

# 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  
Thursday  
March 16, 1989

Senate called to Order by the President.

Prayer by the Honorable Nancy Randall Clark of Cumberland.

SENATOR CLARK: Thank you Mr. President. Let us be in the spirit of prayer. There are different kinds of spiritual gifts, but the same Spirit gives them. There are different ways of serving, but the same Lord is served. There are different abilities to perform service, but the same God gives ability to everyone for service. Let the Spirit's presence be shown in some way in each person gathered in this Senate Chamber today, that by Your grace, we might be living examples of Your love. Amen.

Reading of the Journal of Yesterday.

Out of order and under suspension of the Rules, on motion by Senator DUTREMBLE of York, the following Joint Order:

S.P. 309

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Monday, March 20, 1989, at 10 o'clock in the morning.

Which was READ and PASSED.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Concerning Potato Varieties"

H.P. 586 L.D. 790

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 Concerning Agricultural Road Signs"

H.P. 576 L.D. 780

Committee on BUSINESS LEGISLATION suggested and ORDERED PRINTED.

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

On motion by Senator CLARK of Cumberland, Tabled until Later in Today's Session, pending REFERENCE.

Bill "An Act to Resolve Problems with State-funded Elderly Services Created by Revision in Federal Law and Regulation"

H.P. 565 L.D. 769

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

H.P. 583 L.D. 787

Bill "An Act to Provide Support for Nonprofit Community AIDS Organizations Which are Members of a Statewide AIDS Alliance" (Emergency)

H.P. 588 L.D. 792

Comes 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 Make Technical Corrections in the Laws Concerning Gasoline Stations"

H.P. 567 L.D. 771

Bill "An Act to Strengthen the Licensing Requirements for Foresters"

H.P. 584 L.D. 788

Comes 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 to Provide Full Reimbursement to Counties for Capital Expenditures for Buildings Attributable to the Community Corrections Program"

H.P. 582 L.D. 786

Comes from the House referred to the Joint Select Committee on CORRECTIONS and ORDERED PRINTED.

Which was referred to the Joint Select Committee on CORRECTIONS and ORDERED PRINTED, in concurrence.

Bill "An Act to Protect Maine's Job Opportunity Zones"

H.P. 569 L.D. 773

Bill "An Act to Modify the Law Pertaining to the Removal of Underground Residential Fuel Tanks"

H.P. 578 L.D. 782

Bill "An Act to Authorize Each County to Establish a Waste Facility Landfill in that County for Towns that Wish to Participate"

H.P. 580 L.D. 784

Comes 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 Prohibit Children Aged 10 and Under from Trapping"

H.P. 566 L.D. 770

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 Clarify the Right of Appeal to Superior Court in Matters Involving Permits for Buildings"

H.P. 571 L.D. 775

Bill "An Act to Increase Fees for Bail Commissioners"

H.P. 579 L.D. 783

Comes 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 Impose Spending Limits on Legislative Campaigns"

H.P. 577 L.D. 781

Comes 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 Concerning the Disposal of Abandoned Watercraft"

H.P. 587 L.D. 791

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

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

Bill "An Act to Clarify the Common Boundary of the Town of Cape Elizabeth and the Town of Scarborough"

H.P. 572 L.D. 776

Resolve, Authorizing the Transfer of State Interest in a Parcel of Real Estate to Arthur A. Tukey and Louise H. Tukey

H.P. 589 L.D. 803

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

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

Bill "An Act Concerning Sales Tax on Telephone Installation Services"

H.P. 574 L.D. 778

Bill "An Act Concerning Collection of Excise Taxes from Unorganized Territories"

H.P. 575 L.D. 779

RESOLUTION, Proposing an Amendment to the Constitution of Maine Allowing for Variation in Property Tax Valuations

H.P. 581 L.D. 785

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 Provide Motor Vehicle Registration Plates to Surviving Spouses of Prisoners of War"

H.P. 570 L.D. 774

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

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

Bill "An Act to Provide a Penalty on Delinquent Public Utilities"

H.P. 568 L.D. 772

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:

STATE PLANNING OFFICE  
STATE HOUSE STATION 38  
AUGUSTA, MAINE 04333

March 13, 1989

The Honorable Charles Pray  
President of the Senate  
State House Station 3  
Augusta, Maine 04333  
Dear President Pray:

In accordance with Title 25, Section 10, Maine Revised Statutes Annotated, I am submitting to the 114th Legislature the first annual report of the State Nuclear Safety Advisor on issues pertaining to

the safe operation of nuclear facilities, and the safe transportation and storage of nuclear waste.

I would be happy to answer any questions you may have concerning this report.

Sincerely,  
S/James R. Bernard  
Director  
Natural Resources  
Policy Division

Which was READ and with Accompanying Papers ORDERED PLACED ON FILE.

SENATE PAPERS

Bill "An Act Relating to Vocational Rehabilitation under the Workers' Compensation Act"

S.P. 307 L.D. 806

Presented by Senator BUSTIN of Kennebec  
Cosponsored by Speaker MARTIN of Eagle Lake and Representative MCHENRY of Madawaska  
Which was referred to the Committee on LABOR and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Amend the State Antitrust Laws"

S.P. 308 L.D. 807

Presented by Senator HOBBS of York  
Cosponsored by Senator BRANNIGAN of Cumberland  
Which was referred to the Committee on JUDICIARY and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Create the Individual Income Tax Windfall Fund" (Emergency)

S.P. 306 L.D. 805

Presented by Senator ANDREWS of Cumberland  
Cosponsored by Representative CASHMAN of Old Town, President PRAY of Penobscot and Speaker MARTIN of Eagle Lake  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.  
Which was referred to the Committee on TAXATION and ORDERED PRINTED.

Sent down for concurrence.

COMMITTEE REPORTS

House  
Leave to Withdraw

The following Leave to Withdraw Reports shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

The Committee on TRANSPORTATION on Bill "An Act to Require Transition Speed Zones Adjacent to School Zones"

H.P. 41 L.D. 52

The Committee on TRANSPORTATION on Bill "An Act to Amend the Registration Process for Trailers"

H.P. 126 L.D. 170

Ought to Pass

The Committee on ENERGY AND NATURAL RESOURCES on Resolve, to Extend the Reporting Deadline for the Study of Low-level Radioactive Waste in the Town of Greenbush (Emergency)

H.P. 195 L.D. 258

Reported that the same Ought to Pass.

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

Which Report was READ and ACCEPTED, in concurrence.

The Resolve READ ONCE.  
The Resolve TOMORROW ASSIGNED FOR SECOND READING.

The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Promote Thorough Consideration of Gubernatorial Appointments"

H.P. 173 L.D. 238

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 TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass As Amended

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act to Clarify Laws Pertaining to the Enforcement of Forestry Fire Control Laws"

H.P. 88 L.D. 123

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-9).  
Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-9).  
Which Report was READ.  
On motion by Senator KANY of Kennebec, the Bill and Accompanying Papers RECOMMENDED to the Committee on ENERGY AND NATURAL RESOURCES in NON-CONCURRENCE.  
Sent down for concurrence.

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act to Require the Maine Land Use Regulation Commission to Return in a Timely Fashion Applications for the Approval of Permanent or Seasonal Structures That Have Been Destroyed by an Act of God"

H.P. 111 L.D. 148

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-8).  
Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-8).  
Which Report was READ and ACCEPTED, in concurrence.  
The Bill READ ONCE.  
Committee Amendment "A" (H-8) READ and ADOPTED, in concurrence.  
The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Senate at Ease  
Senate called to order by the President.

Senate  
Leave to Withdraw

The following Leave to Withdraw Report shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

Senator TITCOMB for the Committee on AGING, RETIREMENT AND VETERANS on Bill "An Act to Allow Teachers to Purchase Retirement Credits for Years Spent Teaching at a Private College Formerly Connected with a Secondary Institute"

S.P. 149 L.D. 269

SECOND READERS

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

House

Bill "An Act to Make Supplemental Allocations to the Department of Inland Fisheries and Wildlife for the Fiscal Years Ending June 30, 1990 and June 30, 1991" (Emergency)

H.P. 115 L.D. 152

Bill "An Act to Alter Certain Provisions of the Weights and Measures Laws to Recognize the Recently Created National Institute of Standards and Technology"

H.P. 163 L.D. 228

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

Senate As Amended

Bill "An Act to Clarify the Law Concerning the Inclusion of Nursing Home Benefits in Life Insurance Policies"

S.P. 42 L.D. 12

(C "A" S-10)

Bill "An Act to Amend the Local Road Assistance Distribution Formula" (Emergency)

S.P. 50 L.D. 23

(C "A" S-8)

Resolve, Authorizing the Director of Parks and Recreation to Convey by Deed the Interests of the State in Certain Unlocated Rights-of-way

S.P. 77 L.D. 67

(C "A" S-7)

Bill "An Act to Validate and Approve the Town of China's Town Meeting and School Construction Referendum and Related Proceedings"

S.P. 109 L.D. 164

(C "A" S-9)

Which were READ A SECOND TIME and PASSED TO BE ENGROSSED, as Amended.  
Sent down for concurrence.

ENACTORS

The Committee on Engrossed Bills reported as truly and strictly engrossed the following:  
An Act to Amend the Maine Banking Code

S.P. 66 L.D. 49

Which was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency

An Act Relating to Municipal Funding

H.P. 557 L.D. 755

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with No Senators having voted in negative, and 28 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Resolve

Resolve, to Name the Bridge over the Carrabassett River in North Anson the "Robert Garland Bridge"

H.P. 80 L.D. 111

(C "A" H-6)

Which was FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Out of order and under suspension of the Rules,

the Senate considered the following:

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator ANDREWS for the Committee on TAXATION on Bill "An Act to Provide a Sales Tax Exemption for Materials Purchased by Certain Religious Institutions"

S.P. 94 L.D. 99

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-12).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-12) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

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. 597

JOINT RESOLUTION IN HONOR AND RECOGNITION OF THE LATE LOUIS JALBERT OF LEWISTON

WHEREAS, the Legislature has learned with deep regret of the passing of Louis Jalbert, of Lewiston; and

WHEREAS, Louis Jalbert was a member of the House of Representatives for 38 years between 1945 and 1984 and was then affectionately known as the "Dean of the House"; and

WHEREAS, Representative Jalbert served as the minority floor leader in 1947 and 1948, became known over his lengthy political career as "Mr. Democrat" and was regarded as one of the prime movers behind the revitalization of the Democratic Party in Maine; and

WHEREAS, Representative Jalbert was renowned for his expertise and comprehensive knowledge of the operations of the Legislature and of State Government in general and the State budget in particular and was known as a person to whom junior Legislators could turn for advice and assistance; and

WHEREAS, Representative Jalbert's 19 terms in the Maine Legislature stands as the 5th longest record of service of any Legislator in any state of this nation; and

WHEREAS, Representative Jalbert was widely known and highly regarded for his sensitivity to the needs of the less fortunate citizens of his city and his State and was also well known for his consistent support of those employed by State Government; and

WHEREAS, Representative Jalbert's unique record of public service and dedication merits the special gratitude of his colleagues and of the citizens of this State; now, therefore, be it

RESOLVED: That, We, the Members of the One Hundred and Fourteenth Legislature of the State of Maine now assembled in the First Regular Session take this opportunity to express our sorrow at the passing of Louis Jalbert; and be it further

RESOLVED: That our membership pause in a moment of understanding and prayer to inscribe this token of sympathy and condolence to all who share our sorrow at the passing of Representative Jalbert and respectfully request that when the Legislature adjourns this date it do so in honor and lasting tribute to the memory of Representative Jalbert; and be it further

RESOLVED: That suitable copies of this Joint Resolution be prepared and presented to Yvonne Jalbert and to the members of the Jalbert family as an expression of our esteem.

Comes from the House READ and ADOPTED. Which was READ and ADOPTED, in concurrence.

ORDERS OF THE DAY

On motion by Senator CLARK of Cumberland, the Senate removed from the Tabled and Later Today Assigned matter:

Bill "An Act Concerning Agricultural Road Signs" H.P. 576 L.D. 780

Tabled - March 16, 1989, by Senator CLARK of Cumberland.

Pending - REFERENCE

(Committee on BUSINESS LEGISLATION suggested and ORDERED PRINTED.)

(In House, March 15, 1989, referred to the Committee on AGRICULTURE and ORDERED PRINTED.)

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

Sent down for concurrence.

Senator PEARSON of Penobscot was granted unanimous consent to address the Senate on the Record.

Senator PEARSON: Thank you Mr. President. Mr. President, men and women of the Senate. Tomorrow is St. Patrick's Day. St. Patrick came from a christian family living on the west coast of Brittany in France, as far as we know. At the age of sixteen he was carried off as a slave to Ireland where he stayed for six years and then escaped. He returned in the year of 432 and legend has it that St. Patrick drove the snakes out of Ireland.

Tomorrow we celebrate not only his birthday, but the Irish immigration into America and I would like to dwell on that for a second or two. In 1846, two million acres of Ireland was in potatoes, which was a crop which was worth about sixteen to thirty million pounds. In June of that year there was a report of a disease, potato blight, in some scattered sections of Ireland. By July of that year, after some severe and rather strange weather conditions, the disease spread all over Ireland. A sulfurous sewer-like smell spread and the crop blackened. We know now that the disease had come from America. In a very short time there was nothing left in Ireland but stillness in the villages, poverty in the cottages and emaciated faces everywhere. There were no longer any friendly meetings at neighbors houses, no gatherings on the hill sides on Sunday. Streams of poor people began begging their way through the country side. Some of the beggars came selling grass in their hands for cattle that might have been left so that they could buy some food for their people. Animals were bled on a regular basis to provide liquid food so that the people might be able to live a little longer. The English regarded the beggars as close to criminal. The Irish regarded the relief to the beggars as a sacred duty.

Seven out of eight Irish persons were completely dependent upon the potato. Totally dependent upon the potato. Although, three quarters of Ireland was in corn, wheat, barley and oats, all of that was shipped to England or fed to pigs that were eventually shipped to England and eaten by the English. Six million of the eight million people in Ireland had to subsist on one quarter of the land in that country and only on one crop and that was the potato. The potato was the only food that was allowed the Irish, by the civilized English society, to subsist. The English society who kept the Irish in hopeless degradation.

The homes of the poorest and the weakest were destroyed by the English land barons. Many of the Irish peasants themselves help to tear down their own homes in an attempt to get a little bit of money to keep their children alive for another week or so. The English almost always destroyed the homes so that the Irish couldn't return there and so that their English estates could become larger. The British always had the law on their side and they always had the army and always the orange orders with all of their privilege.

The animals of Ireland, the cows, the pigs and whatever else, dotted the roads of Ireland in 1846 and in 1847 and they were guarded by the British Constabulary. They were moved down these roads to Irish ports and sent to England to be consumed by the Scottish and the English. The Times of London, in 1847, said the Celts were just simply less energetic, less independent, and less industrious than the Saxon. In 1847, the blight hit again, the potato failed again. A disease called green mouth spread all over Ireland. Green mouth was the way that they would find bodies along the road with green mouths, Irish people who had eaten grass in order to stay alive. The English look back in the history books even today and they will say, "it takes patience to realize what is obvious and uncontroversial today, was dark and confused a century ago to many persons of good will." That's the way they excuse themselves.

If the English were dark and confused, Americans four thousand miles away were not. In Boston, New York, and Philadelphia meetings were held in towns all over the country to devise various ways to help the Irish. Railroads in America agreed to carry Irish products free if it had an address of Ireland on it. The United States government with ships of war, two of them, the Jamestown and the Macedonia, rushed supplies to Ireland. One hundred and fourteen other ships from America carried thousands of tons of food to Ireland. We sent clothing, we sent flower meal and corn while the Irish corn that was being grown in Ireland was shipped to Britain to fatten the bellies of the British.

The burial of the Irish became a very big problem. Thousands of them laid along the roads. There is one excerpt that I saw a while ago of a lady who was interviewed around the turn of the century who could remember what she saw and she related the observance that she had of one elderly man, probably in his forties because if you were in your forties in Ireland you were elderly at that time, dragging his two dead children with a rope because he didn't have enough strength to carry them to put them into their grave.

The passage of Irish people, which a number of people in this Chamber are the products of, became for many people the only way out. It is described in Irish literature as a big funeral, it is called the American wake, the last parting when families saw their sons and daughters leaving for the very last time. Usually the eldest son or daughter heading for New Zealand, Canada, Australia and mostly to America where they were to face the religious bigotry of America at that time.

The passage in American ships wasn't that bad, it took about two or three months. The passage on an English ship was called an English Coffin. A good many of them died at sea and were slipped into the water. The priests of the church in Ireland warned their people about the passage, but the people thinking nothing could be any worse than the way they were living ignored them and went abroad. Many of them came over here, earned money, sent money back home for the next to come over and so on. Some of

them sent money home so that they would be able to stay in Ireland. The London Times in 1847 reported, "they are going, they are going, the Irish are going with a vengeance" in one happy headline, because they hated the Irish. The English who, in almost every other sense of the word, have done wonderful things lost their mind when it came to the Irish, they never could treat the Irish very well. There were even plans in Ireland amongst the Anglo Saxons to create schemes to try to finance the shipping of the Irish out of Ireland. There was one scheme to try to send two million into Canada. That was turned down by the government, but it indicates the attitude of the times.

Last summer my good friend from my home town, who is a member of the other Body, and I went to Ireland and I had a chance to make contact with my relatives for the first time since 1910. If you have never been there, you ought to go. Senator Collins and his wife, she is Irish, have been and I know a number of other people have also and they will tell you the same. It is a wonderful land and it is wonderful to be Irish. Thank you.

The President requested the Sergeant-At-Arms to escort the Senator from Cumberland, Senator CLARK to the Rostrum where she assumed the duties as President Pro Tem.

The President then retired from the Senate Chamber.

Senate called to order by the President Pro Tem.

#### Off Record Remarks

#### ORDERS OF THE DAY

The Chair laid before the Senate the Tabled and Specially Assigned matter:

Bill "An Act to Establish a Portion of the Boundary Between the Town of Lincoln and the Town of Enfield in the County of Penobscot from the Penobscot River to the Westerly Shore of Cold Stream Pond"

S.P. 102 L.D. 121

Tabled - March 15, 1989, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENGROSSED

(In Senate, March 15, 1989, READ A SECOND TIME.)

On motion by Senator PEARSON of Penobscot, Senate Amendment "A" (S-14) READ and ADOPTED.

Which was PASSED TO BE ENGROSSED, as Amended.

Sent down for concurrence.

The Chair laid before the Senate the Tabled and Specially Assigned matter:

Emergency

An Act to Amend the Law Regarding the State Forest Nursery

S.P. 97 L.D. 116

(S "A" S-4)

Tabled - March 15, 1989, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENACTED

(In Senate, March 6, 1989, PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-4).)

(In House, March 14, 1989, PASSED TO BE ENACTED.)

On motion by Senator KANY of Kennebec, the Senate SUSPENDED THE RULES.

On further motion by same Senator, the Senate RECONSIDERED whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED.

On further motion by same Senator, the Senate SUSPENDED THE RULES.

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Senate Amendment "A" (S-4).

On further motion by same Senator, Senate Amendment "A" (S-4) INDEFINITELY POSTPONED in NON-CONCURRENCE.

On further motion by same Senator, Senate Amendment "B" (S-13) READ.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Kennebec, Senator Kany.

Senator KANY: Thank you Madam President. Madam President, men and women of the Senate. The proffered Amendment would replace the Emergency preamble with a retroactivity clause. Thank you.

On further motion by same Senator, Senate Amendment "B" (S-13) ADOPTED.

Which was PASSED TO BE ENGROSSED, as Amended in NON-CONCURRENCE.

Sent down for concurrence.

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

The ADJOURNMENT ORDER having been returned from the House READ and PASSED, in concurrence, on motion by Senator BERUBE of Androscoggin, ADJOURNED in memory of Louis Jalbert until Monday, March 20, 1989, at 10:00 in the morning.

ONE HUNDRED AND FOURTEENTH MAINE LEGISLATURE  
FIRST REGULAR SESSION  
29th Legislative Day  
Monday, March 20, 1989

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

Prayer by Reverend Desmond Parker, Chebeague Island United Methodist Church.

National Anthem by Rockland District High School Band.

The Journal of Thursday, March 16, 1989, was read and accepted.

Quorum call was held.

PAPERS FROM THE SENATE

Bill "An Act to Amend the State Antitrust Laws" (S.P. 308) (L.D. 807)

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

Was referred to the Committee on Judiciary in concurrence.

Bill "An Act Relating to Vocational Rehabilitation under the Workers' Compensation Act" (S.P. 307) (L.D. 806)

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

Was referred to the Committee on Labor in concurrence.

Bill "An Act to Create the Individual Income Tax Windfall Fund" (EMERGENCY) (S.P. 306) (L.D. 805)

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

Was referred to the Committee on Taxation in concurrence.

Unanimous Leave to Withdraw

Report of the Committee on Aging, Retirement and Veterans reporting "Leave to Withdraw" on Bill "An Act to Allow Teachers to Purchase Retirement Credits for Years Spent Teaching at a Private College Formerly Connected with a Secondary Institute" (S.P. 149) (L.D. 269)

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

Divided Report

Majority Report of the Committee on State and Local Government reporting "Ought to Pass" as amended by Committee Amendment "A" (S-9) on Bill "An Act to Validate and Approve the Town of China's Town Meeting and School Construction Referendum and Related Proceedings" (S.P. 109) (L.D. 164)

Signed:

Senators:

CARPENTER of York  
BERUBE of Androscoggin  
ESTY of Cumberland  
ROTONDI of Athens  
McCORMICK of Rockport  
WENTWORTH of Wells  
LARRIVEE of Gorham  
DAGGETT of Augusta  
HEESCHEN of Wilton  
CAHILL of Mattawamkeag  
BEGLEY of Waldoboro  
JOSEPH of Waterville

Representatives: