

# 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

Subsequently, was passed to be enacted, signed by the Speaker and sent to the Senate.

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

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

An Act Relating to Confidentiality of Investigative Records of Boards and Commissions (H.P. 232) (L.D. 316) (S. "A" S-51 to C. "A" H-51)  
TABLED - May 1, 1989 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 Wednesday, May 3, 1989.

(Off Record Remarks)

Representative Melendy of Rockland was granted unanimous consent to address the House.

Representative MELENDY: Mr. Speaker, Men and Women of the House: It is with a great deal of pleasure that I rise to share with you a few paragraphs of updated history about the "Bowdoin", the official State of Maine Vessel.

As many of you who were members of the 113th Legislature will recall, the approval of naming the Bowdoin our official state vessel was granted by the Legislature in 1988. I am sure some of you will also remember that, at the time, there were legislators concerned that the state not absorb any cost by the designation of this historic vessel, which was plankied by Maine men, using Maine white oak, and skippered by a Bowdoin College graduate in Arctic explorations.

The Bowdoin had been refurbished by the Schooner Bowdoin Association at a cost of \$750,000. Due to prior fundraising efforts by the association, the purchase of the vessel was possible at a cost of only \$180,000. You will be pleased to hear that the purchase of the Bowdoin by the Maine Maritime Academy was made possible as a result of the sale of another vessel acquired through a drug bust and no state funds needed to be appropriated for this purchase.

As the sponsor of the legislation that gave the Bowdoin its new title, I was invited by Dr. Edward Morse, President of the Schooner Bowdoin Association, and Maine Maritime Academy President Kenneth Curtis to attend the signing of the documents on Thursday, April 27, that made the Bowdoin the property of the State of Maine.

The Bowdoin is now owned by Maine Maritime Academy, which will use the vessel to train academy students to sail, as a recruitment tool, and for public visitation and fundraising for the school during port stays. The restoration of the Bowdoin and the future use of the schooner stands as a tribute to Admiral Donald MacMillan, who captained the boat on many Arctic voyages, and keeps alive an important chapter of Maine History.

On motion of Representative McGowan of Canaan,  
Adjourned until Wednesday, May 3, 1989, at twelve o'clock noon.

In Senate Chamber  
Tuesday  
May 2, 1989

Senate called to Order by the President.

Prayer by Reverend Anthony Lombardi of the South Lewiston Baptist Church in Lewiston.

REVEREND LOMBARDI: I do want to thank you for giving me the privilege to offer this prayer this afternoon. Especially to Senator Georgette Berube, who placed my name in for this purpose. Right now let's pray.

Our Father, as we approach Your throne of grace, we come seeking Your divine help because we are totally dependent upon You. The God who is the originator and sustainer of the home, the church, and the government. Lord, we commit these, who are Senators of our State and want to do their best to represent their constituents. We commit them to You and we ask, O Lord, that You will impress upon them that they are stewards, trustees, they have been entrusted through the election of Thy people to represent them well. We ask, Lord, that as they realize that they are stewards, they will also realize that as stewards they must be found faithful, because they are accountable to You.

We ask, our Lord, as they seek to honor You, they will realize that they have been placed here through Your divine help and that they are to depend upon that divine help each day. You set up one and You put down another, even as the rivers are maintained in the water courses, so we are told that the heart of the king and those who represent our people are in the hands of the Lord.

Lord, we realize that no matter where we go we are in Your presence, even the Psalmist said, "if I send up into heaven, Thou art there, if I make my bet in hell behold Thou art there. If I take the wings of the morning, and dwell in the utter most parts of the sea, even there shall my hand lead me and Thy right hand shall hold me. If I say surely the darkness shall cover me, even the night shall be light about me. The darkness hideth not from Thee, but the night shineth as the day and the darkness and the light are both alike unto Thee."

Father, we pray Thy blessings upon these who seek to conduct this session and represent the people of this great State of Maine. We ask, Lord, that as they conduct this business that You will help them not to seek to promote pet projects, but seek to represent the people and their wishes.

Bless now, glorify Your name and this Senate. We would pray, Father, above all Your name will be exalted through Jesus Christ, our Lord. Amen.

Reading of the Journal of Yesterday.

PAPERS FROM THE HOUSE  
Non-concurrent Matter

Bill "An Act to Increase the Number of Moose Permits Issued to Residents"

H.P. 197 L.D. 277

In House, April 24, 1989, the Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-65).

In Senate, April 27, 1989, the Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill FAILED OF PASSAGE TO BE ENGROSSED in NON-CONCURRENCE.

Comes from the House, that Body ADHERED.

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

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Off Record Remarks

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Non-concurrent Matter

Bill "An Act to Provide Access to Retirement Benefits for Former Spouses of Members of the Armed Forces"

H.P. 312 L.D. 426  
(C "A" H-49)

In Senate, April 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-49), in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-119) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

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Non-concurrent Matter

Bill "An Act Providing Confidentiality for Public Sector Job Applicants" (Emergency)

S.P. 486 L.D. 1328

In Senate, April 25, 1989, referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED.

In House, April 26, 1989, referred to the Committee on JUDICIARY and ORDERED PRINTED in NON-CONCURRENCE.

In Senate, April 27, 1989, INSISTED.

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

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

On further motion by same Senator, referred to the Committee on JUDICIARY and ORDERED PRINTED in NON-CONCURRENCE.

Sent down for concurrence.

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House Papers

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

H.P. 1014 L.D. 1415

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.

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

H.P. 1003 L.D. 1401

Committee on TRANSPORTATION 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.

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Bill "An Act to Promote Responsible Utilization of Ground Water"

H.P. 1011 L.D. 1409

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.

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Bill "An Act to Require Big Game Hunters to Obtain Written Permission Before Hunting on Private Property"

H.P. 1004 L.D. 1402

Bill "An Act Concerning Fishing Regulations in Aroostook County"

H.P. 1005 L.D. 1403

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

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

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Bill "An Act to Increase the Authority of the Department of Human Services to Assess the Medical and Active Treatment Needs of Individuals Applying for Admission to Nursing Homes"

H.P. 1012 L.D. 1410

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.

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Bill "An Act to Amend the Laws Relating to Small Claims"

H.P. 1007 L.D. 1405

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.

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Bill "An Act to Reduce Medical Malpractice"

H.P. 1009 L.D. 1407

Comes from the House referred to the Committee on JUDICIARY 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.

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Bill "An Act Relating to Compensation for Hearing Losses Under the Workers' Compensation Act"

H.P. 1008 L.D. 1406

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

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

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Bill "An Act to Expand State Agency Access to Applicant Lists"

H.P. 1006 L.D. 1404

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 Establish a Local Option Municipal Income Tax Surcharge on Residents and a Municipal Earnings Tax on Nonresidents"

H.P. 1010 L.D. 1408

Bill "An Act to Provide a Homestead Property Exemption"

H.P. 1013 L.D. 1414

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.

SENATE PAPERS

Bill "An Act Relating to Certain Proprietary Information of Insurance Agents and Brokers"

S.P. 519 L.D. 1426

Presented by Senator THERIAULT of Aroostook  
Cosponsored by Representative GARLAND of Bangor and Senator WHITMORE of Androscoggin  
Which was referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.  
Sent down for concurrence.

Bill "An Act Regarding Historical Markers"

S.P. 521 L.D. 1428

Presented by Senator PERKINS of Hancock  
Cosponsored by Senator BRANNIGAN of Cumberland, Senator PEARSON of Penobscot and Representative CHONKO of Topsham  
Which was referred to the Committee on HOUSING AND ECONOMIC DEVELOPMENT and ORDERED PRINTED.  
Sent down for concurrence.  
(See Action Later Today)

Bill "An Act to Combine and Coordinate Services to Maine's Elderly with Services to Other Adults in a Single Bureau of the Department of Human Services"

S.P. 520 L.D. 1427

Presented by Senator HOLLOWAY of Lincoln  
Cosponsored by Senator GAUVREAU of Androscoggin and Representative DELLERT of Gardiner  
Submitted by the Department of Human Services pursuant to Joint Rule 24.  
Which was referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED.  
Sent down for concurrence.

Bill "An Act to Amend the State Identification Law for Developmentally Disabled Students"

S.P. 522 L.D. 1429

Presented by Senator BALDACCI of Penobscot  
Cosponsored by Representative STEVENS of Bangor  
Resolve, to Establish a Charter Commission to Review Androscoggin County Government (Emergency)

S.P. 523 L.D. 1430

Presented by Senator GAUVREAU of Androscoggin  
Cosponsored by Representative NADEAU of Lewiston, Senator WHITMORE of Androscoggin and Representative COTE of Auburn  
Which were referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED.  
Sent down for concurrence.

ORDERS

Joint Resolution

On motion by Senator TWITCHELL of Oxford (Cosponsored by Representative MOHOLLAND of Princeton) (Approved for Introduction by the

Legislative Council pursuant to Joint Rule 35) the following Joint Resolution:

S.P. 518

JOINT RESOLUTION MEMORIALIZING CONGRESS OPPOSING A FEDERAL MOTOR FUEL TAX FOR DEFICIT REDUCTION

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

WHEREAS, some Members of Congress have proposed that the federal tax on motor fuels be substantially increased to raise funds for the purpose of reducing the federal deficit; and

WHEREAS, a federal motor fuel tax increase large enough to provide more than a token decrease in the deficit would shrink the tax base for the states by reducing gasoline use; and

WHEREAS, the states rely heavily on motor fuel taxes for highway and bridge construction and maintenance and for other highway needs; and

WHEREAS, such a reduction in the states' tax base would add pressure for further increases in state motor fuel taxes to compensate for the reduced tax base; and

WHEREAS, such increased taxes at both the federal and state levels would seriously affect travel and tourism within and among the states further eroding state and local government revenues; and

WHEREAS, motor fuel tax increases disproportionately affect the poor and consumers in larger states where travel distances are greater; and

WHEREAS, the diversion of federal motor fuel tax revenues for deficit reduction would place an unfair burden on vehicle users for solving a national problem; and

WHEREAS, such a diversion strikes at the heart of the federal highway user fee concept that has served the nation so well in financing necessary highway-related programs; now, therefore, be it

RESOLVED: That We, your Memorialists, urge Congress to reject proposals to increase the federal motor fuel tax and to find other, more equitable and less damaging ways of reducing the federal budget deficit; and be it further

RESOLVED: That duly authenticated copies of this Memorial be submitted immediately by the Secretary of State to the Honorable George H.W. Bush, the President of the United States, the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States and to each Member of the Maine Congressional Delegation.

Which was READ and ADOPTED.

Sent down for concurrence.

On motion by Senator CLARK of Cumberland, the Senate RECONSIDERED whereby it referred to the Committee on HOUSING AND ECONOMIC DEVELOPMENT: Bill "An Act Regarding Historical Markers"

S.P. 521 L.D. 1428

On further motion by same Senator, referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED.  
Sent down for concurrence.

COMMITTEE REPORTS

House

Ought Not to Pass

The following Ought Not to Pass Reports shall be

placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

The Committee on FISHERIES AND WILDLIFE on Bill "An Act to Regulate Personal Watercraft"

H.P. 55 L.D. 76

The Committee on FISHERIES AND WILDLIFE on Bill "An Act Concerning the Operation of Watercraft"

H.P. 57 L.D. 78

The Committee on FISHERIES AND WILDLIFE on Bill "An Act Concerning the Safe and Responsible Operation of Watercraft"

H.P. 58 L.D. 79

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

H.P. 459 L.D. 624

The Committee on FISHERIES AND WILDLIFE on Bill "An Act Relating to the Issuance of Any-deer Permits"

H.P. 887 L.D. 1231

The Committee on HUMAN RESOURCES on Bill "An Act to Clarify Municipal Responsibility for the Provision of Services and the Payment of Rental Assistance Vouchers"

H.P. 705 L.D. 966

The Committee on LABOR on Bill "An Act to Provide for Collective Bargaining for Substitute Teachers"

H.P. 423 L.D. 588

The Committee on TAXATION on Bill "An Act Relating to Taxation of Trucks"

H.P. 487 L.D. 667

Ought to Pass

The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Provide Funding for the Beals Island Regional Shellfish Hatchery"

H.P. 539 L.D. 736

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.

The Committee on JUDICIARY on Bill "An Act Relating to Theft of Services"

H.P. 362 L.D. 493

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.

Senate at Ease

Senate called to order by the President.

Ought to Pass As Amended

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act to Improve the Air Quality by Limiting the Sulfur Content of Fuel Oils"

H.P. 528 L.D. 713

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-112).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-112).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-112) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act to Improve Indoor Air Quality Through Accurate Testing and Effective Reduction of Radon Levels in Buildings"

H.P. 655 L.D. 889

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-111).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-111).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-111) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

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 TWITCHELL for the Committee on TRANSPORTATION on Bill "An Act to Reimburse Public Utilities for the Costs of Relocating Above-ground Facilities as a Result of State Highway Construction"

S.P. 414 L.D. 1080

Ought to Pass

Senator MATTHEWS for the Committee on LEGAL AFFAIRS on Bill "An Act Regarding Alcohol Credit Sales"

S.P. 218 L.D. 534

Reported that the same Ought to Pass.

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

The Bill TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass As Amended

Senator MATTHEWS for the Committee on LEGAL AFFAIRS on Bill "An Act to Correct Liquor License Fees" (Emergency)

S.P. 68 L.D. 56

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-73).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-73) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Off Record Remarks

SECOND READERS

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

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

H.P. 404 L.D. 547

Bill "An Act Concerning Subpermitting of Moose Hunting Licenses"

H.P. 677 L.D. 928

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

House As Amended

Bill "An Act to Amend the Laws Relating to Notaries Public"

H.P. 241 L.D. 353

(C "A" H-105)

Bill "An Act to Clarify Maintenance of Private Roads and Ways by Municipalities"

H.P. 271 L.D. 383

(C "A" H-84)

Bill "An Act Relating to Ordinary Death Benefits Under the Maine State Retirement System"

H.P. 625 L.D. 848

(C "A" H-103)

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

Bill "An Act to Implement the Governor's Study to Regain Full Use of Maine's Class C Rivers"

H.P. 533 L.D. 718

(C "A" H-102)

Which was READ A SECOND TIME.

On motion by Senator CLARK of Cumberland, Tabled until Later in Today's Session, pending PASSAGE TO BE ENGROSSED AS AMENDED, in concurrence.

Senate

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

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

Sent down for concurrence.

Senate As Amended

Bill "An Act to Prohibit Discrimination Against Persons with the Human Immunodeficiency Virus for Purposes of Insurance Coverage"

S.P. 196 L.D. 444

(C "A" S-66)

Bill "An Act Relating to Tax Exemptions" (Emergency)

S.P. 236 L.D. 566

(C "A" S-67)

Bill "An Act Relating to Contracts Administered by the Department of Transportation"

S.P. 247 L.D. 577

(C "A" S-68)

Resolve, to Redesign the Structure of the Board of Environmental Protection (Emergency)

S.P. 276 L.D. 722

(C "A" S-71)

Bill "An Act Regulating Activities Adjacent to Great Ponds"

S.P. 304 L.D. 802

(C "A" S-72)

Bill "An Act Concerning the Inspection of Dams" (Emergency)

S.P. 331 L.D. 868

(C "A" S-70)

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 Establish an Exemption from the Seaweed Permit for Certain Noncommercial Harvesting

H.P. 89 L.D. 124

(C "A" H-91)

(See Action Later Today)

An Act to Exempt Speech and Hearing Centers from Home Health Care Licensure

S.P. 123 L.D. 189

(C "A" S-47)

An Act to Amend the Uniform Partnership Act with Regard to Partnership Title in Real Estate

S.P. 185 L.D. 342

(C "A" S-48)

An Act to Amend the Law Regarding Shoplifters

H.P. 417 L.D. 582

(C "A" H-87)

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

H.P. 440 L.D. 605

(C "A" H-88)

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

(C "A" H-59)

An Act to Amend the Lobbyist Reporting Law

H.P. 490 L.D. 670

An Act to Make the Department of Mental Health and Mental Retardation Responsible for the Burial Expenses of State Wards

S.P. 295 L.D. 793

(C "A" S-46)

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

Emergency

An Act to Regulate Medical Wastes

H.P. 512 L.D. 692

(C "A" H-90)

This being an Emergency Measure and having received the affirmative vote of 29 Members of the Senate, with No Senators having voted in negative, and 29 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.

Emergency

An Act to Amend the Northern Maine General Hospital Charter to Operate Programs for Disadvantaged Individuals

H.P. 537 L.D. 734

(C "A" H-83)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with No Senators having voted in negative, and 30 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.

On motion by Senator PEARSON of Penobscot, the Senate RECONSIDERED whereby it PASSED TO BE ENACTED:

An Act to Establish an Exemption from the Seaweed Permit for Certain Noncommercial Harvesting

H.P. 89 L.D. 124  
(C "A" H-91)

(In House, May 1, 1989, PASSED TO BE ENACTED.) (In Senate, April 26, 1989, PASSED TO BE ENGROSSED, as Amended, in concurrence.)

On further motion by same Senator, placed on the SPECIAL APPROPRIATIONS TABLE, pending PASSAGE TO BE ENACTED, in concurrence.

Off Record Remarks

ORDERS OF THE DAY

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

Bill "An Act to Enhance the Integrated Pest Management Capabilities of Agriculture in Maine"

S.P. 357 L.D. 958

Tabled - May 1, 1989, by Senator DUTREMBLE of York.

Pending - PASSAGE TO BE ENGROSSED

(In Senate, May 1, 1989, RECONSIDERED PASSAGE TO BE ENGROSSED.)

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending PASSAGE TO BE ENGROSSED.

HELD BILL

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Pearson.

Senator PEARSON: Thank you Mr. President. Mr. President, is the Senate in possession of L.D. 325?

THE PRESIDENT: The Chair would answer in the affirmative, the Bill having been held at the Senators request.

On motion by Senator PEARSON of Penobscot, the Senate RECONSIDERED whereby it PASSED TO BE ENACTED:

An Act to Increase the Compensation of the Board of Dental Examiners and Secretary-Treasurer of the Board

S.P. 168 L.D. 325  
(C "A" S-45)

(In Senate, May 1, 1989, PASSED TO BE ENACTED, in concurrence.)

On further motion by same Senator, Tabled 1 Legislative Day, pending PASSAGE TO BE ENACTED, in concurrence.

Senate at Ease

Senate called to order by the President.

ORDERS OF THE DAY

The Chair laid before the Senate the Tabled and Later Today Assigned matter:

Bill "An Act to Increase the Number of Moose Permits Issued to Residents"

H.P. 197 L.D. 277

Tabled - May 2, 1989, by Senator CLARK of Cumberland.

Pending - FURTHER CONSIDERATION

(In House, April 24, 1989, the Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-65).)

(In Senate, April 27, 1989, the Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill FAILED OF PASSAGE TO BE ENGROSSED in NON-CONCURRENCE.)

(In House, May 1, 1989, that Body ADHERED.)

Senator ERWIN of Oxford moved that the Senate RECEDE and CONCUR.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Pearson.

Senator PEARSON: Thank you Mr. President. Mr. President, men and women of the Senate. When the first moose Bill was passed to allow the taking of moose, I believe it was the first time since 1935, I was a member of the other Body. When the Bill was passed, the limit was at one thousand and it went out to all the voters of Maine and they ratified the action of the Maine Legislature. Many people have come into the Legislature since that time and many people have left. There are not a lot of us who are still here that were here then, but I felt, and still feel, that at that time we made a promise not only to ourselves, but to the people of Maine in as much as it went out to a statewide vote that it would be one thousand. That is why I feel it should say at that number. A promise was made in this particular Body at that time. There was considerable debate over the issue and I can remember very distinctly Senator Conley from Portland, who was against the passage of anything, added an amendment one time that said nobody could take a moose with anything other than a thirty-five millimeter camera. Some of you who were here will remember those days and how exciting they were and how much debate took place. My comrade, who is a Representative from Old Town, Representative Gould, in the last vote of the Maine Senate when it was finally enacted was out in the corridor with his trombone playing taps. There was a lot of feeling about that Bill and I still think there is. When I went home the last couple of weekends, going down to the general store that has a lunch counter, I wasn't able to get through breakfast without people talking to me about this particular Bill. The way they said it on several occasions was one thousand moose was enough.

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Erwin.

Senator ERWIN: Thank you Mr. President. Mr. President, men and women of the Senate. When the vote was taken on this Bill last week, as I looked around the Chamber, I have to admit I was just a little surprised. I know there are strong feelings on the hunting and trapping issues and I respect the people with those strong feelings, but there were others that I couldn't quite figure out. Since then, I have been asking myself, why did they vote that way? The only answer I can come up with was that they must know something that I don't know. They must know something that some of the other members of the Fisheries and Wildlife Committee don't know.

The Commissioners of the various Departments have a very important and a very tough job. They are picked for their capability, their dedication, their credibility and those are just three of the many things that I am sure goes through the Governor's mind when he is choosing someone for nomination to be a Commissioner. It is not an easy job.

We in the Legislature, in all our wisdom, give what I would call management tools to the different Commissioners to try to help them better run and operate their Departments. This Bill, under consideration today, I consider one of those management tools.



Existing statutes give Commissioner William Vail the right to issue zero permits or up to one thousand permits, it doesn't tell him that he has to issue any. This Bill would increase that range from zero permits to fifteen hundred permits. I don't know whether you have noticed it or not, but you have a letter that the Commissioner has had placed on each of your desks. I suggest you at least look at it, whether you spend time reading it or not is up to you, but I think you should at least look at it.

What we are deciding today, when you come right down to the nuts and bolts, is that we expect our Commissioners to run their Departments, we expect them to be capable, we demand on them certain things. Are we, or are we not, going to support our Commissioner? Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Gould.

Senator GOULD: Thank you Mr. President. Mr. President, men and women of the Senate. I rise today to support the Senator from Oxford, Senator Erwin's, position. I would like to read to you two paragraphs of the Commissioner's letter, because I think they are very important. "I think it is very important that you understand the fact that Maine's moose population is continuing to grow and that an increase in the number of permits available is virtually important to maintain the health and stability of the moose herd."

"I cannot overstate how critical it is to keep the moose population in line with the available habitat and to further be able to adjust the harvest either up or down depending on these changes. By increasing the ceiling from one thousand to fifteen hundred, you will be giving our agency the ability to more effectively adapt to these ever changing population levels and habitat differences." I urge you to follow the good Senator from Oxford, Senator Erwin's, motion to Recede and Concur. Thank you.

On motion by Senator CLARK of Cumberland, RECESSED until 4:30 this afternoon.

After Recess

Senate called to order by the President.

ORDERS OF THE DAY  
Unfinished Business

The following matters in the consideration of which the Senate was engaged at the time of Recess, have preference in the Orders of the Day and continue with such preference until disposed of as provided by Senate Rule 29.

The Chair laid before the Senate:

Bill "An Act to Increase the Number of Moose Permits Issued to Residents"

H.P. 197 L.D. 277

Tabled - May 2, 1989, by Senator CLARK of Cumberland (Later Today).

Pending - Motion of Senator ERWIN of Oxford to RECEDE and CONCUR

(In House, April 24, 1989, the Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-65).)

(In Senate, April 27, 1989, the Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill FAILED OF PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-65) in NON-CONCURRENCE.)

(In House, May 1, 1989, that Body ADHERED.)

THE PRESIDENT: The pending question before the Senate is the motion of Senator ERWIN of Oxford to RECEDE and CONCUR.

The Chair will order a Division.

On motion by Senator ERWIN of Oxford, supported by a Division of at least one-fifth of the Members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Clark.

Senator CLARK: Thank you Mr. President. Mr. President, men and women of the Senate. Loathe the Senate Majority Leader who stands up and thinks that she can add anything of meaning or influence to a Bill that deals with the number of moose permits issued to Maine residents, but allow me to speak as the individual Senator from Senate District 26, and share with you my experience, with reference to this measure and its predecessors.

While I would, in all sincerity, like to be able to support the Senate Chair of the Committee on Fisheries and Wildlife this later afternoon, I must tell you that I have to vote against the pending motion on this Roll Call that we are about to take. In all of the years that I have served in public elected office in this Maine Legislature, in one Chamber or the other, there has never been a more unpopular vote than the one I cast in support of what is now known as the "Maine Moose Hunt."

I am continually badgered by being not so gently reminded by a large number of my constituents that I voted not in the best interest of my constituents, or as the majority of them feel relative to harvesting of Maine moose. Yet, at the time I cast the vote, I thought I was doing so responsibly, reasonably, and intelligently, for I was a graduate of one of the numbers of Commissions whose charge had been to study the funding of the Department of Inland Fisheries and Wildlife and a moose hunt was part of the examination in the interim between sessions. I took that charge very seriously.

To this day, I continue to support the moose hunt, but in earlier debate there are those who suggested to do otherwise. In other words, to increase the number of moose that may be harvested would, in fact, be breaking faith with the people of the State of Maine and that is exactly why I must vote against the pending motion. As five constituents from my area said to me today, as they were testifying on a Bill which originated locally within my district, "don't let them shoot more moose, Nancy. If they keep raising the ante, it just isn't fair to those of us who don't support Maine's moose hunt." I am not about to quote a friend of mine, who has a father, her name is Ashley, but I do understand the Commissioner's letter and I would like in so many respects to personally recognize his administration for committing itself to manage this remarkable wildlife resource. To be true to my Senate District, I must vote against the pending motion. Thank you Mr. President.

THE PRESIDENT: The pending question before the Senate is the motion of Senator ERWIN of Oxford to RECEDE and CONCUR.

A vote of Yes will be in favor to RECEDE and CONCUR.

A vote of No will be opposed.

Is the Senate ready for the question?

Senator CAHILL of Sagadahoc who would have voted NAY requested and received Leave of the Senate to pair her vote with Senator BRAUN of Knox who would have voted YEA.

The Doorkeepers will secure the Chamber.  
The Secretary will call the Roll.

ROLL CALL

YEAS: Senators BOST, BRANNIGAN, CARPENTER, COLLINS, ERWIN, ESTES, GAUVREAU, GOULD, HOBBS, LUDWIG, MATTHEWS,

NAYS: THERIAULT, WEBSTER, WEYMOUTH  
Senators ANDREWS, BALDACCI, BERUBE,  
CLARK, DILLENBACK, DUTREMBLE,  
EMERSON, ESTY, HOLLOWAY, KANY,  
PEARSON, PERKINS, RANDALL, TITCOMB,  
TWITCHELL, THE PRESIDENT - CHARLES  
P. PRAY

ABSENT: Senators BUSTIN, GILL, WHITMORE

PAIRED: Senators BRAWN, CAHILL

14 Senators having voted in the affirmative and 16 Senators having voted in the negative, with 2 Senators having paired their votes and 3 Senators being absent, the motion of Senator ERWIN of Oxford, to RECEDE and CONCUR, FAILED.

THE PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Webster.

Senator WEBSTER: Thank you Mr. President. Mr. President, I would like to pose an inquiry. Do we need to make another motion on this issue.

THE PRESIDENT: The Chair would respond in the affirmative, the Chair awaits a motion.

The Chair, in the absence of a motion from the floor, moved the Senate ADHERE.

Senator WEBSTER of Franklin requested a Division.

On motion by Senator MATTHEWS of Kennebec, supported by a Division of at least one-fifth of the Members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Matthews.

Senator MATTHEWS: Thank you Mr. President. Mr. President, men and women of the Senate. I did want to speak as you may remember, earlier today on the moose hunting Bill. I was here back in 1982 in the other Body and remember the lengthy discussion we had on this issue. I don't remember any attempt to get some kind of statement from the Legislature in concrete that we wouldn't seek to do the right thing, which we are involved in as far as trying to enhance the game species in this state. Ladies and gentlemen, we shouldn't be deciding moose hunting based on emotionalism. In fact, the Legislature shouldn't be deciding that issue at all. It should be the Department of Fisheries and Wildlife and the Commissioner. I can remember that debate and fighting for that issue during that year to get an opportunity for Maine hunters and sportsmen to have the opportunity to bring some increased revenue to the State of Maine through hunting and fishing to our northern part of the state. Ladies and gentlemen, we have all the scientific information that we should need from the Department. There were no deals struck, that I can remember, and I would think that the citizens of this state would want us to do the right thing based on biological evidence, based on the scientific research by the biologists, wardens, and other experts in the field. What we have here today is emotionalism and it doesn't make any sense at all. So, I hope you would reconsider your vote and allow the Department to do what it is charged to do and if we can benefit as sportsmen to have a little more of a hunting opportunity than so be it. I think that makes sense. Thank you.

Senator WEBSTER of Franklin moved to TABLE 1 Legislative Day, pending the motion of the Chair to ADHERE.

Senator DUTREMBLE of York requested a Division.

THE PRESIDENT: The pending question before the Senate is the motion of Senator WEBSTER of Franklin, to TABLE 1 Legislative Day, pending the motion to ADHERE.

A Division has been requested.

Will all those Senators in favor of the motion of Senator WEBSTER of Franklin, to TABLE 1 Legislative

Day, please rise in their places and remain standing until counted.

Will all those opposed please rise in their places and remain standing until counted.

15 Senators having voted in the affirmative and 15 Senators having voted in the negative, the motion of Senator WEBSTER of Franklin, to TABLE 1 Legislative Day, FAILED.

Senator CAHILL of Sagadahoc moved that the Senate INSIST.

Senator DUTREMBLE of York requested a Division.

THE PRESIDENT: The pending question before the Senate is the motion of Senator CAHILL of Sagadahoc, to INSIST.

A Division has been requested.

Will all those Senators in favor of the motion of Senator CAHILL of Sagadahoc, to INSIST, please rise in their places and remain standing until counted.

Will all those opposed please rise in their places and remain standing until counted.

1 Senator having voted in the affirmative and 30 Senators having voted in the negative, the motion of Senator CAHILL of Sagadahoc, to INSIST, FAILED.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Matthews.

Senator MATTHEWS: Thank you Mr. President. Would a motion be in order?

THE PRESIDENT: The Chair would advise the Senator that the only motion available at this time is the motion to Adhere.

The Chair recognizes the Senator from York, Senator Hobbins.

Senator HOBBS: Thank you Mr. President. Mr. President a I would like to pose a parliamentary inquiry. Would a motion at this time to substitute the Bill for the Committee Report be in order?

THE PRESIDENT: The Chair would advise the Senator that presently we are in Non-Concurrence. So, the motion would not be proper. The present motion is the motion to Adhere.

THE PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Webster.

Senator WEBSTER: Thank you Mr. President. Once again I have enjoyed this exercise here, I think it has been well worth our time this evening. I have a parliamentary inquiry. With the House having Adhered, what option do we have but to accept what they have offered us. If our only option is to Recede and Concur and we have already defeated that motion, then the Bill is dead, right?

THE PRESIDENT: The Chair would advise the Senator that the options available would be; one, for someone on the prevailing side of the previous motion to reconsider whereby we failed to Recede and Concur or two, to Adhere.

The Chair recognizes the Senator from Franklin, Senator Webster.

Senator WEBSTER: Thank you Mr. President. If we defeat the motion to Recede and Concur, which we have done, unfortunately I might add, we don't need to Adhere since we can't agree with them by not Receding and Concurring, so what is the reason for Adhering? The Bill is dead if we don't Recede and Concur.

THE PRESIDENT: The Chair would point out that the Rules require completion of action by each Legislative Body.

The pending question before the Senate is the motion to ADHERE.

A vote of Yes will be in favor to ADHERE.

A vote of No will be opposed.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators ANDREWS, BALDACCI, BERUBE, CAHILL, CLARK, DILLENBACK, DUTREMBLE, EMERSON, ESTY, HOLLOWAY, KANY, PEARSON, PERKINS, RANDALL, TITCOMB, TWITCHELL, THE PRESIDENT - CHARLES P. PRAY

NAYS: Senators BOST, BRANNIGAN, CARPENTER, COLLINS, ERWIN, ESTES, GAUVREAU, GOULD, HOBBS, LUDWIG, MATTHEWS, THERIAULT, WEBSTER, WEYMOUTH

ABSENT: Senators BRAWN, BUSTIN, GILL, WHITMORE

17 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 4 Senators being absent, the motion to ADHERE, PREVAILED.

The Secretary has notified the Speaker of the House.

The Chair laid before the Senate the Tabled and Later Today Assigned matter: (5/2/89)

Bill "An Act to Implement the Governor's Study to Regain Full Use of Maine's Class C Rivers"

H.P. 533 L.D. 718  
(C "A" H-102)

Tabled - May 2, 1989, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENGROSSED AS AMENDED

(In Senate, May 2, 1989, READ A SECOND TIME.)

(In House, April 27, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-102).)

Senator BALDACCI of Penobscot moved that the Senate RECONSIDER whereby it ADOPTED Committee Amendment "A" (H-102).

Senator KANY of Kennebec requested a Division.

On motion by Senator BALDACCI of Penobscot, supported by a Division of at least one-fifth of the Members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Baldacci.

Senator BALDACCI: Thank you Mr. President. Mr. President, men and women of the Senate. The motion to Reconsider is so that I may have the ability to present an amendment to this particular Bill that I feel would make it a very good Bill and a very workable Bill. I would like to have the ability to offer that amendment to this particular Bill. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Clark.

Senator CLARK: Thank you Mr. President. I would like to pose a question through the Chair to any Senator who may care to respond. For a number of hours today I have heard about an amendment. Would someone in this Chamber please clarify what is the general thrust of the amendment and why isn't the amendment before us, seeing that there has been plenty of time to prepare the amendment so that we may address it this afternoon?

THE PRESIDENT: The Senator from Cumberland, Senator Clark, has posed a question through the Chair to any Senator who may care to respond.

The Chair recognizes the Senator from Penobscot, Senator Baldacci.

Senator BALDACCI: Thank you Mr. President. Mr. President, men and women of the Senate. The item was dealt with yesterday by this Body. At that time, there was a concern as to some components of the study that was being used to implement to make statewide standards. It was at that time that I decided that maybe we ought to do a little more work, if we are going down that road, to make this Bill a little bit better.

I didn't want to propose any type of an amendment if the Body wasn't willing to Reconsider. The amendment that I am going to present deals with areas that the study did not deal with that later became the standards. Those are in the enzyme and scum areas and there wasn't anything done as far as that particular issue. Also the issue of perceptibility versus use and the issue of a time frame for the Board of Environmental Protection to implement the recommendations from that study to make sure that it wasn't just another study, but, in fact, it ultimately became law. That basically is the amendment and it isn't before us today because of the consideration of whether this Body would Reconsider or whether there was support to do that. Why go ahead and draft something if the Body isn't going to be amenable to listening to any type of discussion on the issue.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Pearson.

Senator PEARSON: Thank you Mr. President. Mr. President, men and women of the Senate. It seems to me that if we were to Reconsider this particular Committee Amendment, we all know that we would be doing that in order to consider another amendment. The good Senator from Penobscot, Senator Baldacci, has given us a skeleton outline of what that amendment would be, but I would like to know what the time frame is before I would vote to remove this Committee Amendment. I think that is fair. Where is the amendment? What does it say, specifically?

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Baldacci.

Senator BALDACCI: Thank you Mr. President. Mr. President, men and women of the Senate. To try to help answer the question, the time frame that would be used to implement this Report would be the same time frame that is discussed in the Committee Amendment that was drafted. The study that would be utilized, would include those components that I feel were not part of that study.

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

Senator KANY: Thank you Mr. President. Mr. President, men and women of the Senate. I ask you to defeat the motion before you. I want to remind you all that we actually have a law on the books now that requires discharge of pollutants to waters of the state which imparts color, taste, toxicity, etc., which cause those waters to be unsuitable for the designated uses and characteristics. There things are already prohibited. What is missing in the law are standards and a time table for compliance, that is what the Committee Amendment did that you Adopted yesterday. I don't want another long debate, we had plenty of debate yesterday on this issue, but I would just like to say that we aren't asking too much of the paper companies. What we are asking is to share the rivers with the people of Maine. Not to have the people take them over from the paper companies.

THE PRESIDENT: The pending question before the Senate is the motion of Senator BALDACCI of Penobscot to RECONSIDER ADOPTION of Committee Amendment "A" (H-102).

A vote of Yes will be in favor to RECONSIDER ADOPTION of Committee Amendment "A" (H-102).

A vote of No will be opposed.

Is the Senate ready for the question?

Senator MATTHEWS of Kennebec who would have voted YEA requested and received Leave of the Senate to pair his vote with Senator BUSTIN of Kennebec who would have voted NAY.

The Doorkeepers will secure the Chamber. The Secretary will call the Roll.

ROLL CALL

YEAS: Senators BALDACCI, CAHILL,  
CARPENTER, COLLINS, DILLENBACK,  
EMERSON, GOULD, HOLLOWAY, LUDWIG,  
PERKINS, RANDALL, WEBSTER, WEYMOUTH

NAYS: Senators ANDREWS, BERUBE, BOST,  
BRANNIGAN, CLARK, DUTREMBLE, ERWIN,  
ESTES, ESTY, GAUVREAU, HOBBS,  
KANY, PEARSON, THERIAULT, TITCOMB,  
TWITCHELL, THE PRESIDENT - CHARLES  
P. PRAY

ABSENT: Senators BRAUN, GILL, WHITMORE

PAIRED: Senators BUSTIN, MATTHEWS

13 Senators having voted in the affirmative and  
17 Senators having voted in the negative, with 2  
Senators having paired their votes and 3 Senators  
being absent, the motion of Senator BALDACCI of  
Penobscot, to RECONSIDER ADOPTION of Committee  
Amendment "A" (H-102), FAILED.

Which was PASSED TO BE ENGROSSED, as Amended, in  
concurrence.

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

COMMITTEE REPORTS

Senate

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:

Senator WHITMORE for the Committee on BUSINESS  
LEGISLATION on 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

Senator WHITMORE for the Committee on BUSINESS  
LEGISLATION on 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

Change of Reference

Senator BOST for the Committee on UTILITIES on  
Bill "An Act to Regulate Incineration Plants"

S.P. 182 L.D. 339

Reported that the same be REFERRED to the  
Committee on ENERGY AND NATURAL RESOURCES.

Which Report was READ and ACCEPTED.

The Bill REFERRED to the Committee on ENERGY AND  
NATURAL RESOURCES.

Sent down for concurrence.

Ought to Pass As Amended

Senator HOBBS for the Committee on BUSINESS  
LEGISLATION on Bill "An Act Relating to the Licensing  
of Insurance Agents, Brokers and Adjusters"

S.P. 53 L.D. 28

Reported that the same Ought to Pass as Amended  
by Committee Amendment "A" (S-74).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-74) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND  
READING.

Senator KANY for the Committee on ENERGY AND  
NATURAL RESOURCES on Bill "An Act to Require the  
Department of Human Services to Investigate Zero  
Discharge Systems" (Emergency)

S.P. 88 L.D. 90

Reported that the same Ought to Pass as Amended  
by Committee Amendment "A" (S-77).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-77) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND  
READING.

Senator KANY for the Committee on ENERGY AND  
NATURAL RESOURCES on Bill "An Act to Revise the  
Particulate Matter Air Quality Standard"

S.P. 136 L.D. 221

Reported that the same Ought to Pass as Amended  
by Committee Amendment "A" (S-76).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-76) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND  
READING.

Senator BOST for the Committee on UTILITIES on  
Bill "An Act to Make Changes to the Public Utilities  
Commission Laws"

S.P. 161 L.D. 309

Reported that the same Ought to Pass as Amended  
by Committee Amendment "A" (S-78).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-78) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND  
READING.

On motion by Senator BRANNIGAN of Cumberland,  
ADJOURNED until Wednesday, May 3, 1989, at 12:00 in  
the afternoon.