

MAINE STATE LEGISLATURE

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

VOLUME V

SECOND REGULAR SESSION
March 20, 1990 to April 14, 1990
Index

HOUSE & SENATE LEGISLATIVE SENTIMENTS
December 7, 1988 to April 14, 1990

ONE HUNDRED AND FOURTEENTH MAINE LEGISLATURE
SECOND REGULAR SESSION
38th Legislative Day
Friday, March 23, 1990

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

Prayer by Reverend Glenn Prescott, Owl's Head Baptist Church.

The Journal of Thursday, March 22, 1990, was read and approved.

Quorum call was held.

PAPERS FROM THE SENATE

The following Joint Order: (S.P. 979)

ORDERED, the House concurring, that the Joint Rules be amended by amending Joint Rule 38 to read:

38. Legislative Confirmation of Gubernatorial Appointments. Upon receipt by the President of the Senate and Speaker of the House of notification from the Governor of the name of a nominee and of the office to which that person is nominated, the President of the Senate and Speaker of the House shall, without delay, forward that notice to the Chairs of the Joint Standing Committee which is charged by law with reviewing nominations to that office and to the 2 partisan staff assistants for nominations.

The joint standing committee shall hold a public hearing on the nomination in Augusta at a time convenient to the public, within 20 30 days from the date of the Governor's notice of the nomination to the President of the Senate and Speaker of the House. The chairs of the committee shall cause to be published in the state paper at least 7 days before the hearing a notice of that hearing, which shall contain the time and place of the hearing, the name of the nominee, the office to which that person has been nominated and a general description of the duties of that office. At the hearing, the committee shall take written or oral testimony which shall be limited to relevant comments and questions regarding the qualifications of the nominee. All testimony taken at the hearing shall be transcribed by mechanical means, and shall be preserved, together with any other relevant data provided the committee at the public hearing, by the committee for at least 6 months after the date of the public hearing. The 2 partisan assistants for nominations shall provide the committee with a written report of their investigations before the committee votes to recommend or deny confirmation.

Within 20 30 days from the date of the Governor's notice of the nomination to the President of the Senate and Speaker of the House, the committee shall recommend confirmation or denial by majority vote of the committee members present and voting. The vote of the committee shall be taken only upon an affirmative motion to recommend confirmation of the nominee, and a tie vote of the committee shall be considered a recommendation of denial. The committee vote shall be by the yeas and nays. The chairs of the committee shall send written notices of the committee's recommendation to the President of the Senate. Within 45 days from the date of the Governor's notification of the nomination to the President of the Senate and the Speaker of the House, the Senate shall review the recommendation of the committee on the nomination, and, after review, shall vote by the yeas and nays on that recommendation.

After vote by the Senate, the committee's recommendation shall become final action of confirmation or denial unless the Senate by a vote of 2/3 of those members present and voting overrides the

committee's recommendation. If the committee recommends to deny confirmation, and the Senate votes, by a vote of 2/3 or greater of those members present and voting, to override the committee's recommendation, the nomination shall be deemed confirmed. Following Senate confirmation or denial, notice of the action taken shall be given to the Speaker of the House.

Once the Governor withdraws a nomination at any time prior to the Senate vote, by sending a written notice of withdrawal to the President of the Senate, the Legislature shall take no further action on that nomination.

Came from the Senate, read and passed.

Was read.

On motion of Representative Ruhlin of Brewer, tabled pending passage in concurrence and specially assigned for Monday, March 26, 1990.

The following Joint Order: (S.P. 980)

ORDERED, the House concurring, that Bill, "An Act to Regulate the Handling of Manure," H.P. 1575, L.D. 2182, and all its accompanying papers be recalled from the Engrossing Department to the Senate.

Came from the Senate, read and passed.

Was read and passed in concurrence.

The following Joint Order: (S.P. 981)

ORDERED, the House concurring, that Bill, "An Act to Deorganize Plantation E in Aroostook County," H.P. 1667, L.D. 2308, and all its accompanying papers be recalled from the Engrossing Department to the Senate.

Came from the Senate, read and passed.

Was read and passed in concurrence.

Unanimous Leave to Withdraw

Report of the Committee on State and Local Government reporting "Leave to Withdraw" on Bill "An Act to Establish an Office of Substance Abuse Policy within the Executive Department" (S.P. 935) (L.D. 2366)

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

Ought to Pass as Amended

Report of the Committee on Banking and Insurance reporting "Ought to Pass" as Amended by Committee Amendment "A" (S-588) on Bill "An Act to Amend the Financial Responsibility Law Pertaining to Motor Vehicles" (S.P. 849) (L.D. 2178)

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (S-588) as amended by Senate Amendment "A" (S-598) thereto.

Report was read and accepted, the Bill read once.

Committee Amendment "A" (S-588) was read by the Clerk.

Senate Amendment "A" (S-598) to Committee Amendment "A" (S-588) was read by the Clerk and adopted.

Committee Amendment "A" as amended by Senate Amendment "A" thereto was adopted and the Bill assigned for second reading Monday, March 26, 1990.

Ought to Pass as Amended

Report of the Committee on Education reporting "Ought to Pass" as Amended by Committee Amendment "A" (S-592) on Bill "An Act Relating to Services to

Infants and Young Children, Ages 0 through 5, Who Are Handicapped or at Risk for Developmental Delay" (S.P. 805) (L.D. 2068)

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (S-592) as amended by Senate Amendment "A" (S-595) thereto.

Report was read and accepted, the Bill read once.

Committee Amendment "A" (S-592) was read by the Clerk.

Senate Amendment "A" (S-595) to Committee Amendment "A" (S-592) was read by the Clerk and adopted.

Committee Amendment "A" as amended by Senate Amendment "A" thereto was adopted and the Bill assigned for second reading Monday, March 26, 1990.

Ought to Pass

Report of the Committee on Legal Affairs reporting "Ought to Pass" on Bill "An Act Concerning the Use of Funds Raised by Organizations Operating Games of Chance or Beano" (EMERGENCY) (S.P. 937) (L.D. 2372)

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Senate Amendments "A" (S-596) and "B" (S-597).

Report was read and accepted, the Bill read once.

Senate Amendment "A" (S-596) was read by the Clerk and adopted.

Senate Amendment "B" (S-597) was read by the Clerk and adopted and the Bill assigned for second reading Monday, March 26, 1990.

COMMUNICATIONS

The following Communication: (S.P. 976)

114TH MAINE LEGISLATURE

March 20, 1990

Senator Donald E. Esty, Jr.

Rep. Edward A. McHenry

Chairpersons

Joint Standing Committee on Labor

114th Legislature

Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Pamela Chute of Brewer for appointment as an Alternate Neutral Member of the Maine Labor Relations Board.

Pursuant to Title 26, MRSA Section 968, this nomination will require review by the Joint Standing Committee on Labor 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 Labor.

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

The following Communication: (S.P. 977)

114TH MAINE LEGISLATURE

March 20, 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 Michael W. Aube of Bangor for appointment as a Member of the State Board of Education.

Pursuant to Title 20, MRSA Section 51, 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. 978)

114TH MAINE LEGISLATURE

March 20, 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 David T. Flanagan of Freeport for reappointment, Nancy Masterton of Cape Elizabeth, Owen Wells of Falmouth for appointments, and Cheryl A. Tobias of Augusta for the Student Trustee position on the University of Maine Board of Trustees.

Pursuant to Title 26, MRSA Section 1022, these nominations will require review by the Joint Standing Committee on Education and confirmation by the Senate.

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

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

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

**PETITIONS, BILLS AND RESOLVES
REQUIRING REFERENCE**

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

Energy and Natural Resources

Bill "An Act to Establish an Air Quality Increment Standard for Nitrogen Oxides" (H.P. 1778) (L.D. 2445) (Presented by Representative ANDERSON of Woodland) (Cosponsored by Representative MICHAUD of East Millinocket)

Resolve, Authorizing the Conveyance of Certain Public Lands and the Settlement of a Boundary Line Dispute Involving Public Lands (H.P. 1779) (L.D. 2446) (Presented by Representative GOULD of Greenville) (Cosponsored by President PRAY of Penobscot, Representative JACQUES of Waterville and Representative MERRILL of Dover-Foxcroft)

Ordered Printed.
Sent up for Concurrence.

**REPORTS OF COMMITTEES
Unanimous Ought Not to Pass**

Representative JACQUES from the Committee on Energy and Natural Resources on Bill "An Act Amending the Laws Governing the Maine Environmental Protection Fund" (EMERGENCY) (H.P. 1764) (L.D. 2432) reporting "Ought Not to Pass"

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

Unanimous Leave to Withdraw

Representative SWAZEY from the Committee on Taxation on Bill "An Act to Prohibit Ramps for Disabled People from Adding to Property Tax Valuations" (H.P. 1717) (L.D. 2370) 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:

(S.P. 894) (L.D. 2276) Bill "An Act to Amend the Natural Resources Protection Act" (EMERGENCY) Committee on Energy and Natural Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (S-591)

(H.P. 1645) (L.D. 2278) Bill "An Act to Amend the Definition of Public Way" Committee on Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (H-971)

(H.P. 1639) (L.D. 2272) Bill "An Act to Clarify Eligibility Requirements for the Open Space Land Program" Committee on Taxation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-973)

(H.P. 1692) (L.D. 2342) Bill "An Act to Promote Equity of Opportunity for Women in Administrative Positions in the Public School System" Committee on Education reporting "Ought to Pass" as amended by Committee Amendment "A" (H-974)

There being no objections, the above items were ordered to appear on the Consent Calendar of Monday, March 26, 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. 561) (L.D. 1564) Resolve, Creating the Special Commission to Study and Evaluate the Status of Education Reform in Maine (EMERGENCY) (C. "B" S-593)

(H.P. 1611) (L.D. 2227) Bill "An Act to Amend the Child and Family Services and Child Protection Act" (C. "A" H-952)

(H.P. 1762) (L.D. 2427) Bill "An Act Relating to Periodic Justification of Departments and Agencies of State Government under the Maine Sunset Act" (EMERGENCY) (C. "A" H-960)

(H.P. 1757) (L.D. 2434) Bill "An Act to Amend the Laws Concerning the Theft of Blueberries" (C. "A" H-967)

(H.P. 1729) (L.D. 2388) Bill "An Act to Amend the State's Hazardous Materials and Underground Tank Installer Laws" (EMERGENCY) (C. "A" H-961)

No objections having been noted at the end of the Second Legislative Day, the Senate Paper was Passed to be Engrossed as Amended in concurrence and the

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

(H.P. 1740) (L.D. 2404) Bill "An Act Concerning the Collection of Inspection Fees for Overboard Discharge" (C. "A" H-962)

On motion of Representative Jacques of Waterville, was removed from Consent Calendar, Second Day.

On further motion of the same Representative, tabled pending passage to be engrossed and later today assigned.

SECOND READER

Tabled and Assigned

Bill "An Act to Repeal the Homestead Exemption" (EMERGENCY) (S.P. 829) (L.D. 2137)

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

On motion of Representative Gwadosky of Fairfield, tabled pending passage to be engrossed and specially assigned for Monday, March 26, 1990.

PASSED TO BE ENGROSSED

As Amended

Resolve, to Establish a Model Coordinated Response System for Child Abuse Referrals in Penobscot and Piscataquis Counties (EMERGENCY) (H.P. 1752) (L.D. 2415) (C. "A" H-956)

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

Representative Erwin of Rumford offered House Amendment "A" (H-970) and moved its adoption.

House Amendment "A" (H-970) was read by the Clerk. The SPEAKER PRO TEM: The Chair recognizes the Representative from Rumford, Representative Erwin.

Representative ERWIN: Mr. Speaker, Ladies and Gentlemen of the House: This amendment changes the allocation of funds from the Federal Expenditure Fund to another special revenue fund. This change will ensure that the funds for the coordinated response system will be segregated from other monies in the Federal Expenditure Fund. The amendment will also allow the project funds to be tracked separately, thereby furthering accountability.

Subsequently, House Amendment "A" (H-970) was adopted.

The Resolve was passed to be engrossed as amended by Committee Amendment "A" (H-956) and House Amendment "A" (H-970) and sent up for concurrence.

SECOND READER

Tabled and Assigned

Bill "An Act Relating to Pharmacy Services to Nursing Home Residents" (S.P. 886) (L.D. 2262) (H. "A" H-969 to C. "A" S-586)

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

On motion of Representative Manning of Portland, tabled pending passage to be engrossed and specially assigned for Monday, March 26, 1990.

PASSED TO BE ENACTED

Emergency Measure

An Act to Facilitate Enforcement of Penalties for Desecration of a Cemetery (S.P. 719) (L.D. 1894) (H. "A" H-940 to C. "A" S-560)

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. 114 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker pro tem and sent to the Senate.

PASSED TO BE ENACTED
Emergency Measure

An Act to Require the Public Utilities Commission to Conduct an Analysis of the Comparative Environmental and Economic Impacts of Alternate Energy Resource Plans in Utility Proceedings (H.P. 1455) (L.D. 2029) (C. "A" H-925)

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

The SPEAKER PRO TEM: The Chair recognizes the Representative from Wilton, Representative Heesch.

Representative HEESCHEN: Mr. Speaker, Members of the House: Our energy decisions have more impact on the environment than any other human activity. Yet, we frequently make those decisions with incomplete information and incomplete costs. Any energy project will have both internal costs which we can easily quantify and external costs, environmental costs, societal costs, health costs which are much more difficult to identify or quantify. They are frequently ignored but they are indisputably there.

This bill asks the Public Utilities Commission to analyze implementation of ways to take account of these costs when making energy decisions. Maine will be taking a significant and important step working in this direction and I applaud the Utilities Committee and all the different parties that were involved in putting together this bill.

The SPEAKER PRO TEM: The Chair recognizes the Representative from West Gardiner, Representative Marsh.

Representative MARSH: Mr. Speaker, Ladies and Gentlemen of the House: I would also like to be on record as reading something into the Record on this bill.

We all know that the production and transmission of electricity, which all of us use, is having tremendous impact on the quality of our air, our water and our land. Global warming, nuclear waste, acid rain as well as many other environmental costs have now become household words. Our youth speak knowledgeably about them, even in the lower grades of our schools. Yet, despite the real existence of these costs, when the Public Utilities Commission and Maine's electric utilities choose between energy alternatives, they do not, I repeat they do not, consider these environmental costs in their decisions. They do not base their decisions on the total cost of our power, that is, the economic cost plus the environmental costs. By ignoring environmental costs of our energy choices, we are often being shortsighted in our decisions. We may pay less now but ultimately we or probably our children will pay for the full cost of our shortsighted decisions as we are now doing in cleaning up our rivers.

Consideration of environmental impact and energy decisions and choosing energy sources with the lowest overall costs received broad support when this bill was presented to us in the Utilities Committee. The concept was supported by all three of Maine's privately-owned electric utilities. It was supported by the environmental groups, various health groups, by the PUC and by the Public Advocate. We were told that 18 states are now taking environmental costs of energy decisions into account in one form or another.

The bill before you is a very conservative step forward in this direction. Because of the newness of the concept and the change to the current regulatory practice, it would represent the utilities (and the Public Utilities also agreed) and that the PUC should first analyze this and find out what it would mean for Maine before we went ahead and put it on the backs of the ratepayer. Given the importance of and including the environmental impact of energy and given the facts that the necessary players are ready to proceed with examination of this subject, I would want the Legislative Record to clearly show that we as a Legislature strongly urge that the PUC thoroughly analyze this matter and next session, we as a Legislature, propose comprehensive legislation laying out exactly how the commission will take the environmental impacts of energy decisions into account.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Portland, Representative Adams.

Representative ADAMS: Mr. Speaker, Members of the House: I never thought in my life I would rise on this floor to say that I believe that the Central Maine Power Company had actually had a good idea, but in this case, I do. It is in fact an idea shared by many other utilities that have come before our Public Utilities Committee and many environmental groups and many health groups as the previous two speakers have so well stated. It is not often that you hear any debate regarding bills out of the Utilities Committee, although each item that we consider touches each one of us in a very real way...in our pockets. This is not really a debate today, it is just commentary as this bill tears by us into the law books.

This bill, as has been said, will require the Public Utilities Commission to analyze what it really costs us all to generate our power. These are the externalities referred to in the title. For though we do not see these costs and though we do not get one bill for them at the end of the year, they are real costs and they are really there and they are really paid for by real people, you and I.

This bill will require the Public Utilities Commission through this legislature to look down the long road and this legislature should be very proud that we have taken that road. As has been noted, 18 other states have already done so, we follow them though we are one of the first in New England and we should be proud of that. The next session of the legislature, I hope, and I wish the Record to clearly reflect that hope, that we will be able to actually put into law some wise and comprehensive standards based upon that analysis that the PUC will be doing for us in the meantime. The next session of the legislature, I hope we may all be able to rise once again and say how proud we are (yet again) that a quiet bill coming out of Utilities and continuing on its course and receiving little notice this year will save us big money in the years to come in the matter of how we generate and how we use our power. Thank you Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Lewiston, Representative Handy.

Representative HANDY: Mr. Speaker, I will be very brief this afternoon. The bill that you have before you is a far cry from the original legislation which came before our committee, the Joint Standing Committee on Utilities. This bill today will require the PUC to further evaluate the other impacts, the environmental and economic impacts of electric utility projects. We must keep in mind that we are here only as custodians of our environment. Given that, it is our responsibility to be sure that all

factors are taken into account when any energy project is undertaken by any utility.

I would hope today that you would support enactment of this measure and we look forward for the PUC to come before the 115th Legislature with a comprehensive proposal to assess and analyze the impact of those other factors in electrical generation projects.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 116 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker pro tem and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

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

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. 117 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker pro tem and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

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) (S. "A" S-585)

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. 116 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker pro tem and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

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

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 pro tem and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

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

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 pro tem and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

An Act to Extend the Deadline for the Solicitation of Funds for a Slain Law Enforcement Officers' Memorial (H.P. 1768) (L.D. 2437)

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. 113 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker pro tem and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

An Act to Continue the Driver Education Evaluation Program (S.P. 871) (L.D. 2233) (C. "A" S-584)

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. 114 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker pro tem and sent to the Senate.

FINALLY PASSED

Emergency Measure

Resolve, Concerning Reauthorization of the \$15,000,000 Bond Issue for Sewage Treatment, Water Quality Improvement Facilities and Restoration and Cleanup of Oil Contaminated Ground Water and Well Water (S.P. 941) (L.D. 2379)

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 4 against and accordingly the Resolve was finally passed, signed by the Speaker pro tem and sent to the Senate.

FINALLY PASSED

Emergency Measure

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) (H. "A" H-936 to C. "B" 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. 117 voted in favor of the same and none against and accordingly the Resolve was finally passed, signed by the Speaker pro tem and sent to the Senate.

ENACTOR

Emergency Measure

Tabled and Assigned

Resolve, Establishing the Commission to Assess the Impact of Increased State Spending on the University of Maine System (H.P. 1637) (L.D. 2270) (C. "A" H-928)

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

On motion of Representative Gwadosky of Fairfield, tabled pending final passage and specially assigned for Monday, March 26, 1990.

PASSED TO BE ENACTED

An Act Regarding Certain Resource Protection Zones within Shoreland Zoning Areas (S.P. 765) (L.D. 1990) (C. "A" S-582)

An Act to Clarify the Definition of Earnable Compensation in the Maine State Retirement System Laws (S.P. 908) (L.D. 2311) (C. "A" S-581)

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

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

An Act to Amend the Laws Pertaining to the Commission on Biotechnology and Genetic Engineering (H.P. 1759) (L.D. 2424)

An Act to Promote and Assist Barrier-free Construction in Places of Public Accommodation and Places of Employment (S.P. 733) (L.D. 1932) (C. "A" S-536; S. "B" S-568)

An Act to Encourage Local and Regional Health Planning and Provide Research and Technical Assistance Related to Responsibilities of the Maine Health Policy Advisory Council (S.P. 938) (L.D. 2373) (C. "A" S-583)

An Act Creating an Educational Bonus for Affordable Housing, a Low-income Housing Tax Credit and a Fuel Assistance Reserve Fund (H.P. 332) (L.D. 451) (H. "A" H-939 to C. "B" H-908)

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

ENACTOR

Tabled and Assigned

An Act to Establish the Department of Families and Children (H.P. 1199) (L.D. 1666) (C. "C" H-820)

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

On motion of Representative Gwadosky of Fairfield, tabled pending passage to be enacted and specially assigned for Monday, March 26, 1990.

**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.

HOUSE DIVIDED REPORT - Report "A" (5) "Ought to Pass" as Amended by Committee Amendment "A" (H-964) - Report "B" (4) "Ought to Pass" as Amended by Committee Amendment "B" (H-965) - Report "C" (4) "Ought to Pass" as Amended by Committee Amendment "C" (H-966) - Committee on State and Local Government on Bill "An Act to Reform County Government" (H.P. 1603) (L.D. 2215)

TABLED - March 22, 1990 (Till Later Today) by Representative MAYO of Thomaston.

PENDING - Acceptance of Any Report.

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

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

This bill is the result of a five month intense study to reform county government. I am going to read some facts to you for the Record about our deliberations which represents a unanimous subcommittee report of the State and Local Government.

Recently, the functions of county government in Maine have been under increasing scrutiny. There have been many differences of opinion. If you remember last year, a piece of legislation was submitted to this body to require a referendum throughout the state to abolish county government. We felt that that was extreme. We feel that county government has a place in the structure of Maine government as a third layer of government between the municipalities and the state government. County government has long provided important services to the people of Maine but the increased costs to the taxpayers of the State of Maine to continue these services have prompted this particular discussion on the need for county government and how can we streamline county government, how can we make it more accountable.

I must emphasize to all of you that in these deliberations an effort was made to contact all interested parties of county government, county officials, persons employed by counties, taxpayers and any other interested persons. We spent many hours and we had three very proficient staff persons to staff this committee through this five month study. I am trying to emphasize that this study was very deliberate and very thorough.

We felt that by making the county commissioners the chief executive officers of the county and creating a structure where the seven elected officials would be accountable to those county commissioners, that by creating a business manager called a "clerk" and enhancing the duties of the clerk to require that those persons who serve throughout the state as county sheriffs, have the same qualifications as their deputies or any other law enforcement official in the state and that these would be responsible measures. To remove the legislative delegation from the county budget process and to create a workable model as is presently happening in several counties in our state, we felt was responsible. This is based on the fact that in this time of budget constraints and a tendency to be cost shifting or tax shifting some of the costs of state government to property tax and the fact that county government costs \$43 million throughout this state and 43 percent of those costs are represented by the public safety law enforcement faction, 10 percent by the judiciary, 17 percent by the administration and 30 percent by the administrative support services that we had the responsibility to look at county government.

The trend in county government suggests the county appropriations increased by 128 percent from \$22 million in 1980 to \$51 million in 1989. The portion raised by taxation increased by 155 percent from \$14.5 million to \$37 million. The remainder of those appropriations were raised by reimbursement fees and the like, they increased only 77 percent.

In light of those facts, Report "B" reflects the recommendations made in the original bill. Testifying in favor of this bill were the Maine County Commissioners' Association, the Maine Municipal Association, South Portland City Manager, Waldo County Budget Committee, a Lisbon selectperson, Lincoln County Commissioner, the Kennebec County Sheriff, Bristol selectmen and Cumberland County Commissioners. Therefore, it was supported by an array of persons interested in county government.

I urge your consideration of this report and ask for your support.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Sanford, Representative Hale.

Representative HALE: Mr. Speaker, Ladies and Gentlemen of the House: I urge you to vote against this bill. This bill takes from the people who we represent the right to choose and elect their officials. We came here qualified through the election process. This legislature passed last year for York County -- which is best for York County in the opinion of the delegation of York County -- five commissioners. I don't care what any other county does. I don't live there. If that county delegation wants to run their county and they approve of having a budget committee, if they approve of other things, that is fine. I don't tell them what to do and I certainly don't want them telling me what to do in York County or my delegation.

We stand here saying you are not smart enough (voters out there that elect us) to elect a treasurer. We say you are not smart enough or intelligent enough to choose a sheriff, but they sure were smart enough to send us here. Remember, you are their voice as I am the voice of Sanford.

Representative Nadeau of Saco moved the indefinite postponement of the Bill and all accompanying papers.

Representative Smith of Island Falls requested a roll call vote on the motion to indefinitely postpone.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Gorham, Representative Larrivee.

Representative LARRIVEE: Mr. Speaker, Members of the House: I would urge you to vote against the indefinite postponement. There are three reports on this committee. There are seven items on which all the members of the committee agreed. I would like to have you vote no on the indefinite postponement so that we may consider at least one of the other two reports that are pending.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Bangor, Representative Duffy.

Representative DUFFY: Mr. Speaker, Ladies and Gentlemen of the House: I would like to submit to you that all three of these reports are flawed. I would like to submit to you that this really isn't county reform, it really is, in essence, giving counties and commissioners this total power of governing the counties.

In two of these reports, "A" and "B", they want to appoint by the commissioners the treasurer and the Registrar of Probate. The only way that they can get those people out of office once they appoint them is with cause. I don't think that we want to create a county government that puts people in for life. I think that we probably have got a good system where when the people vote those elective offices, they still have to be responsible to the voter.

In Penobscot County about six years ago, we had a referendum whether or not to have an elected treasurer. By a two to one margin, they wanted an elected treasurer. I find it difficult to go back home and tell them, "Well, the Legislature decided that what you said six years ago doesn't count today, we are just going to appoint them."

I would really urge you to take a look at creating conflicts of interest that will be more difficult to determine between the commissioners and the sheriffs office -- the sheriffs are an elected official, I think the voters can determine whether they are qualified or not. We are asking the sheriffs, within six months after they are elected, to go to training classes but I think the voters themselves can determine whether or not the Sheriff

is qualified. I believe that the voters will turn them out of office if they prove not to be qualified. I think we should look long and hard and vote to indefinitely postpone this bill and all its accompanying papers.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Lisbon, Representative Jalbert.

Representative JALBERT: Mr. Speaker, Ladies and Gentlemen of the House: As I look at this report here, it reminds me of taking your car to the garage and getting three different estimates at three different places. That is just what it amounts to. There is something wrong with the county government but you have got three different estimates of what you are going to do with it.

I can't believe that you can spend five months on a study, as was stated, to study what is wrong with county government and that 13 people couldn't have come up with at least one report.

It needs fixing out there but this is not fair to us. I would like to make a decision here on this. I know there is something wrong out there but to give me three different decisions to make, that is not democracy, that is just saying, let's band-aid the thing. Let's fix it.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Waldoboro, Representative Begley.

Representative BEGLEY: Mr. Speaker, Men and Women of the House: I do rise today as a member of the committee and to encourage you to vote for indefinite postponement. We did come out with three reports. Even though I am on Report "A", I certainly could live with indefinite postponement at this time.

I would like to make a couple of comments about Representative Joseph's comments about some of the people who came to the hearing and spoke. Even those of us on the committee found it a bit confusing when some of the people spoke on the bill because, in the process, they were telling the things they did not like and the things that they wanted changed. I just wanted to be sure and clarify that because, in my own case and in my own county, all three county commissioners -- and I have talked to them many times and even since the hearing -- are definitely opposed to both the "B" and the "C."

I do think it is important to point out when they say that the people came to the hearings that we had a report from all 17 Registrars of Deeds and they were adamantly opposed to being appointed, they wanted to remain in the elective process. In my case and in the county I represent, all three county commissioners want them to be on the ballot. In fact, they continually say to me, let's keep the people on the ballot, let's keep the names there and have them go out to election, as many as possible. So, I am sorry that we came out with three reports but, as a member of the committee, I do encourage you to support the indefinite postponement motion of Representative Nadeau.

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

Representative WENTWORTH: Mr. Speaker and Members of the House: I agree with Representative Begley, we did come out with three reports. Sometimes you have a study to make improvements, sometimes you have a study to see if you are progressing properly. We found out that, ten years ago when each county had a vote, only one wanted to change their form of government, which was Cumberland. This time, "A" was the Majority Report because we found that in ten years, six counties had progressed and chosen their own form of budget committee. If they are progressing at their own speed and improving their own conditions according to

the requirements of their own county, we felt that was fair and that is why "A" is there. I would urge that you vote unanimously for indefinite postponement.

I ask for a roll call.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Harpswell, Representative Coles.

Representative COLES: Mr. Speaker, point of order -- is the motion to indefinitely postpone for all reports?

The SPEAKER PRO TEM: The Chair would answer in the affirmative.

The Representative may continue.

Representative COLES: Mr. Speaker, Men and Women of the House: I would like to urge that this body not postpone all the reports. Report "A" contains something which I believe is very important. A few years ago, when we required the counties to accept state prisoners that were serving relatively short terms, we also promised that we would send the counties the money to support those prisoners. We sent the money along but we told them they couldn't use it to support the prisoners, they had to segregate it into special accounts and the prisoner support money had to come out of the property tax. All three of these reports contain a provision which would correct that mistake. Report "A" is the only one which does not contain all of the other things that people seem to be objecting to so much.

I would hope that this body would reject the indefinite postponement motion and allow this body to take up Report "A."

The SPEAKER PRO TEM: The Chair recognizes the Representative from Bangor, Representative Duffy.

Representative DUFFY: Mr. Speaker, Ladies and Gentlemen of the House: As I understand it and I will pose a question to the Chairman of Corrections -- I believe they have a bill in corrections which will more generalize community relations money for jails, prisoners and upkeep.

In just a few words before she answers that question, I think one of the things we don't understand about this bill is that the counties already have the right for referendum to change county government, they can do it themselves without a mandate from the Legislature. The budget process of creating a budget committee within the counties -- I know that in Bangor, Maine, the way this bill is set up, there is no guarantee that the counties largest taxpayer would have representation on the budget committee. So, I urge you to indefinitely postpone this bill.

The SPEAKER PRO TEM: Representative Duffy of Bangor has posed a question through the Chair to any member of the committee who may respond if they so desire.

The Chair recognizes the Representative from Rockland, Representative Melendy.

Representative MELENDY: Mr. Speaker, Men and Women of the House: In answer to what is happening, this bill, in essence, would gut what we did in L.D. 723, which this House passed unanimously and which the counties were in support of.

Currently, what is happening is the monies are being given to the counties by the state for the support of the prisoners and they did not have enough flexibility with how they were spending those monies. So, the agreement that came with L.D. 723 is that the counties could use up to 70 percent of the monies in any fashion that they needed to and that 30 percent was going to be set aside for those counties to use. Each county, of course, would have their allotted amount where 10 percent would be spent for juvenile programs within the communities and 20 percent would be for the adult programs within the

communities. This bill here is a bill that was going to be very effective. In essence, this particular piece of legislation before us would gut what was hard work on our committee. I, too, would support the indefinite postponement at this time.

Mr. Speaker, may I pose a question?

My question is, is there any amendment before us that addresses just the seven points where that committee was in 100 percent support of?

The SPEAKER PRO TEM: Representative Melendy of Rockland has posed a question through the Chair to any member who may respond if they so desire.

The Chair recognizes the Representative from Augusta, Representative Daggett.

Representative DAGGETT: Mr. Speaker, Men and Women of the House: In response to Representative Melendy's question, yes, there is one report which addresses the seven items which all committee members were in agreement on and that is Report "A."

As a person that was on that report, I would like to concur with the Representative from Saco's proposal to indefinitely postpone the entire bill. Most of the changes that the committee was in agreement to were some technical items and not real substantive issues. I think the kind of debate that we are hearing today and the kind of comments that are coming from people here are indicative of the problems in trying to create one particular way of running county government and applying it to each county. The counties are somewhat individual, some are rural and some are more urban, and it is very difficult to find a one size fits all. I think that is the problem that we are running into here and that is the problem the committee had difficulty dealing with. So, I would urge support of the pending motion.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Biddeford, Representative Sheltra.

Representative SHELTRA: Mr. Speaker, Ladies and Gentlemen of the House: I feel that each county is unique unto itself. As it stands now, we know for sure that Aroostook County formulated its own budget committee. Waldo County did the same, likewise they formulated their own budget committee. Why should we at this point in time be mandated into doing something that perhaps might not apply to our particular counties? York County is similarly thinking about having a budget committee. As a matter of fact, before long I feel that we also will have one but I don't think that we have to be told and rushed into a group and mandated that we all have to have to do it likewise. I, too, am for the indefinite postponement of this bill in its entirety.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Harpswell, Representative Coles.

Representative COLES: Mr. Speaker, Men and Women of the House: I appreciate the comments of the Representative from Rockland regarding the reimbursements to county jails. My problem is, while it fulfills 70 percent of our promise, it doesn't fulfill 100 percent of our promise. We are saying to the counties, you must pay for support of prisoners but we will only give you 70 percent of the money we promised you to do that with, the other 30 percent you have to use for other purposes.

I am not fully clear as to why the supporters of Report "A", which seems to me to be largely technical, wish to postpone that report as well. It seems to me that this House would be better off defeating this motion and debating the merits of Report "A" before we make a final decision.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Athens, Representative Rotondi.

Representative ROTONDI: Mr. Speaker, Ladies and Gentlemen of the House: I would urge you to vote to

indefinitely postpone this bill and all its accompanying papers. I, too, was on the Majority Report, Report "A" of the committee, but I am having a change of heart. I have seen a lot more wrong with this bill than I saw at first.

There are a couple of major reasons why I could not go along with Report "B", one being the appointment of the Registrar of Deeds and the appointment of the county treasurer by the county commissioners. I don't believe that appointing those two positions will streamline county government. I don't believe that it will save the taxpayers of that county any money. At least by being elected, they are accountable to the people who elected them, the voting population of each county, and not just three county commissioners. If poor judgment or favoritism is used on the part of the county commissioners, the public has to live with that.

Let me state for the Record that I have always been an avid supporter of the county commissioners and I believe that they are very necessary and I believe that they do a good job. Any of you who know me or who have discussed this subject with me know how I feel. County commissioners have a job to do and this should not be part of it.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Sanford, Representative Paul.

Representative PAUL: Mr. Speaker, Ladies and Gentlemen of the House: You have already heard the good Representative from Sanford, her voice represents one section of Sanford, I happen to represent another section. I agree with the good Representative from Lewiston, Representative Jalbert, that a report has come back to us, not only as one, but as three different reports and I can, in no way, see where I can support any of these three. In looking at the Statement of Fact on each one of these reports, you look at the first seven explanations and they are basically the very same thing with the exception of the "B" Report in paragraphs 9, 10 and 11. It seems to me that people could have gotten together and come out with a more constructive report because it looks like they were fairly close together.

I have to say that I am very concerned with all the 16 counties in the State of Maine, not only York County. I am very concerned -- are we going to be paying more and receiving less? In this day and age, we have to give very serious consideration to that. I am going to vote to indefinitely postpone this report.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Wiscasset, Representative Kilkelly.

Representative KILKELLY: Mr. Speaker, Men and Women of the House: I also am going to be voting in support of the pending motion. One of the things that has bothered me about this process from the beginning is there seems to be an assumption that there is something wrong with county government and, because we do have 16 counties, I think it is important that we take a look. There maybe something wrong in some counties and people need to look at that but in some counties things are going along just fine. I would like to report to you that in Lincoln County, things are going along just fine. The county delegation and the county commissioners met over the course of the last year to develop a new budget process in complete cooperation. I think that is what really needs to happen, people need to be involved within their own communities to resolve whatever the issues are within their counties and not expect that we can find some kind of broad brush that will paint all the counties the same.

One of the nice parts about Maine is our uniqueness and we would be giving up much of that if we tried to treat everything the same.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Jonesboro, Representative Look.

Representative LOOK: Mr. Speaker, Ladies and Gentlemen of the House: I have listened diligently and I know there are others who have served in county government in this body as well as I but I want to say, yes, there are problems with county government. Why are there problems with county government? How many times have each of you criticized what is going on in county government? How many times have you, as individuals, tried to address what you consider as errors that are going on by the people who are the officials? I don't think there is a problem with the structure, I think the problem may be with those who are in office or who are carrying out the laws according to the statutes. I really feel that if we addressed those and brought the individuals to task to account for their actions if they are not in conformance with the statutes, then we would have a different situation in county government in the State of Maine. I have been there, I know how easy it may be to say, "Oh, well, we will do it this way." But the statute doesn't say that you do it that way, the statute says you shall do it a prescribed way. Until those persons are pulled up short and made to do it the prescribed way, you will always have the criticism. I intend to support the indefinite postponement.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Rumford, Representative Erwin.

Representative ERWIN: Mr. Speaker, Ladies and Gentlemen of the House: I will be very brief. As Oxford County's Delegation Chair, there is one part of all of these reports I don't agree with and that is the way the budget committee is set up. We have had a budget committee for a number of years and, as most of you know, Oxford County Delegation comes in first with their budget approved because we have a good budget committee going and I don't want to change that.

The SPEAKER PRO TEM: 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 PRO TEM: The pending question before the House is the motion of Representative Nadeau of Saco that the Bill and all accompanying papers be indefinitely postponed.

The Chair recognizes the Representative from Thomaston, Representative Mayo.

Representative MAYO: Mr. Speaker, pursuant to House Rule 7, I request permission to pair my vote with Representative Cashman of Old Town. If he were present and voting, he would be voting nay; I would be voting yea.

The SPEAKER PRO TEM: The pending question before the House is the motion of Representative Nadeau of Saco that the Bill and all accompanying papers be indefinitely postponed. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 194

YEA - Adams, Aikman, Aliberti, Anderson, Ault, Bailey, Begley, Bell, Boutilier, Brewer, Burke, Butland, Cahill, M.; Carroll, D.; Carroll, J.; Conley, Constantine, Cote, Crowley, Daggett, Dellert, Dexter, Donald, Dore, Duffy, Dutremble, L.; Erwin,

P.; Farnsworth, Farnum, Farren, Foss, Foster, Garland, Gould, R. A.; Graham, Greenlaw, Hale, Handy, Hanley, Hastings, Heesch, Hepburn, Hichborn, Hickey, Hoglund, Hussey, Hutchins, Jacques, Jalbert, Ketover, Kilkelly, LaPointe, Lawrence, Lebowitz, Libby, Look, Lord, MacBride, Mahany, Marsano, Marsh, McCormick, McGowan, McHenry, McKeen, McPherson, McSweeney, Melendy, Merrill, Michaud, Mills, Mitchell, Moholland, Murphy, Nadeau, G. R.; Norton, Nutting, O'Dea, O'Gara, Oliver, Paradis, E.; Paradis, J.; Parent, Paul, Pederson, Pendleton, Pineau, Pines, Plourde, Pouliot, Priest, Rand, Reed, Richard, Richards, Rolde, Rotondi, Ruhlin, Seavey, Sheltra, Simpson, Small, Smith, Stevens, A.; Stevens, P.; Stevenson, Strout, B.; Strout, D.; Swazey, Tammara, Tardy, Telow, Tracy, Tupper, Walker, Webster, M.; Wentworth, Whitcomb.

NAY - Allen, Carter, Cathcart, Clark, M.; Coles, Curran, DiPietro, Gurney, Gwadosky, Higgins, Joseph, Larrivee, Macomber, Manning, Marston, Paradis, P.; Rydell.

ABSENT - Anthony, Chonko, Clark, H.; Holt, Jackson, Lisnik, Luther, Martin, H.; Nadeau, G. G.; Ridley, Sherburne, Skoglund, Townsend, The Speaker.

PAIRED - Cashman, Mayo.

Yes, 118; No, 17; Absent, 14; Paired, 2; Excused, 0.

118 having voted in the affirmative, 17 in the negative, with 14 being absent and 2 having paired, the motion to indefinitely postpone did prevail.

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

An Act to Limit the Role of Rating Organizations in Property and Casualty Rate Making (H.P. 1627) (L.D. 2249) (C. "A" H-905)

TABLED - March 22, 1990 (Till Later Today) 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 Monday, March 26, 1990.

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

An Act Concerning Public Utilities (S.P. 761) (L.D. 1986) (S. "A" S-574 to C. "A" S-561)

TABLED - March 22, 1990 (Till Later Today) 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 Monday, March 26, 1990.

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

An Act to Establish Licensing Requirements and a Cooperative Monitoring Program for Mahogany Quahogs (H.P. 1541) (L.D. 2126) (C. "A" H-874)

TABLED - March 22, 1990 (Till Later Today) 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 Monday, March 26, 1990.

TABLED AND TODAY ASSIGNED

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

An Act to Provide for the 1990 and 1991 Allocations of the State Ceiling on Private Activity Bonds (EMERGENCY) (H.P. 1642) (L.D. 2275) (C. "A" H-902)

TABLED - March 22, 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 Monday, March 26, 1990.

(At Ease)

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

The Chair laid before the House the following matter: (H.P. 1740) (L.D. 2404) Bill "An Act Concerning the Collection of Inspection Fees for Overboard Discharge" (C. "A" H-962) which was tabled earlier in the day and later today assigned pending acceptance of the Committee Report.

Subsequently, the Committee Report was read and accepted and the Bill read once.

Committee Amendment "A" (H-962) was read by the Clerk.

Representative Jacques of Waterville offered House Amendment "A" (H-983) to Committee Amendment "A" (H-962) and moved its adoption.

House Amendment "A" (H-983) to Committee Amendment "A" (H-962) was read by the Clerk and adopted.

Committee Amendment "A" as amended by House Amendment "A" thereto was adopted and the Bill assigned for second reading Monday, March 26, 1990.

(Off Record Remarks)

On motion of Representative Hoglund of Portland, Adjourned until Monday, March 26, 1990, at eight-thirty in the morning.