

# MAINE STATE LEGISLATURE

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

**VOLUME IV**

**FIRST SPECIAL SESSION**  
August 21, 1989 to August 22, 1989  
Index

**FIRST CONFIRMATION SESSION**  
October 30, 1989  
Index

**SECOND CONFIRMATION SESSION**  
December 12, 1989  
Index

**SECOND REGULAR SESSION**  
January 3, 1990 to March 19, 1990

Which was READ and REFERRED to the Committee on ENERGY AND NATURAL RESOURCES.  
Sent down for concurrence.

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

ORDERS

Joint Order

On motion by Senator DILLENBACK of Cumberland the following Joint Order: S.P. 968

ORDERED, the House concurring, that Bill, "An Act Allowing the Yarmouth Water District to Acquire the Assets and Liabilities of the North Yarmouth Water District," H.P. 1665, L.D. 2305, and all its accompanying papers be recalled from the Governor's desk to the Senate.

Which was READ and PASSED.

Sent down for concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Amending the Laws Governing the Maine Environmental Protection Fund" (Emergency) H.P. 1764 L.D. 2432

Comes from the House referred to the Committee on ENERGY AND NATURAL RESOURCES and ORDERED PRINTED.

Which was referred to the Committee on ENERGY AND NATURAL RESOURCES and ORDERED PRINTED, in concurrence.

Off Record Remarks

Senator GAUVREAU of Androscoggin was granted unanimous consent to address the Senate off the Record.

Senator MATTHEWS of Oxford was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

Senate at Ease

Senate called to order by the President.

On motion by Senator GAUVREAU of Androscoggin, ADJOURNED until Thursday, March 15, 1990, at 8:30 in the morning.

ONE HUNDRED AND FOURTEENTH MAINE LEGISLATURE  
SECOND REGULAR SESSION  
33rd Legislative Day  
Thursday, March 15, 1990

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

Prayer by Reverend Trueman Bray, Penney Memorial United Baptist Church, Augusta.

The Journal of Wednesday, March 14, 1990, was read and approved.

Quorum call was held.

PAPERS FROM THE SENATE

The following Communication:

Maine State Senate

Augusta, Maine 04333

March 14, 1990

The Honorable John L. Martin

Speaker of the House

114th Legislature

Augusta, Maine 04333

Dear Speaker Martin:

In accordance with Joint Rule 38, please be advised that the Senate today confirmed the following:

Upon the recommendation of the Joint Standing Committee on Energy and Natural Resources:

Toby B. Hammond of Naples for appointment to the Citizens' Forestry Advisory Council.

Charles E. Hewett of South Casco for appointment to the Citizens' Forestry Advisory Council.

Wallace H. Jeffrey of Hampden for appointment to the Citizens' Forestry Advisory Council.

Robert V. Withrow of Dixfield for appointment to the Citizens' Forestry Advisory Council.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

The following Communication:

Maine State Senate

Augusta, Maine 04333

March 14, 1990

The Honorable John L. Martin

Speaker of the House

114th Legislature

Augusta, Maine 04333

Dear Speaker Martin:

In accordance with Joint Rule 38, please be advised that the Senate today confirmed the following:

Upon the recommendation of the Joint Standing Committee on Marine Resources:

Jeffrey Howard Kaelin of Winterport for reappointment to the Marine Resources Advisory Council.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

The following Joint Resolution: (S.P. 961)  
JOINT RESOLUTION EXPRESSING THE SENTIMENT OF THE LEGISLATURE CONCERNING THE CONTINUITY OF ECONOMIC OPPORTUNITY IN REGIONS OF THE STATE AFFECTED BY THE COMBINING OF GEORGIA-PACIFIC CORPORATION AND GREAT NORTHERN NEKOOSA CORPORATION

WHEREAS, Georgia-Pacific Corporation and Great Northern Nekoosa Corporation are major employers in and contributors to the economic vitality of Maine's forest products industry; and

WHEREAS, these corporations are presently engaged in a business combination that will result in the world's largest forest products company, will be the largest landowner in this State and will directly employ approximately 4,500 Maine residents; and

WHEREAS, the economic stability of vast areas of northern and eastern Maine, including 5 communities in which major capital facilities of the combining corporations are located, depends on decisions, plans and agreements presently being developed by or for the corporate officers engaged in combining the economic resources and activities of the 2 corporations; and

WHEREAS, the corporate officers and representatives of Georgia-Pacific Corporation, during the course of a protracted effort to acquire the stock and assets of Great Northern Nekoosa Corporation, represented to the State and the people of Maine their intent to manage, operate, invest in and stabilize the assets of Great Northern Paper Company, a subsidiary of Great Northern Nekoosa Corporation; and

WHEREAS, Mr. A.G. Correll who was recently named president and chief executive officer of Great Northern Nekoosa Corporation, a subsidiary of Georgia-Pacific Corporation, was among the officers of Georgia-Pacific Corporation making those representations; and

WHEREAS, Mr. Correll, following the agreement by Great Northern Nekoosa Corporation to be acquired by Georgia-Pacific Corporation, gives assurance that, "We will do what we said we will do"; and

WHEREAS, the management of Great Northern Paper Company has proposed to its superior corporate officers a strategic business plan calling for \$2,500,000,000 capital investment in the company's facilities in Millinocket and East Millinocket; and

WHEREAS, the Board of Directors of Great Northern Nekoosa Corporation in 1989 voted to adopt certain components of that strategic business plan, including the development of a lightweight coated paper manufacturing facility in Millinocket; and

WHEREAS, the Legislature finds that investment in new capital facilities, such as a lightweight coated paper mill, as well as in modernization of the existing capital facilities of Great Northern Paper Company, are inestimable social and economic value to the people of this State, particularly Penobscot, Piscataquis, Washington and Aroostook counties; and

WHEREAS, it is the desire of the Legislature to ensure the continuity of economic opportunity and security in northern and eastern Maine; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Fourteenth Legislature in the Second Regular Session, respectfully request and urge the Board of Directors of Great Northern Nekoosa Corporation, a subsidiary of Georgia-Pacific Corporation, to adopt any and all parts of the Great Northern Paper Company's strategic business plan, to proceed with the development, construction and operation of a lightweight coated paper facility in the Town of Millinocket, to preserve and revitalize the Pinkham Lumber Company facilities in Ashland and Portage Lake and to honor all representations and commitments made to the people of Maine; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the chief executive officer of Georgia Pacific Corporation and the chief executive officer of Great Northern Nekoosa Corporation.

Came from the Senate, read and adopted.

Was read and adopted in concurrence.

The following Joint Order: (S.P. 968)

ORDERED, the House concurring, that Bill, "An Act Allowing the Yarmouth Water District to Acquire the Assets and Liabilities of the North Yarmouth Water District," H.P. 1665, L.D. 2305, and all its accompanying papers be recalled from the Governor's desk to the Senate.

Came from the Senate, read and passed.

Was read and passed in concurrence.

#### Reported Pursuant to Public Law

Report of the Commission to Evaluate the Adequacy of the Aid to Families with Dependent Children Need and Payment Standards, pursuant to Public Law 1989, Chapter 501, Part S ask leave to submit its findings and to report that the accompanying Resolve, to Direct the Department of Human Services to Develop a Proposal to Adequately Address the Housing Needs of Aid to Families with Dependent Children Recipients (S.P. 962) (L.D. 2429) be referred to the Joint Standing Committee on Housing and Economic Development for public hearing and printed pursuant to Joint Rule 18.

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

Report was read and accepted and the bill referred to the Committee on Human Resources and ordered printed in concurrence.

#### Reported Pursuant to Public Law

Report of the Commission to Evaluate the Adequacy of the Aid to Families with Dependent Children Need and Payment Standards, pursuant to Public Law 1989, Chapter 501, Part S ask leave to submit its findings and to report that the accompanying Bill "An Act to Provide for Annual Increases in the Aid to Families with Dependent Children Standard of Need" (EMERGENCY) (S.P. 963) (L.D. 2430) be referred to the Joint Standing Committee on Appropriations and Financial Affairs for public hearing and printed pursuant to Joint Rule 18.

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

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

#### Reported Pursuant to Public Law

Report of the Commission to Evaluate the Adequacy of the Aid to Families with Dependent Children Need and Payment Standards, pursuant to Public Law 1989, Chapter 501, Part S ask leave to submit its findings and to report that the accompanying Resolve, to Reauthorize the Commission to Evaluate the Adequacy of the Aid to Families with Dependent Children Need and Payment Standards (S.P. 964) (L.D. 2431) be referred to the Joint Standing Committee on Human Resources for public hearing and printed pursuant to Joint Rule 18.

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

Report was read and accepted and the bill referred to the Committee on Human Resources and ordered printed in concurrence.

Was Read and Referred to the Committee on Agriculture in concurrence.

**Non-Concurrent Matter**

Bill "An Act Regarding Municipal Shellfish Regulations" (H.P. 1533) (L.D. 2118) which was passed to be engrossed as amended by Committee Amendment "A" (H-887) in the House on March 9, 1990.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-887) as amended by Senate Amendment "A" (S-579) thereto in non-concurrence.

On motion of Representative Coles of Harpswell, the House voted to recede.

Senate Amendment "A" (S-579) to Committee Amendment "A" (H-887) was read by the Clerk.

On motion of Representative Coles of Harpswell, Senate Amendment "A" to Committee Amendment "A" was indefinitely postponed.

The same Representative offered House Amendment "A" (H-927) to Committee Amendment "A" (H-887) and moved its adoption.

House Amendment "A" (H-927) to Committee Amendment "A" (H-887) was read by the Clerk.

On motion of Representative Coles of Harpswell, tabled pending adoption of House Amendment "A" to Committee Amendment "A" and specially assigned for Friday, March 16, 1990.

**Non-Concurrent Matter**

Bill "An Act to Amend the Maine Human Rights Act with Regard to Housing Discrimination on the Basis of Handicap" (H.P. 1542) (L.D. 2127) which was passed to be engrossed as amended by Committee Amendment "A" (H-868) in the House on March 8, 1990.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-868) as amended by Senate Amendment "A" (S-580) thereto in non-concurrence.

The House voted to recede and concur.

**COMMUNICATIONS**

The following Communication: (S.P. 965)  
114TH MAINE LEGISLATURE  
March 13, 1990

Senator R. Donald Twitchell  
Rep. Robert J. Tardy  
Chairpersons  
Joint Standing Committee on Agriculture  
114th Legislature  
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated the following:

Pursuant to Title 7, MRSA Section 231, Christine C. Vito, Ph.D. of Saco and Stellos M. Tavantzis of Orono for reappointments to the Commission on Biotechnology and Genetic Engineering.

Pursuant to Title 7, MRSA Section 3903, Rachel Leighton of Milbridge and Donald W. Buzzell of Fryeburg for reappointments to the Animal Welfare Board.

These nominations will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

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

Came from the Senate, Read and Referred to the Committee on Agriculture.

The following Communication: (S.P. 966)  
114TH MAINE LEGISLATURE  
March 14, 1990

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

Please be advised that Governor John R. McKernan, Jr. has nominated Edward M. Williams of Cape Elizabeth for appointment to the Higher Education Students Financial Assistance Board.

Pursuant to P.L. 1989, Chapter 598, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.

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

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

Was Read and Referred to the Committee on Education in concurrence.

The following Communication: (S.P. 967)  
114TH MAINE LEGISLATURE  
March 14, 1990

Senator Judy C. Kany  
Rep. Michael H. Michaud  
Chairpersons  
Joint Standing Committee on Energy and Natural Resources  
114th Legislature  
Augusta, Maine 04333  
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Dr. Thomas E. Eastler of Farmington for reappointment to the Low-Level Radioactive Waste Authority.

Pursuant to Title 38, MRSA Section 1511, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

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

Came from the Senate, Read and Referred to the Committee on Energy and Natural Resources.

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

**PETITIONS, BILLS AND RESOLVES  
REQUIRING REFERENCE**

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

**Agriculture**

Bill "An Act to Amend the Laws Concerning the Theft of Blueberries" (H.P. 1757) (L.D. 2434) (Presented by Representative TARDY of Palmyra)

(Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.)  
 Ordered Printed.  
 Sent up for Concurrence.

**Reported Pursuant to Public Law**

Representative CLARK for the Commission to Study the Certificate of Need Law and the Impact of Competitive Market Forces on Ambulatory Health Services, pursuant to Public Law 1989, chapter 588, Part A, section 56 ask leave to submit its findings and to report that the accompanying Bill "An Act to Modify the Applicability of the Certificate of Need Program to Hospitals and to Exempt Certain Hospital Restructuring Activities from the Requirement of Approval by the Maine Health Care Finance Commission" (H.P. 1767) (L.D. 2435) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, and the bill referred to the Committee on Human Resources, ordered printed and sent up for concurrence.

**ORDERS**

On motion of Representative CONLEY of Portland, the following Joint Resolution: (H.P. 1766) (Cosponsors: Representative PARADIS of Augusta, Senator PEARSON of Penobscot, Representative CASHMAN of Old Town) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 35)

**JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES TO ENSURE FAIR TREATMENT OF JOSEPH DOHERTY**

WE, your Memorialists, the Members of the One Hundred and Fourteenth Legislature of the State of Maine, now assembled in the Second Regular Session, most respectfully present and petition the President and the Congress of the United States as follows:

WHEREAS, Joseph Patrick Doherty, a citizen of the Republic of Ireland and of the United Kingdom, was convicted in a special nonjury British Diplock court in 1981 of offenses related to an incident involving the death of a British Army soldier and was sentenced to life imprisonment; and

WHEREAS, Joseph Patrick Doherty escaped from prison and fled to the United States, where he was arrested on June 18, 1983, pursuant to a deportation warrant; and

WHEREAS, Joseph Patrick Doherty has been a prisoner in the federal prison system since June 18, 1983, solely because of extradition proceedings and charges of having illegally entered the United States; and

WHEREAS, on June 28, 1983, the United Kingdom, acting through the United States Department of Justice, requested the extradition of Joseph Patrick Doherty to the United Kingdom; and

WHEREAS, on December 12, 1984, the United States District Court of the Southern District of New York in the action entitled Matter of Doherty (599 F. Supp. 270 (1984)), denied the request for extradition on the ground that the acts for which the British Government sought Joseph Patrick Doherty were within the political offense exception of the then existing extradition treaty between the United States and the United Kingdom; and

WHEREAS, on November 14, 1988, the Board of Immigration Appeals ruled to allow Joseph Patrick Doherty to apply for political asylum in the United States, superseding an earlier order by the Attorney General of the United States ordering Joseph Patrick Doherty deported to the same country, the United

Kingdom, to which his extradition had been previously denied; and

WHEREAS, in so ruling, the Board of Immigration Appeals expressly stated that Joseph Patrick Doherty had submitted sufficient evidence to establish a prima facie claim of a well-founded fear of persecution if returned to the United Kingdom; and

WHEREAS, on June 18, 1989, Joseph Patrick Doherty began his 7th year of federal confinement, despite the fact that he has never been convicted of, or even charged with, a criminal offense in the United States, circumstances which only serve to heighten legitimate concerns about the most fundamental violations of basic due process rights; now, therefore, be it

RESOLVED: That We, your Memorialists, commend the decision of the Board of Immigration Appeals to allow Joseph Patrick Doherty to apply for political asylum in the United States, and express our concern at the decisions of Attorneys General Meese and Thornburgh, which, in ignoring successive decisions in favor of Joseph Patrick Doherty duly rendered by immigration judges and by the Board of Immigration Appeals, raise serious issues of denial of due process; and be it further

RESOLVED: That the President and the Congress take all appropriate action to see that the Attorney General of the United States respect the decision of the Board of Immigration Appeals and permit Joseph Patrick Doherty the hearing ordered by the Board of Immigration Appeals on his claim for political asylum and that Joseph Patrick Doherty's request to be released on bond, pending the final outcome of the immigration proceedings be immediately addressed; and be it further

RESOLVED: That suitable copies of this Memorial, duly authenticated by the Secretary of State, be transmitted to the Honorable George H. W. Bush, President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States, to each Member of the Maine Congressional Delegation, to Attorney General Richard Thornburgh and to Joseph Patrick Doherty.

Was read and adopted and sent up for concurrence.

**REPORTS OF COMMITTEES**

**Unanimous Leave to Withdraw**

Representative DUFFY from the Committee on Taxation on Bill "An Act to Fully Index Maine Income Taxes" (H.P. 1321) (L.D. 1823) reporting "Leave to Withdraw"

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

**CONSENT CALENDAR**

**First Day**

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

(H.P. 1455) (L.D. 2029) Bill "An Act to Include Consideration of the Comparative Environmental Impacts of Energy Production in Utility Proceedings" Committee on Utilities reporting "Ought to Pass" as amended by Committee Amendment "A" (H-925)

(H.P. 1759) (L.D. 2424) Bill "An Act to Amend the Laws Pertaining to the Commission on Biotechnology and Genetic Engineering" Committee on Agriculture reporting "Ought to Pass"

(H.P. 1637) (L.D. 2270) Resolve, Establishing the Commission to Assess the Impact of Increased State Spending on the University of Maine System (EMERGENCY) Committee on Education reporting "Ought to Pass" as amended by Committee Amendment "A" (H-928)

There being no objections, the above items were ordered to appear on the Consent Calendar of Friday, March 16, 1990, under the listing of Second Day.

**CONSENT CALENDAR  
Second Day**

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

(S.P. 923) (L.D. 2332) Bill "An Act to Amend the Minimum Standards for Planting Laws" (C. "A" S-575)

(S.P. 806) (L.D. 2069) Bill "An Act to Allow the Maine State Employees Health Insurance Program to Self-insure Health or Dental Insurance" (C. "A" S-578)

(H.P. 1558) (L.D. 2158) Bill "An Act to Discourage Negative Campaign Practices" (C. "A" H-919)

(H.P. 1655) (L.D. 2291) Bill "An Act to Protect Health Insurance Coverage for Citizens on Jury Duty" (C. "A" H-920)

(H.P. 1724) (L.D. 2383) Bill "An Act to Amend the State Railroad Preservation and Assistance Act" (EMERGENCY) (C. "A" H-921)

(H.P. 1667) (L.D. 2308) Bill "An Act to Deorganize Plantation E in Aroostook County" (EMERGENCY) (C. "A" H-922)

(H.P. 1742) (L.D. 2406) Bill "An Act Regarding Squa Pan Stream" (EMERGENCY) (C. "A" H-924)

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

**PASSED TO BE ENGROSSED  
As Amended**

Bill "An Act to Create an Appeals Procedure for the State Bidding Process" (EMERGENCY) (S.P. 895) (L.D. 2277) (C. "A" S-571; S. "A" S-576)

Bill "An Act to Help Fund County Government" (S.P. 850) (L.D. 2179) (C. "A" S-577)

Were reported by the Committee on Bills in the Second Reading, read the second time, the Senate Papers were Passed to be Engrossed as Amended in concurrence.

**SECOND READER  
Later Today Assigned**

Bill "An Act to Clarify the Governance of Mackworth Island Public Trust Lands" (H.P. 1608) (L.D. 2221) (C. "A" H-909)

Was reported by the Committee on Bills in the Second Reading and read the second time.

On motion of Representative Michaud of East Millinocket, tabled pending passage to be engrossed and later today assigned.

**PASSED TO BE ENGROSSED**

Bill "An Act Regarding Eligibility for Participation in Extracurricular Activities" (EMERGENCY) (H.P. 1676) (L.D. 2318) (C. "A" H-903)

Was reported by the Committee on Bills in the Second Reading, read the second time, the House Paper

was Passed to be Engrossed as Amended and sent up for concurrence.

**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 matter of Unfinished Business:

An Act to Enhance Enforcement of the Driving Under the Influence of Alcohol and Drug Laws (H.P. 814) (L.D. 1126) (H. "A" H-801 to C. "A" H-775) TABLED - March 13, 1990 by Representative GWADOSKY of Fairfield.

PENDING - Passage to be Enacted.

On motion of Representative Gwadosky of Fairfield, retabled pending passage to be enacted and later today assigned.

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

HOUSE DIVIDED REPORT - Majority (9) "Ought to Pass" - Minority (4) "Ought Not to Pass" - Committee on Housing and Economic Development on Bill "An Act to Encourage International Awareness in Maine and Improve International Trade Services to Maine Companies" (H.P. 1578) (L.D. 2185)

TABLED - March 14, 1990 (Till Later Today) by Representative GWADOSKY of Fairfield.

PENDING - Acceptance of Either Report.

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

Representative NADEAU: Mr. Speaker, Ladies and Gentlemen of the House: I move that the House accept the Majority "Ought to Pass" Report.

I just want to explain a little bit about how this bill got here and sort of outline for you that it is involved in a broader context, if you will, relative to some of the work going on in the Housing and Economic Development Committee. After that explanation, so that my colleagues on the committee, specifically Representative Bailey who is the sponsor of the bill, (I should say of a competing measure) and involved in some conversations with us and the Commissioner of the Department of Economic and Community Development to see if we can work out some "middle ground."

Following this explanation, I am going to ask the Representative from Fairfield, Representative Gwadosky, to table it Unassigned pending the work that we are doing in committee in attempting to finalize some sort of resolution.

I did want to make it clear just to give you some understanding of what is going on, because in this legislature right now there is an awful lot going on (to say the least) and it is sort of difficult to keep track of everything.

We have been involved in a review of the Department of Economic and Community Development as a result of a requirement in statute that we review them after they have submitted their annual report. During that process, as is the case with these reviews, a number of issues have come up. This particular proposal is a bill of mine to set up the Maine World Trade Association as sort of a semi-quasi governmental entity, very similar to something like the Maine Development Foundation. Rather than get into the merits of the bill today and discuss precisely why I think that is a good idea, I think I

will simply say that, for a lot of reasons, I think it is a good idea and something that has a lot of merit.

The committee will continue to work on its overall responsibility with DECD and its review and look at the department in its totality and I hope address this bill, among other proposals, in conjuncture with that and ultimately issue a report to the legislature. I think, based on the budget discussions and the speed of what is going on down there, we'll hopefully have an opportunity to advise the Appropriations Committee as to what we think ought to happen.

I think the committee and this legislature is committed to economic development initiatives in this state, particularly in this period of economic decline when we should be doing nothing less. Of course, we all recognize and realize, due to the budget crisis, that we are all having to take a real hard look at what is going on within these departments. I think it is critical that we look at these issues very carefully, that we ensure the integrity of the programs that must continue are maintained and that we make service delivery of economic development programs as efficient and focused as possible. I think in that general context we don't have very much disagreement but, clearly, there has been some disagreement and discussion as to how we do that, how these programs are implemented, who should be responsible for certain aspects of them and those are the issues that we are attempting to work out in committee. We will do the best we can to do so. If we can't, obviously the jury will decide and we will be back to talk to you. In the form of giving you an update as to where we stand, I thought it would be appropriate to do that at this time.

On motion of Representative Gwadosky of Fairfield, tabled Unassigned pending the motion of Representative Nadeau of Lewiston that the House accept the Majority "Ought to Pass" Report.

**TABLED AND TODAY ASSIGNED**

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

Bill "An Act to Create an Educational Bonus for Affordable Housing" (H.P. 332) (L.D. 451)

TABLED - March 14, 1990 by Representative SWAZEY of Bucksport.

PENDING - Adoption of Committee Amendment "B" (H-908)  
Representative Nadeau of Lewiston moved that L.D. 451 be tabled for two legislative days.

(At Ease)

The House was called to order by the Speaker.

Representative Nadeau withdrew his motion that L.D. 451 be tabled two legislative days.

On further motion of the same Representative, retabled pending adoption of Committee Amendment "B" (H-908) and specially assigned for Friday, March 16, 1990.

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

Resolve, to Create the Commission to Study the Establishment of a State and Tribal Partnership to Encourage Economic Development (EMERGENCY) (S.P. 607) (L.D. 1701) (S. "A" S-558 to C. "B" S-551)

TABLED - March 14, 1990 by Representative GWADOSKY of Fairfield.

PENDING - Final Passage.

On motion of Representative Gwadosky of Fairfield, retabled pending final passage and specially assigned for Friday, March 16, 1990.

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

An Act to Require Prior Notice of the Sale of Gas Stations (S.P. 846) (L.D. 2176) (H. "A" H-892 to C. "A" S-518)

TABLED - March 14, 1990 by Representative GWADOSKY of Fairfield.

PENDING - Passage to be Enacted.

On motion of Representative Gwadosky of Fairfield, retabled pending passage to be enacted and specially assigned for Friday, March 16, 1990.

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

An Act to Correct the Subdivision Laws (H.P. 1357) (L.D. 1874) (C. "A" H-843)

TABLED - March 14, 1990 by Representative GWADOSKY of Fairfield.

PENDING - Passage to be Enacted.

On motion of Representative Gwadosky of Fairfield, retabled pending passage to be enacted and specially assigned for Friday, March 16, 1990.

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

Bill "An Act Related to the State Board of Substance Abuse Counselors" (EMERGENCY) (S.P. 699) (L.D. 1837)

- In House, Passed to be Engrossed as amended by Committee Amendment "A" (S-483) as amended by House Amendment "A" (H-860) thereto and Senate Amendment "A" (S-506) on March 2, 1990.

- In Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-483) as amended by Senate Amendment "A" (S-525) thereto and Senate Amendment "A" (S-506) in non-concurrence.

TABLED - March 14, 1990 by Representative GWADOSKY of Fairfield.

PENDING - Further Consideration.

On motion of Representative Gwadosky of Fairfield, retabled pending further consideration and specially assigned for Friday, March 16, 1990.

**BILL HELD**

An Act to Reform the Juvenile Criminal Justice System (S.P. 541) (L.D. 1512) (H. "B" H-893 to C. "A" S-479)

- In House, Passed to be Enacted.

HELD at the request of Representative ANTHONY of South Portland.

The SPEAKER: This matter has been released to the Senate.

(At Ease)

The House was called to order by the Speaker.

The Chair laid before the House the following matter: An Act to Enhance Enforcement of the Driving Under the Influence of Alcohol and Drug Laws (H.P.



814) (L.D. 1126) (H. "A" H-801 to C. "A" H-775) which was tabled earlier in the day and later today assigned pending passage to be enacted.

On motion of Representative Priest of Brunswick, under suspension of the rules, the House reconsidered its action whereby L.D. 1126 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" (H-775) was adopted.

On motion of the same Representative, under suspension of the rules, the House reconsidered its action whereby House Amendment "A" (H-801) to Committee Amendment "A" (H-775) was adopted.

On motion of the same Representative, House Amendment "A" to Committee Amendment "A" was indefinitely postponed.

The same Representative offered House Amendment "B" (H-930) to Committee Amendment "A" (H-775) and moved its adoption.

House Amendment "B" (H-930) to Committee Amendment "A" (H-775) 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.

On motion of Representative Priest of Brunswick, Adjourned until Friday, March 16, 1990, at twelve o'clock noon.

STATE OF MAINE  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
SECOND REGULAR SESSION  
JOURNAL OF THE SENATE

In Senate Chamber  
Thursday  
March 15, 1990

Senate called to Order by the President.

Prayer by Reverend Robert Hargreaves of St. Mark's Episcopal Church in Augusta.

REVEREND ROBERT HARGREAVES: Let us pray. O God, the source of all wisdom and authority, Your way is just and Your law is truth. We lift up to You the members of this Senate. Guide and support them, we pray, that in all their deliberations, in their speaking and in their listening, they may promote the well-being of all the people of this state and so serve You and discover Your will for the people of Maine, for the kingdom and the power and the glory are Yours, now and forever. Amen.

Reading of the Journal of Wednesday, March 14, 1990

Off Record Remarks

PAPERS FROM THE HOUSE

Non-concurrent Matter

Bill "An Act to Protect Consumer Privacy by Regulating Automated Telephone Solicitations"

H.P. 1421 L.D. 1973  
(C "A" H-835; H "A" H-855)

In Senate, March 6, 1990, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-835) AND HOUSE AMENDMENT "A" (H-855), in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-835) AS AMENDED BY HOUSE AMENDMENT "B" (H-926) thereto, AND HOUSE AMENDMENT "A" (H-855) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

Non-concurrent Matter

HOUSE REPORTS - from the Committee on LEGAL AFFAIRS on Bill "An Act to Establish Mediation for Mobile Home Park Operators and Tenants"

H.P. 1595 L.D. 2212

Majority - Ought Not to Pass.

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-879).

In House, March 8, 1990, the Minority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-879).

In Senate, March 13, 1990, the Majority OUGHT NOT TO PASS Report READ and ACCEPTED in NON-CONCURRENCE.

Comes from the House, that Body ADHERED.

On motion by Senator CLARK of Cumberland, the Senate ADHERED.

The Secretary has so informed the Speaker of the House.

Non-concurrent Matter

An Act to Require Disclosure of Parents' Social Security Numbers at the Time of a Child's Birth and to Amend the Provisions of the Law Concerning Disclosure of Information

S.P. 889 L.D. 2265