought to Pass as Amended	68
Ought to Pass in New Draft	0
Re-referrals	3
Divided reports	6
Carry Overs	19

Respectfully submitted,

S/Michael D. Pearson

S/Donald V. Carter

Senate Chair

House Chair

Was read and ordered placed on file.

The following item appearing on Supplement No. 75 was taken up out of order by unanimous consent.

Committee of Conference

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on: Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$49,500,000 for Construction and Renovation of Correctional Facilities" (S.P. 608) (L.D. 1702) have had the same under consideration and ask leave to report:

That they are unable to agree

(Signed) Representative MAYO of Thomaston, Speaker MARTIN of Eagle Lake and Representative FARREN of Cherryfield - of the House.

President PRAY of Penobscot, Senator BUSTIN of Kennebec and Senator PERKINS of Hancock - of the Senate.

Report was read the Committee of Conference Report was accepted.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

(Off Record Remarks)

(At Ease)

The House was called to order by the Speaker.

The following item appearing on Supplement No. 53 was taken up out of order by unanimous consent.

PASSED TO BE ENACTED

An Act Establishing the Affordable Housing Partnership Act of 1989 (H.P. 1269) (L.D. 1765) (S. "A" S-430 and H. "A" H-705)

Was 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.

The following item appearing on Supplement No. 93 was taken up out of order by unanimous consent.

**PAPER FROM THE SENATE
Non-Concurrent Matter**

An Act to Improve Ferry Service to Matinicus Isle (S.P. 166) (L.D. 323) which was Passed to be Enacted in the House on April 10, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-24)

Came from the Senate, the Bill and accompanying papers Indefinitely Postponed in non-concurrence.

On motion of Representative Skoglund of St. George, the House voted to recede from passage to be enacted.

On motion of the same Representative, the House voted to recede from passage to be engrossed.

The same Representative offered House Amendment "B" (H-715) to Committee Amendment "A" (S-24) and moved its adoption.

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

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

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

The following item appearing on Supplement No. 95 was taken up out of order by unanimous consent.

**PAPER FROM THE SENATE
Ought to Pass as Amended**

Report of the Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as Amended by Committee Amendment "A" (S-445) on Bill "An Act Making Appropriations from the General Fund for the Expenditures of State Government for the Fiscal Years Ending June 30, 1990, and June 30, 1991" (EMERGENCY) (S.P. 284) (L.D. 730)

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (S-445) as amended by Senate Amendment "A" (S-446) thereto.

Report was read and accepted, the Bill read once. Committee Amendment "A" (S-445) was read by the Clerk.

Senate Amendment "A" (S-446) to Committee Amendment "A" (S-445) was read by the Clerk and adopted.

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

Under suspension of the rules, the Bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" as amended by Senate Amendment "A" thereto in non-concurrence and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

The following items appearing on Supplement No. 86 were taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act to Provide Funding for and to Amend Laws Governing the Maine Human Services Council (H.P. 1185) (L.D. 1640) (H. "A" H-718 to C. "A" H-706)

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. 108 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 to Provide Funding for Volunteer Literacy Services for Maine Citizens (S.P. 545) (L.D. 1516) (C. "A" S-443)

An Act Regarding Historical Markers (S.P. 521) (L.D. 1428) (C. "A" S-444)

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.

The following item appearing on Supplement No. 83 was taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act to Clarify the Borrowing Authority of the University of Maine System (H.P. 1047) (L.D. 1458) (C. "A" H-714)

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. 102 voted in favor of the same and 5 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

(Off Record Remarks)

(At Ease)

The House was called to order by the Speaker.

The following item appearing on Supplement No. 97 was taken up out of order by unanimous consent.

PAPER FROM THE SENATE

Ought to Pass

Report of the Committee on Labor reporting "Ought to Pass" on 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 with the Report read and the Bill and accompanying papers indefinitely postponed.

Report was read and the Bill and accompanying papers were indefinitely postponed in concurrence.

The following item appearing on Supplement No. 96 was taken up out of order by unanimous consent.

PASSED TO BE ENACTED

Emergency Measure

An Act Making Appropriations from the General Fund for the Expenditures of State Government for the Fiscal Years Ending June 30, 1990, and June 30, 1991,

and Changing Certain Provisions of the Law Necessary for the Proper Operation of State Government (S.P. 284) (L.D. 730) (S. "A" S-446 to C. "A" S-445)

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. 103 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.

The following item appearing on Supplement No. 98 was taken up out of order by unanimous consent.

PAPER FROM THE SENATE
Divided Report

Majority Report of the Committee on State and Local Government reporting "Ought Not to Pass" on Bill "An Act to Reorganize the Duties of the Board of the Maine Children's Trust Fund" (S.P. 302) (L.D. 800)

Signed:

Senator: ESTY of Cumberland

Representatives: LARRIVEE of Gorham

ROTONDI of Athens

DAGGETT of Augusta

WENTWORTH of Wells

HEESCHEN of Wilton

JOSEPH of Waterville

Minority Report of the same Committee reporting "Ought to Pass" as amended by Committee Amendment "A" (S-214) on same Bill.

Signed:

Senators: BERUBE of Androscoggin

CARPENTER of York

Representatives: BEGLEY of Waldoboro

HANLEY of Paris

MCCORMICK of Rockport

Came from the Senate with the Minority "Ought to Pass" as amended Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (S-214)

Reports were read.

Representative Joseph of Waterville moved that the House accept the Majority "Ought Not to Pass" Report.

The SPEAKER: The Chair recognizes the Representative from Yarmouth, Representative Foss.

Representative FOSS: Mr. Speaker, Men and Women of the House: I hope that we will defeat the pending motion so we can move to recede and concur.

Contrary to the heavy lobbying of this bill, it has been on the Senate's Unassigned Table for several weeks. Including having an executive director for the Children's Trust Fund in the halls of the Capitol for weeks. L.D. 800 which is before us today (and I cosponsored it with Senator Berube) is intended to enhance the goal of providing prevention dollars for children who are at risk of abuse. Those of us who have worked hard behind the scenes to kill this bill seemed more concerned with protecting the employment of the director rather than ensuring as much money as possible for helping children. I would like to document for you the facts surrounding the Children's Trust Fund. I believe the citizens of Maine should know what has happened to all the money they contributed through the checkoff on their income tax to prevent child abuse.

In fiscal year, 1988, the Children's Trust Fund expended \$69,936. Of that amount, 92 percent or \$64,555 was used to administer the fund. Only 8 percent, \$5,381 was used for grants. Included in the expenditure side was a \$15,000 advertising campaign.

You will hear arguments that the Children's Trust Fund distributed more grant money than I have

indicated but it is because the Department of Human Services receives about \$90,000 annually from a federal grant and allocated about half of this to the Children's Trust Fund for dissemination. In other words, this grant money would be available with or without the Children's Trust Fund and the Children's Trust Fund is simply a conduit for dispensing that money. The Department of Human Services already has the grant review expertise to allocate these funds.

In my opinion, the cost of administering the Children's Trust Fund is unacceptably high. Not very much of the checkoff ever gets translated into direct services to help children at the risk of abuse. Therefore, the Minority Report which passed in the other body stipulates a ceiling of 15 percent of the total income for administration and operating costs. The Minority Report also preserves an advisory board to develop RFP's for providing grant money and to monitor and evaluate programs funded by the board.

In 1986, the legislature revised the original Children's Trust Fund law to include an emphasis on a public/private partnership. Specifically the fund was charged with acquiring contributions from private sources. To date, actual cash revenues were \$1,094 in fiscal year '88 and a projected \$2,000 in FY'89, not a tremendous success. The board did receive in-kind contributions from Key Bank of \$15,000 and H&R Block for \$28,000, who advised their clients of this fund. One wonders if these in kind were more valuable as corporate tax deductions than as motivation for increased giving to the Children's Trust Fund.

The numbers are very clear, the citizens of this state who are generous enough to check off on their income tax forms as a contribution to the effort to prevent child abuse should be aware of how their dollars have been expended. I am hopeful that you will agree with me and limit the amount that can be spent for administration.

I urge you to defeat the motion before you so we can recede and concur with the other body. The citizens of Maine deserve this accountability. Mr. Speaker, I request a roll call.

The SPEAKER: The Chair recognizes the Representative from Cape Elizabeth, Representative Webster.

Representative WEBSTER: Mr. Speaker, Ladies and Gentlemen of the House: I am pleased to be a cosponsor of this bill and I hope that we can reject the Majority Report and then accept the Minority Report.

The Children's Trust Fund was established in legislation that was introduced by the former Majority Leader, Representative Diamond of Bangor. There have been difficulties in ensuring that the monies that are contributed to the trust fund through the checkoff actually go to provide child abuse prevention services. I am very convinced that the only way we can ensure that that will be able to happen is to enact this legislation and prevent the enormous amounts of money going to administer the fund, making sure that the monies can go to the programs that they were designed to.

The SPEAKER: The Chair recognizes the Representative from Waterville, Representative Joseph.

Representative JOSEPH: Mr. Speaker, Ladies and Gentlemen of the House: Briefly, this bill has been set aside as you heard but the Children's Trust Fund is very valuable as you also heard. This bill recommends that the Children's Trust Fund would be administered through the Department of Human Services. We believe as well as the Board of Directors of the Children's Trust Fund that they have heard the message and the concerns of those of us who

want to ensure that all the monies that are checked off by the taxpayers of the state are used in developing programs. We must keep in mind, however, that this program is only 3 years old and it is not unusual in its infancy that this high percentage that you are hearing about for administrative costs would occur. We believe that as they have encouraged Key Bank and H&R Block to participate in those programs that they will continue to encourage others. I believe this probably was propheticized as we looked at a Maine Children's Development Foundation, thinking that the trust fund may be folded into that legislation that is now being held over in the Appropriations Committee.

I would urge you to support the Majority "Ought Not to Pass" Report.

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 Chair recognizes the Representative from Augusta, Representative Daggett.

Representative DAGGETT: Mr. Speaker, Ladies and Gentlemen of the House: I hope that you will accept the Majority "Ought Not to Pass" Report. As amended, the bill would render it almost impossible for the Maine Children's Trust Fund to continue to operate. There would be mandated amounts for administration and placement in the trust fund so that the amount left for the Children's Trust Fund to operate would simply decimate it. This is the only organization now providing primary prevention in the State of Maine and as such is extremely important.

As Representative Joseph mentioned, the trust fund has only operated for 3 short years. I would simply ask, is this an adequate amount of time to determine the adequacy of the program? I would also mention that the trust fund is up for review by Audit and Review within the next few years which would be an appropriate time to take a look at this program in a comprehensive manner.

The SPEAKER: The pending question before the House is the motion of Representative Joseph of Waterville that the House accept the Majority "Ought Not to Pass" Report. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 157

YEA - Adams, Aliberti, Ault, Bell, Boutilier, Brewer, Burke, Cahill, M.; Carroll, D.; Carter, Cathcart, Coles, Crowley, Daggett, Erwin, P.; Farnsworth, Gwadosky, Heesch, Hickey, Hoglund, Holt, Jacques, Joseph, Kilkelly, Larrivee, Lawrence, Macomber, Mahany, Marston, Martin, H.; Mayo, McGowan, Melendy, Michaud, Mills, Nadeau, G. R.; Norton, O'Dea, Pederson, Priest, Rand, Rotondi, Rydell, Simpson, Skoglund, Smith, Stevens, P.; Swazey, Telow, Walker, Wentworth, The Speaker.

NAY - Aikman, Bailey, Begley, Butland, Curran, Donald, Farnum, Farren, Foss, Foster, Garland, Greenlaw, Hastings, Hutchins, Lebowitz, Look, MacBride, Marsano, McCormick, Merrill, Paradis, E.; Pendleton, Pines, Reed, Richards, Stevens, A.; Stevenson, Strout, B.; Webster, M..

ABSENT - Allen, Anderson, Anthony, Carroll, J.; Cashman, Chonko, Clark, H.; Clark, M.; Conley, Constantine, Cote, Dellert, Dexter, DiPietro, Dore, Duffy, Dutremble, L.; Gould, R. A.; Graham, Gurney, Hale, Handy, Hanley, Hepburn, Hichborn, Higgins, Hussey, Jackson, Jalbert, Ketover, LaPointe, Libby,

Lisnik, Lord, Luther, Manning, Marsh, McHenry, McKeen, McPherson, McSweeney, Mitchell, Moholland, Murphy, Nadeau, G. G.; Nutting, O'Gara, Oliver, Paradis, J.; Paradis, P.; Parent, Paul, Pineau, Plourde, Pouliot, Richard, Ridley, Rolde, Ruhlin, Seavey, Sheltra, Sherburne, Small, Strout, D.; Tammaro, Tardy, Townsend, Tracy, Tupper, Whitcomb.

Yes, 52; No, 29; Absent, 70; Paired, 0; Excused, 0.

52 having voted in the affirmative, 29 in the negative, with 70 being absent, the motion did prevail. Sent up for concurrence.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

The following item appearing on Supplement No. 99 was taken up out of order by unanimous consent.

PAPER FROM THE SENATE

Non-Concurrent Matter

Bill "An Act Relating to Collision Damage Waivers for Rented Motor Vehicles" (H.P. 149) (L.D. 201) which was passed to be engrossed as amended by Committee Amendment "A" (H-242) in the House on May 24, 1989.

Came from the Senate with the Bill and accompanying papers indefinitely postponed in non-concurrence.

Subsequently, the Bill and all accompanying papers were indefinitely postponed in concurrence.

The following items were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

An Act Relating to the Maine Correctional Advisory Commission (Emergency) (S.P. 60) (L.D. 43) which was Passed to be Enacted in the House on May 3, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-52) as amended by Senate Amendment "A" (S-58) thereto)

Came from the Senate, the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

Recommitted to the Committee on Appropriations and Financial Affairs in concurrence.

Non-Concurrent Matter

An Act to Improve Indoor Air Quality Through Accurate Testing and Effective Reduction of Radon Levels in Buildings (H.P. 655) (L.D. 889) which was Passed to be Enacted in the House on May 5, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-111))

Came from the Senate, the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

Recommitted to the Committee on Appropriations and Financial Affairs in concurrence.

Non-Concurrent Matter

An Act to Provide Adjustments in the Educational Funding Formula (H.P. 836) (L.D. 1168) which was Passed to be Enacted in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-437))

Came from the Senate, the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

Recommitted to the Committee on Appropriations and Financial Affairs in concurrence.

Non-Concurrent Matter

An Act to Revise the Medical Examiner Act (H.P. 905) (L.D. 1262) which was Passed to be Enacted in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-584)

Came from the Senate, the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

Recommitted to the Committee on Appropriations and Financial Affairs in concurrence.

Non-Concurrent Matter

Resolve, to Study the Feasibility of Establishing a Piscataqua River Basin Compact between Maine and New Hampshire (S.P. 496) (L.D. 1370) which was Finally Passed in the House on June 14, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-185) as amended by Senate Amendment "A" (S-244) thereto)

Came from the Senate, the Resolve and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

Recommitted to the Committee on Appropriations and Financial Affairs in concurrence.

The following items were taken up out of order by unanimous consent:

Non-Concurrent Matter

An Act To Provide Respite Care for Care Givers of Diagnosed Victims of Alzheimer's Disease (S.P. 248) (L.D. 578) which was Passed to be Enacted in the House on May 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-108)

Came from the Senate, the Bill and accompanying papers recommitted to the Committee on Appropriations and Financial Affairs in non-concurrence.

Recommitted to the Committee on Appropriations and Financial Affairs in concurrence.

Non-Concurrent Matter

Resolve, to Create the Commission to Study the Establishment of a State and Tribal Partnership to Encourage Economic Development (S.P. 607) (L.D. 1701) which was Finally Passed in the House on June 19, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (S-294)

Came from the Senate, the Resolve and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

Recommitted to the Committee on Appropriations and Financial Affairs in concurrence.

Non-Concurrent Matter

An Act to Provide a Minimum Level of State Educational Funding for Schools (H.P. 1033) (L.D. 1439) which was Passed to be Enacted in the House on June 16, 1989. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-517)

Came from the Senate, the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

Recommitted to the Committee on Appropriations and Financial Affairs in concurrence.

The following item was taken up out of order by unanimous consent:

PAPER FROM THE SENATE

Non-Concurrent Matter

Bill "An Act to Increase the Office of Advocacy" (H.P. 1177) (L.D. 1632) (C. "A" H-717) on which the Bill and accompanying papers were indefinitely postponed in the House on July 1, 1989.

Came from the Senate with that Body having adhered to its previous action whereby the Bill was passed to be engrossed as amended by Committee Amendment "A" (H-717) in non-concurrence.

The House voted to Adhere.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

The following item appearing on Supplement No. 94 was taken up out of order by unanimous consent.

PASSED TO BE ENACTED

An Act to Improve Ferry Service to Matinicus Isle (S.P. 166) (L.D. 323) (H. "B" H-715 to C. "A" S-24)

Was 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.

The following items appearing on Supplement No. 92 were taken up out of order by unanimous consent.

COMMUNICATIONS

The following Communication: (S.P. 667)

**COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS
ONE HUNDRED AND FOURTEENTH LEGISLATURE**

July 1, 1989

Honorable Charles P. Pray

President of the Senate

114th Maine Legislature

Augusta, Maine 04333

Dear President Pray:

This is to advise that the following bills which were referred to the Committee on Appropriations and Financial Affairs for the 114th First Regular Session have been heard in Public Hearing and are now being reported out from this Committee as "Leave to Withdraw".

LD 47	Bill "An Act to Expand the Head Start
SP 64	Preschool Opportunities in Maine
LD 865	Bill "An Act to Provide Case Management
SP 328	Services for Children in Need of Treatment"
LD 997	Bill "An Act to Increase and Enhance Access
SP 373	to Home Care"
LD 1041	Bill "An Act to Provide Coordinating
SP 397	Services to Emotionally Handicapped Children and Their Families"
LD 1128	Bill "An Act to Appropriate Funds for the
SP 417	Home-based Care Program"
LD 1136	Bill "An Act to Continue Pregnancy-related
SP 425	Services"
LD 1194	Bill "An Act to Improve Family Communication
SP 411	with Adolescents"
LD 1224	Resolve, to Ensure Accessible Mental Health
SP 452	Services To Deaf Children and Adults
LD 1240	Bill "An Act to Sustain and Enhance
SP 455	Children's Mental Health Services"
LD 1249	Bill "An Act to Provide Additional Funding

SP 464 for the Overboard Discharge Assistance Program and the Overboard Discharge Replacement Program"

LD 1330 Bill "An Act to Increase the Percentage of State Payment for Accident and Sickness or Health Insurance for Retired Teachers"

SP 488

LD 1369 Bill "An Act to Increase the Standard of Need for Aid to Families with Dependent Children"

SP 495

LD 1371 Bill "An Act to Improve Foster Care in the State"

SP 497

LD 1376 Bill "An Act to Provide Funding for Transitional Living Programs"

SP 502

LD 1520 Bill "An Act to Require that All Surplus Money be Applied to Property Tax Relief"

SP 549

LD 1560 Bill "An Act to Create the Position of Liquor Enforcement Officer in Washington County"

SP 557

LD 1599 Bill "An Act to Establish and Maintain a Comprehensive School Health Education Demonstration Program"

SP 571

LD 1714 Bill "An Act to Include Tourism Information Center Employees under the Civil Service Law"

SP 618

LD 1719 Bill "An Act to Increase the Funds Available to the Mental Health Crisis Intervention Service in York County"

SP 622

LD 1732 Bill "An Act to Establish the Maine Outdoors Program"

SP 639

Sincerely,

S/Michael D. Pearson S/Donald V. Carter
Senate Chair House Chair

Came from the Senate, read and with accompanying papers ordered placed on file.

Was read and with accompanying papers ordered placed on file in concurrence.

The Speaker appointed Representative GWADOSKY of Fairfield on the part of the House to inform the Senate that the House had transacted all business before it and was ready to adjourn without day.

Subsequently, Representative GWADOSKY reported that he had delivered the message with which he was charged.

The Chair appointed the following members on the part of the House to wait upon His Excellency, Governor John R. McKernan, Jr., and inform him that the House had transacted all business before it and was ready to receive any communication that he may be pleased to make.

Representative CARTER of Winslow
Representative McGOWAN of Canaan
Representative CARROLL of Gray
Representative FOSTER of Ellsworth
Representative FOSS of Yarmouth
Representative MAYO of Thomaston
Representative MARSANO of Belfast

Subsequently, Representative Carter for the Committee reported that they had delivered the message with which they were charged, and the Governor was pleased to say that he would attend forthwith.

Whereupon, Governor John R. McKernan entered the Hall of the House amid prolonged applause, the audience rising.

The Governor then addressed the House as follows:
Mr. Speaker and Members of the 114th House of Representatives: Finally. It is really a pleasure

to be able to greet you all as we conclude what I think has been a successful session.

One of the things that you did as a legislature and I signed into law was the abolition of misery gore. The last couple of weeks I think you resurrected it here in Augusta and I just want to commend you on all the long hours that all of you have put in over the last few weeks.

For those of you who still have a little bit of life left in you, I want to just say a few (and I promise, just a few) words about what we have been able to accomplish in the last six months.

Most importantly I think, we kept the faith with the working men and women of this state by promising to return any overcollected income taxes in the form of the windfall and we did it, finally, hopefully. (applause)

We kept the faith with the working men and women of this state by providing meaningful and permanent property tax relief.

We have done all that and we have also been able to pass a landmark comprehensive and aggressive solid waste and recycling bill to protect this state's precious environment. I think when the dust has settled, it will probably be this single piece of legislation for which the 114th Legislature will be praised above all else and it will probably have the biggest impact on this state in our future.

In general, I also want to thank you for your commitment to making higher education, health care and housing more accessible and more affordable for the citizens of this state and also for your concern for the most vulnerable in our society and in our institutions, perhaps as importantly, for your involvement in the process.

In that regard, when you have had time to sleep over the last few weeks, which I know hasn't been much, you probably have been dreaming of the opportunity to spend a little bit of your free time this summer enjoying our state to which you give so much of your time and energy to improving, I want you to know that I hope those dreams are going to come true. I hope that you all have an enjoyable summer.

I want to congratulate you on what I think really has been a successful, if somewhat elongated, First Regular Session of the 114th Legislature.

Have a nice summer. See you back here in a few months. Thank you. (Applause, audience rising)

At the conclusion of the Governor's address, the Governor withdrew amid applause, the audience rising.

At this point, a message came from the Senate borne by Senator BOST informing the House that the Senate had transacted all business before it and was ready to adjourn without day.

The SPEAKER: The Chair recognizes the Representative from Wells, Representative Wentworth.

Representative WENTWORTH: Mr. Speaker and Members of the House: I wish you all a safe ride home and a very happy summer. I now move we stand adjourned sine die.

The SPEAKER: The Representative from Wells, Representative Wentworth, moves that the House adjourn sine die. Is this the pleasure of the House?

The motion prevailed and at 8:45 p.m., Eastern Daylight Saving Time, Saturday, July 1, 1989, the Speaker declared the House adjourned without day.