

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred And Fourteenth Legislature

OF THE

State Of Maine

VOLUME I

FIRST REGULAR SESSION

December 7, 1988 to May 10, 1989

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

In Senate Chamber
Tuesday
March 7, 1989

Senate called to Order by the President.

Prayer by Father David Edman of the St. Thomas Episcopal Church in Camden.

FATHER EDMAN: Lord, despite all disinclinations, give us the power and the humility to remember for a few moments this morning who we are and what we are about. Remind us that we are puny mortals, with partial knowledge and impaired vision, and yet, for all that, entrusted with immense responsibilities in all areas and departments of life. Just to be quiet and to reflect upon life in such a perspective is to allow the light of wisdom into the cellars of our partialities and self-interest, making us better stewards of the duties which we have sought, and those which have sought us. So enlighten us for the tasks of a new day for which we would not fail to give thanks. Amen.

Reading of the Journal of Yesterday.

Off Record Remarks

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Require That Any State Service of Retired Local District Employees Be Included as Part of the Local District Service for the Purpose of Computing Retirement Benefits"

H.P. 406 L.D. 549

Bill "An Act to Change the Dates for Burial Eligibility at the Maine Veterans' Memorial Cemetery"

H.P. 420 L.D. 585

Come from the House referred to the Committee on AGING, RETIREMENT AND VETERANS and ORDERED PRINTED.

Which were referred to the Committee on AGING, RETIREMENT AND VETERANS and ORDERED PRINTED, in concurrence.

Bill "An Act to Increase the Price Farmers Receive for Milk"

H.P. 443 L.D. 608

Bill "An Act Relating to Abandoned Dogs"

H.P. 451 L.D. 616

Bill "An Act to Further Define the Responsibilities of the Maine Milk Commission to Ensure a Supply of Milk to the Consumers of Maine"

H.P. 452 L.D. 617

Bill "An Act to Amend the Issuance of Harness Racing Licenses and Assignment of Racing Weeks"

H.P. 467 L.D. 632

Bill "An Act to Assist Agricultural Producers to Locate and Train Workers"

H.P. 468 L.D. 633

Come from the House referred to the Committee on AGRICULTURE and ORDERED PRINTED.

Which were referred to the Committee on AGRICULTURE and ORDERED PRINTED, in concurrence.

Bill "An Act to Protect Working Farms"

H.P. 442 L.D. 607

Committee on ENERGY AND NATURAL RESOURCES suggested and ORDERED PRINTED.

Comes from the House referred to the Committee on AGRICULTURE and ORDERED PRINTED.

Which was referred to the Committee on AGRICULTURE and ORDERED PRINTED, in concurrence.

Bill "An Act to Make Allocations for the Administrative Expenses of the Bureau of Lottery, Department of Finance, for the Fiscal Years Ending June 30, 1990, and June 30, 1991" (Emergency)

H.P. 419 L.D. 584

Bill "An Act to Require the State to Assume Financial Responsibility for All Public Assistance Programs"

H.P. 448 L.D. 613

Bill "An Act to Recognize Outstanding Local Commitment to Education"

H.P. 463 L.D. 628

Come from the House referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED.

Which were referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED, in concurrence.

Bill "An Act to Clarify Use of Corporate-owned Life Insurance Policies" (Emergency)

H.P. 411 L.D. 554

Bill "An Act to Require a Hearing to Cancel Policies Issued under an Assigned Risk Plan"

H.P. 428 L.D. 593

Bill "An Act to Increase the Office of the Public Advocate's Involvement in Insurance Rating"

H.P. 460 L.D. 625

Come from the House referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.

Which were referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED, in concurrence.

Bill "An Act to Increase Handling Fees on Beverage Containers"

H.P. 405 L.D. 548

Bill "An Act to Regulate Charges for Liquid Propane"

H.P. 421 L.D. 586

Bill "An Act to Allow Sunday Retail Sales from Memorial Day to Labor Day"

H.P. 422 L.D. 587

Bill "An Act Regulating the Sale of Grave Markers by Funeral Establishments"

H.P. 434 L.D. 599

Bill "An Act to Make Surveyors Liable for Their Surveying Errors"

H.P. 459 L.D. 624

Bill "An Act to Authorize the Board of Accountancy to Establish Quality Review as a Condition to Practicing Public Accountancy"

H.P. 469 L.D. 634

Come from the House referred to the Committee on BUSINESS LEGISLATION and ORDERED PRINTED.

Which were referred to the Committee on BUSINESS LEGISLATION and ORDERED PRINTED, in concurrence.

Bill "An Act Guaranteeing Each School Administrative Unit a Minimum State Share of Operating Costs"

H.P. 416 L.D. 581

Bill "An Act to Establish the Commissioner of Agriculture, Food and Rural Resources as an Ex

Officio Member of the University of Maine System Trustees"

H.P. 424 L.D. 589

Bill "An Act to Encourage School Attendance"

H.P. 435 L.D. 600

Bill "An Act to Extend the Length of the School Day"

H.P. 437 L.D. 602

Come from the House referred to the Committee on EDUCATION and ORDERED PRINTED.

Which were referred to the Committee on EDUCATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Ensure Public Access to the Shoreland Zone"

H.P. 415 L.D. 558

Bill "An Act to Revise the Traffic Movement Standards under the Site Location of Development Laws"

H.P. 418 L.D. 583

Bill "An Act to Require Installation of Garbage Disposal Units in Multifamily Dwellings and Other Residences"

H.P. 425 L.D. 590

Bill "An Act to Clarify Parties Which May Petition the Board of Environmental Protection for a Water Level Hearing"

H.P. 426 L.D. 591

Bill "An Act to Amend the Law Requiring Recordation of Subdivision and Zoning Variances"

H.P. 427 L.D. 592

Bill "An Act to Expand the Area Around Rivers Protected by the Site Location of Development Law"

H.P. 430 L.D. 595

Bill "An Act Regarding Parcels of Land Separated by a Road in the Site Location of Development Subdivision Provisions"

H.P. 449 L.D. 614

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

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

Bill "An Act Regulating the Use of Fish and Game Roadblocks and Check Stations"

H.P. 433 L.D. 598

Comes from the House referred to the Committee on FISHERIES AND WILDLIFE and ORDERED PRINTED.

Which was referred to the Committee on FISHERIES AND WILDLIFE and ORDERED PRINTED, in concurrence.

Bill "An Act to Amend the Laws Concerning Smoking in Public Buildings"

H.P. 439 L.D. 604

Bill "An Act to Change the Name of the Governor's Committee on Employment of the Handicapped to the Governor's Committee on Employment of People with Disabilities"

H.P. 464 L.D. 629

Come from the House referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED.

Which were referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED, in concurrence.

Bill "An Act to Allow Recovery for Wrongful Death of Unborn Children"

H.P. 408 L.D. 551

Bill "An Act to Prevent Discrimination"

H.P. 413 L.D. 556

Bill "An Act Relating to the Division of Southern York of the 10th Maine District Court"

H.P. 440 L.D. 605

Bill "An Act to Clarify Procedural Aspects of the Forcible Entry and Detainer Law"

H.P. 446 L.D. 611

Bill "An Act to Increase the Penalties for Drug Offenses Involving Firearms"

H.P. 450 L.D. 615

Bill "An Act to Require Parental Consent to a Minor's Abortion"

H.P. 457 L.D. 622

Bill "An Act Relating to Computer Access"

H.P. 462 L.D. 627

Come from the House referred to the Committee on JUDICIARY and ORDERED PRINTED.

Which were referred to the Committee on JUDICIARY and ORDERED PRINTED, in concurrence.

Bill "An Act to Amend the Law Regarding Shoplifters"

H.P. 417 L.D. 582

Committee on LEGAL AFFAIRS suggested and ORDERED PRINTED.

Comes from the House referred to the Committee on JUDICIARY and ORDERED PRINTED.

Which was referred to the Committee on JUDICIARY and ORDERED PRINTED, in concurrence.

Bill "An Act to Amend the Public Drinking Law to Remove the Warning Requirement"

H.P. 458 L.D. 623

Committee on LEGAL AFFAIRS suggested and ORDERED PRINTED.

Comes from the House referred to the Committee on JUDICIARY and ORDERED PRINTED.

Which was referred to the Committee on JUDICIARY and ORDERED PRINTED, in concurrence.

Bill "An Act to Provide for Collective Bargaining for Substitute Teachers"

H.P. 423 L.D. 588

Bill "An Act to Prevent Apprenticeship Instructors from Being Disqualified for Unemployment Compensation"

H.P. 447 L.D. 612

Bill "An Act Concerning Unemployment Benefits for Lockouts"

H.P. 456 L.D. 621

Come from the House referred to the Committee on LABOR and ORDERED PRINTED.

Which were referred to the Committee on LABOR and ORDERED PRINTED, in concurrence.

Bill "An Act to Enhance Enforcement of Municipal Parking Regulations"

H.P. 444 L.D. 609

Bill "An Act to Allow Balloting by Political Party"

H.P. 453 L.D. 618

Bill "An Act to Establish Mediation for Mobile Home Park Operators and Tenants"

H.P. 465 L.D. 630

Come from the House referred to the Committee on LEGAL AFFAIRS and ORDERED PRINTED.

Which were referred to the Committee on LEGAL AFFAIRS and ORDERED PRINTED, in concurrence.

Resolve, Concerning a Right-of-way Across the Elizabeth Levinson Center in Bangor

H.P. 403 L.D. 546

Comes from the House referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED.

Which was referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED, in concurrence.

Bill "An Act to Encourage Industry to Maintain and Modernize Machinery and Equipment by Exempting from Property Taxation Machinery and Equipment in Service For 7 Years or Less"

H.P. 412 L.D. 555

Bill "An Act to Reduce the Property Tax Burden" (Emergency)

H.P. 414 L.D. 557

Bill "An Act to Expand the Excise Tax Exemption for Veterans"

H.P. 431 L.D. 596

Bill "An Act Relating to Taxation of Equipment"

H.P. 436 L.D. 601

Bill "An Act to Extend the Exemption for Sales Tax for Certain Instrumentalities of Interstate or Foreign Commerce"

H.P. 438 L.D. 603

Bill "An Act to Permit Municipalities to Have the Option of a Local Sales Tax"

H.P. 441 L.D. 606

Bill "An Act to Stabilize Veterans' Property Tax Exemptions"

H.P. 455 L.D. 620

Bill "An Act to Encourage Industry to Maintain and Modernize Machinery and Equipment"

H.P. 461 L.D. 626

Bill "An Act to Amend the Income Tax Laws"

H.P. 466 L.D. 631

Come from the House referred to the Committee on TAXATION and ORDERED PRINTED.

Which were referred to the Committee on TAXATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Require a Tax Map Reference on a Declaration of Value"

H.P. 404 L.D. 547

Committee on STATE AND LOCAL GOVERNMENT suggested and ORDERED PRINTED.

Comes from the House referred to the Committee on TAXATION and ORDERED PRINTED.

Which was referred to the Committee on TAXATION and ORDERED PRINTED, in concurrence.

Resolve, to Require Pedestrian Barrier Fences on the Piscataqua River Bridge at the Maine-New Hampshire Border

H.P. 409 L.D. 552

Bill "An Act Relating to Highway Maintenance Compact Areas"

H.P. 410 L.D. 553

Bill "An Act Concerning Antique Automobiles and Horseless Carriages"

H.P. 429 L.D. 594

Bill "An Act Relating to the Dig-safe Law"

H.P. 432 L.D. 597

Bill "An Act to Require the Use of Flashing Amber Lights on Vehicles During Sanding and Snow Removal Operations"

H.P. 445 L.D. 610

Bill "An Act Relating to Highway Construction and Maintenance Signs and Advertising Signs"

H.P. 454 L.D. 619

Come from the House referred to the Committee on TRANSPORTATION and ORDERED PRINTED.

Which were referred to the Committee on TRANSPORTATION and ORDERED PRINTED, in concurrence.

Bill "An Act Requiring Protective Headgear for All Operators and Passengers on Motorcycles, Motor Driven Cycles and Mopeds"

H.P. 381 L.D. 512

Committee on TRANSPORTATION suggested and ORDERED PRINTED.

Comes from the House Bill and Accompanying Papers INDEFINITELY POSTPONED.

Which was referred to the Committee on TRANSPORTATION and ORDERED PRINTED in NON-CONCURRENCE.

Sent down for concurrence.

Bill "An Act to Reduce the Cost of Temporary Utility Terminations"

H.P. 407 L.D. 550

Comes from the House referred to the Committee on UTILITIES and ORDERED PRINTED.

Which was referred to the Committee on UTILITIES and ORDERED PRINTED, in concurrence.

COMMUNICATIONS

The Following Communication: H.P. 402
114TH MAINE LEGISLATURE

March 2, 1989

Hon. Edwin H. Pert
Clerk of the House
State House Station #2
Augusta, Maine 04333
Dear Clerk Pert:

This is to notify you that pursuant to the Joint Agreement and Memorandum of Understanding of Thursday, February 16, we have appointed the following to serve as the legislative members on the AMHI Oversight Committee:

- Sen. N. Paul Gauvreau, of Androscoggin
- Sen. Edwin C. Randall, of Washington
- Rep. Peter J. Manning, of Portland
- Rep. Christine F. Burke, of Vassalboro
- Rep. Everett O. Pederson, of Bangor
- Rep. Peggy A. Pendleton, of Scarborough

We have also appointed the following to serve as the non-legislative members:

- Donald E. Nicoll, of Portland
- Dr. Wayne Creelman, of Cape Elizabeth

Sincerely,

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

JOINT AGREEMENT AND MEMORANDUM OF UNDERSTANDING
REGARDING THE CREATION OF AN OVERSIGHT COMMITTEE
FOR THE RESOLUTION OF PROBLEMS AT AMHI

It is envisioned that the consultant be chosen within five working days after final approval of the make-up of the AMHI Oversight Committee.

1. Designate an Oversight Committee comprised of seven persons to work with the Commissioner of Mental Health and Mental Retardation throughout the entire process of designing and implementing a solution to both the long and short term problems ongoing at AMHI. The Oversight Committee shall be comprised of six members of the Legislature's Joint Standing Committee on Human Resources, four Democrats and two Republicans, appointed by the presiding officers of the Legislature, and the Executive Director of the Maine Commission on Mental Health. The Republican

members shall meet the approval of Republican leadership.

2. The Oversight Committee will review the scope of work and criteria for the selection of a consultant. The scope of work will include an analysis of the long term impact on AMHI of the community treatment segment, as well as other resources which could deflect inappropriate referrals to AMHI.

3. The Oversight Committee will examine the proposals of all potential consultants. The Commissioner shall be responsible for the final selection regarding choice of consultant after receiving recommendations from the Oversight Committee.

4. All information regarding the potential consultants, the recommendations of the consultants, information utilized by the consultants, the plan development and strategy for plan information, as well as any other data utilized during the process is to be made equally available to all members.

5. The Oversight Committee, the Commissioner, and her staff shall meet with the consultants chosen in accordance with paragraph three prior to the initiation of the on-site analysis, at an informal debriefing at the conclusion of the on-site activity, and at such other times during the course of the analysis as may be necessary and appropriate, as agreed upon by the Commissioner and the Oversight Committee.

6. The Oversight Committee, the Commissioner, and her staff shall meet to discuss the final recommendations of the consultant.

7. The Commissioner and her staff shall prepare a preliminary proposal for addressing those recommendations and for their implementation to the Oversight Committee for their review and comment.

8. The Oversight Committee shall report to the Human Resources Committee, the Appropriations Committee, and the legislative leadership.

9. Any changes ultimately approved by the Legislature shall be monitored and evaluated by the Commission on Mental Health.

10. The leadership of the Legislature may appoint two non-legislators to represent the Legislature and the Oversight Committee throughout the process, including implementation. Compensation shall be the responsibility of the Legislature.

Comes from the House READ and ORDERED PLACED ON FILE.

Which was READ and ORDERED PLACED ON FILE, in concurrence.

Off Record Remarks

SENATE PAPERS

Bill "An Act to Provide Increased Funding for the Family Planning Association's Basic Clinical and Educational Services"

S.P. 255 L.D. 645

Presented by Senator CLARK of Cumberland
Cosponsored by Senator PERKINS of Hancock,
Representative FOSS of Yarmouth and
Representative McGOWAN of Canaan

Bill "An Act to Provide Cost-of-living Increases to Homemaker Services Providers and to Appropriate Additional Funds to Equalize Homemaker Services Funding Statewide"

S.P. 257 L.D. 647

Presented by Senator GILL of Cumberland
Cosponsored by Senator BERUBE of Androscoggin,
Representative MANNING of Portland and
Representative LISNIK of Presque Isle

Which were referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Provide for the Social and Financial Assessment of Proposed Mandatory Health Insurance Benefits"

S.P. 253 L.D. 643

Presented by Senator GILL of Cumberland
Cosponsored by Senator THERIAULT of Aroostook,
Representative GARLAND of Bangor and
Representative STEVENS of Bangor

Bill "An Act to Provide Coverage for Chiropractic Services Under Hospital Service Plans, Medical Service Plans and Insurance Policies"

S.P. 254 L.D. 644

Presented by President PRAY of Penobscot
Cosponsored by Speaker MARTIN of Eagle Lake,
Representative HIGGINS of Scarborough and Senator
WEBSTER of Franklin

Resolve, to Study the Impact of Expanding Licensure of Additional Groups of Health Care Professionals on Health Insurance Costs (Emergency)

S.P. 261 L.D. 651

Presented by Senator GILL of Cumberland
Cosponsored by Representative RYDELL of
Brunswick, Representative CURRAN of Westbrook and
Senator THERIAULT of Aroostook

Which were referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Remove the Provision that Industrial Plant Employees Who Perform Electrical Work Need Not Be Licensed"

S.P. 263 L.D. 653

Presented by Senator BUSTIN of Kennebec
Cosponsored by Representative OLIVER of Portland
Bill "An Act to Remove the Provision that Persons Doing Electrical Work on Generating Facilities Need Not be Licensed"

S.P. 264 L.D. 654

Presented by Senator BUSTIN of Kennebec
Cosponsored by Representative CLARK of
Millinocket, Representative DORE of Auburn and
Senator MATTHEWS of Kennebec

Which were referred to the Committee on BUSINESS LEGISLATION and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Amend the Lake Watershed Association Enabling Laws"

S.P. 252 L.D. 642

Presented by Senator KANY of Kennebec
Cosponsored by Senator TITCOMB of Cumberland,
Senator TWITCHELL of Oxford and Representative
SIMPSON of Casco

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

Sent down for concurrence.

Bill "An Act to Implement Civil Penalties for Passing Worthless Instruments"

S.P. 251 L.D. 641

Presented by Senator WEYMOUTH of Kennebec
Cosponsored by Representative DELLERT of Gardiner
and Representative PARADIS of Augusta
Which was referred to the Committee on JUDICIARY and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Amend the Maine Human Rights Act Pertaining to Discrimination Because of Previous Assertion of a Claim Under the Workers' Compensation Act"

S.P. 258 L.D. 648

Presented by Senator ANDREWS of Cumberland
Cosponsored by Senator DUTREMBLE of York,
Representative RAND of Portland and
Representative McKEEN of Windham

Bill "An Act to Provide for the Merger of Bargaining Units Represented by a Single Bargaining Agent under the Municipal Employees Labor Relations Law"

S.P. 260 L.D. 650

Presented by Senator DUTREMBLE of York
Which were referred to the Committee on LABOR and
ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Allow Disabled People to Receive Rent Rebates"

S.P. 256 L.D. 646

Presented by Senator BALDACCI of Penobscot
Cosponsored by Representative DUFFY of Bangor

Bill "An Act to Exempt Ski Resorts from Sales Tax on Fuel or Electricity Used in Snowmaking Operations"

S.P. 259 L.D. 649

Presented by Senator TWITCHELL of Oxford
Cosponsored by Representative WALKER of Norway,
Representative MILLS of Bethel and Representative
JACKSON of Harrison

Which were referred to the Committee on TAXATION
and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Revoke Driving Privileges of High School Dropouts"

S.P. 262 L.D. 652

Presented by Senator HOLLOWAY of Lincoln
Cosponsored by Representative HOGGLUND of
Portland, Representative LEBOWITZ of Bangor and
Senator GILL of Cumberland

Which was referred to the Committee on
TRANSPORTATION and ORDERED PRINTED.

Sent down for concurrence.

Pursuant to Public Law
MAINE WATER SUPPLY STUDY COMMISSION

Senator PEARSON for the MAINE WATER SUPPLY STUDY
COMMISSION, pursuant to Public Law 1987, Chapter 816,
ask leave to submit its findings and to report that
the accompanying Bill "An Act to Establish a
Temporary Water Management Resources Board"

S.P. 265 L.D. 655

Be referred to the Joint Standing Committee on
APPROPRIATIONS AND FINANCIAL AFFAIRS for Public
Hearing and printed pursuant to Joint Rule 18.

Which Report was READ and ACCEPTED.

The Bill referred to the Committee on
APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED
PRINTED, pursuant to Joint Rule 18.

Sent down for concurrence.

Off Record Remarks

COMMITTEE REPORTS

House
Ought to Pass

The Committee on ENERGY AND NATURAL RESOURCES on
Bill "An Act to Expand the Eligibility for
Participation in the Maine Conservation Corps to
Include More Low-income Maine People" (Emergency)

H.P. 100 L.D. 135

Reported that the same Ought to Pass.

Comes from the House with the Report READ and
ACCEPTED and the Bill PASSED TO BE ENGROSSED.

Which Report was READ and ACCEPTED, in
concurrence.

The Bill READ ONCE.

The Bill LATER TODAY ASSIGNED FOR SECOND READING.

Senate
Ought to Pass

Senator BUSTIN for the Committee on BANKING AND
INSURANCE on Bill "An Act to Amend the Maine Banking
Code"

S.P. 66 L.D. 49

Reported that the same Ought to Pass.

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

The Bill LATER TODAY ASSIGNED FOR SECOND READING.

Off Record Remarks

Under suspension of the Rules, all matters thus
acted upon were ordered sent down forthwith for
concurrence.

Senator WEBSTER of Franklin was granted unanimous
consent to address the Senate off the Record.

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

Senator CLARK of Cumberland was granted unanimous
consent to address the Senate off the Record.

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

Senator BRANNIGAN of Cumberland was granted
unanimous consent to address the Senate off the
Record.

Off Record Remarks

On motion by Senator DUTREMBLE of York, RECESSED
until 4:00 this afternoon.

After Recess

Senate called to order by the President.

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

PAPERS FROM THE HOUSE
House Papers

Bill "An Act to Provide that Certain Interest and Income Earned May Be Credited to the Maine State Retirement System for Administration"

H.P. 496 L.D. 676

Comes from the House referred to the Committee on AGING, RETIREMENT AND VETERANS and ORDERED PRINTED.

Which was referred to the Committee on AGING, RETIREMENT AND VETERANS and ORDERED PRINTED, in concurrence.

Bill "An Act to Discourage the Theft of Blueberries"

H.P. 477 L.D. 657

Bill "An Act to Allow the Refund of the Potato Grower Tax"

H.P. 482 L.D. 662

Come from the House referred to the Committee on AGRICULTURE and ORDERED PRINTED.

Which were referred to the Committee on AGRICULTURE and ORDERED PRINTED, in concurrence.

Bill "An Act to Provide Consumers Notice of Restaurant Foods Containing Monosodium Glutamate"

H.P. 494 L.D. 674

Committee on HUMAN RESOURCES suggested and ORDERED PRINTED.

Comes from the House referred to the Committee on AGRICULTURE and ORDERED PRINTED.

On motion by Senator CLARK of Cumberland, referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED in NON-CONCURRENCE.

Sent down for concurrence.

Bill "An Act to Make Allocations for Various Funds of the Department of Environmental Protection for the Fiscal Years Ending June 30, 1990 and June 30, 1991" (Emergency)

H.P. 470 L.D. 635

Bill "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1990, and June 30, 1991" (Emergency)

H.P. 475 L.D. 640

Bill "An Act to Provide Funds for the Seed Potato Breeding Program"

H.P. 488 L.D. 668

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$25,000,000 to Protect Ground Water Quality and Public Health through the Cleanup and Closure of Municipal and Abandoned Solid Waste Landfills"

H.P. 493 L.D. 673

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$50,000,000 to Fund a Capital Grants Program to Solid Waste Regional Commissions and Municipalities to Invest in Recycling Equipment and Facilities"

H.P. 497 L.D. 677

Bill "An Act to Fund Repairs for Damage to the Hartland Dam"

H.P. 498 L.D. 678

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

H.P. 509 L.D. 689

Come from the House referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED.

Which were referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED, in concurrence.

Bill "An Act to Provide the Reasonable Costs of Wages Paid to Employees of Long-term Care Facilities" (Emergency)

H.P. 505 L.D. 685

Committee on HUMAN RESOURCES suggested and ORDERED PRINTED.

Comes from the House referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED.

Which was referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED, in concurrence.

Bill "An Act to Promote Accountability in the Use of Excess Insurance"

H.P. 473 L.D. 638

Bill "An Act to Prohibit Motor Vehicle Insurers from Adjusting Personal Insurance Rates of Public Works Employees Involved in Collisions"

H.P. 503 L.D. 683

Come from the House referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.

Which were referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED, in concurrence.

Bill "An Act to Amend the Automobile Disclosure Laws"

H.P. 480 L.D. 660

Comes from the House referred to the Committee on BUSINESS LEGISLATION and ORDERED PRINTED.

Which was referred to the Committee on BUSINESS LEGISLATION and ORDERED PRINTED, in concurrence.

Bill "An Act Concerning Teacher Employment"

H.P. 486 L.D. 666

Comes from the House referred to the Committee on EDUCATION and ORDERED PRINTED.

Which was referred to the Committee on EDUCATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Create a Forest Policy, Promote Sound Timber Harvest Practices and Ensure the Future Health and Productivity of the State's Forest"

H.P. 474 L.D. 639

Bill "An Act to Replace the Large Lot Exceptions Under the Site Location of Development Law with a Low-density Exception"

H.P. 502 L.D. 682

Bill "An Act to Prohibit the Use of All-terrain Vehicles in State Parks"

H.P. 507 L.D. 687

Bill "An Act to Regulate Medical Wastes"

H.P. 512 L.D. 692

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

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

Bill "An Act to Change the Muzzle-loading Open Season on Deer"

H.P. 506 L.D. 686

Comes from the House referred to the Committee on FISHERIES AND WILDLIFE and ORDERED PRINTED.

Which was referred to the Committee on FISHERIES AND WILDLIFE and ORDERED PRINTED, in concurrence.

Resolve, to Establish the Commission to Study the Feasibility of Developing Mature Care Systems in Maine

H.P. 511 L.D. 691

Comes from the House referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED.

Which was referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED, in concurrence.

Bill "An Act to Assure an Appropriate Education for Blind Students"

H.P. 495 L.D. 675

Comes from the House referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED.

On motion by Senator CLARK of Cumberland, referred to the Committee on EDUCATION and ORDERED PRINTED in NON-CONCURRENCE.

Sent down for concurrence.

Bill "An Act to Promote Equity in the Court Adjudication of Alimony Awards"

H.P. 476 L.D. 656

Bill "An Act to Increase the Residence Exemption for Elderly and Disabled Persons"

H.P. 484 L.D. 664

Bill "An Act to Provide Written Notice to Creditors Under the Maine Probate Code"

H.P. 491 L.D. 671

Bill "An Act to Protect Civil Litigants"

H.P. 500 L.D. 680

Bill "An Act to Increase the Penalty for Theft from a Locked Motor Vehicle"

H.P. 508 L.D. 688

Come from the House referred to the Committee on JUDICIARY and ORDERED PRINTED.

Which were referred to the Committee on JUDICIARY and ORDERED PRINTED, in concurrence.

Bill "An Act to Establish Preapprenticeship Programs"

H.P. 479 L.D. 659

Bill "An Act to Establish Occupational Health and Safety Standards for Operators of Video Display Terminals"

H.P. 481 L.D. 661

Bill "An Act to Provide Unemployment Compensation for Teachers Aides and Certain Noninstructional Employees of Educational Institutions"

H.P. 483 L.D. 663

Come from the House referred to the Committee on LABOR and ORDERED PRINTED.

Which were referred to the Committee on LABOR and ORDERED PRINTED, in concurrence.

Bill "An Act to Improve Personnel Supervision in the Bureau of Intergovernmental Drug Enforcement"

H.P. 472 L.D. 637

Bill "An Act to Amend the Lobbyist Reporting Law"

H.P. 490 L.D. 670

Bill "An Act Regarding Absentee Ballots"

H.P. 504 L.D. 684

Come from the House referred to the Committee on LEGAL AFFAIRS and ORDERED PRINTED.

Which were referred to the Committee on LEGAL AFFAIRS and ORDERED PRINTED, in concurrence.

Bill "An Act to Provide More Equitable Treatment of Manufactured Housing"

H.P. 485 L.D. 665

Committee on ENERGY AND NATURAL RESOURCES suggested and ORDERED PRINTED.

Comes from the House referred to the Committee on LEGAL AFFAIRS and ORDERED PRINTED.

Which was referred to the Committee on LEGAL AFFAIRS and ORDERED PRINTED, in concurrence.

Bill "An Act Relating to Taxation of Trucks"

H.P. 487 L.D. 667

Bill "An Act to Provide for State and Municipal Tax Certificates"

H.P. 489 L.D. 669

Bill "An Act to Enable Municipalities to Assess Impact Taxes on Development"

H.P. 510 L.D. 690

Come from the House referred to the Committee on TAXATION and ORDERED PRINTED.

Which were referred to the Committee on TAXATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Amend the School Finance Law"

H.P. 499 L.D. 679

Committee on EDUCATION suggested and ORDERED PRINTED.

Come from the House referred to the Committee on TAXATION and ORDERED PRINTED.

Which was referred to the Committee on TAXATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Amend the Truck Laws"

H.P. 471 L.D. 636

Bill "An Act to Permit the Registration of Recreational Vehicles for Either a Six-month or One-year Period"

H.P. 492 L.D. 672

Bill "An Act to Clarify the Motor Vehicle Law Concerning the Operation of Motorcycles"

H.P. 501 L.D. 681

Come from the House referred to the Committee on TRANSPORTATION and ORDERED PRINTED.

Which were referred to the Committee on TRANSPORTATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Amend the Maine Sanitary District Enabling Act and the Sewer District Laws"

H.P. 478 L.D. 658

Comes from the House referred to the Committee on UTILITIES and ORDERED PRINTED.

Which was referred to the Committee on UTILITIES and ORDERED PRINTED, in concurrence.

COMMITTEE REPORTS

Senate

Ought to Pass

Senator GAUVREAU for the Committee on HUMAN RESOURCES on Bill "An Act to Adopt New Life Safety Requirements for Adult Boarding Care Facilities"

S.P. 76 L.D. 66

Reported that the same Ought to Pass.

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

The Bill TOMORROW ASSIGNED FOR SECOND READING.

SECOND READERS

The Committee on Bills in the Second Reading reported the following:

House

Bill "An Act to Expand the Eligibility for Participation in the Maine Conservation Corps to Include More Low-income Maine People" (Emergency)
H.P. 100 L.D. 135

Which was READ A SECOND TIME and PASSED TO BE ENGROSSED, in concurrence.

Senate

Bill "An Act to Amend the Maine Banking Code"
S.P. 66 L.D. 49

Which was READ A SECOND TIME and PASSED TO BE ENGROSSED.

Sent down for concurrence.

On motion by Senator CAHILL of Sagadahoc, RECESSED until 7:00 this evening.

After Recess

Senate called to order by the President.

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

PAPERS FROM THE HOUSE

Joint Resolution

The Following Joint Resolution: H.P. 515

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

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

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

"(1) representatives of the private sector, who shall constitute a majority of the membership of the councils and who shall be owners of business concerns, chief executives or chief operating officers of nongovernmental employers, or other private sector executives who have substantial management or policy responsibility; and

(2) representatives of educational agencies (representative of educational agencies in the Service Delivery Area), organized labor, rehabilitation agencies, community-based organizations, economic development agencies, and the public employment service."

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

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

WHEREAS, thousands of citizens of the State of Maine annually receive high quality employment and

training services provided through the Private Industry Council Job Training System; and

WHEREAS, the quality and performance of employment and training programs under Maine's Private Industry Councils have consistently surpassed federal performance standards and have achieved the highest placement rate in New England for the past 4 years; and

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

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

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

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

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

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

Comes from the House READ and ADOPTED.

Which was READ and ADOPTED, in concurrence.

On motion by Senator GILL of Cumberland, ADJOURNED until Wednesday, March 8, 1989, at 9:00 in the morning.