

# MAINE STATE LEGISLATURE

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

**VOLUME II**

**FIRST REGULAR SESSION**

May 10, 1989 to June 14, 1989

Yes, 90; No, 50; Absent, 10; Vacant, 1; Paired, 0; Excused, 0.

90 having voted in the affirmative and 50 in the negative with 10 being absent and 1 vacant, the rules were not suspended.

On motion of Representative Martin of Eagle Lake, Recessed until three-thirty in the afternoon.

(After Recess)

The House was called to order by the Speaker.

The Chair laid before the House the following matter: An Act to Regain Full Use of Maine's Waters Through the Establishment of Color Standards (H.P. 533) (L.D. 718) (C. "A" H-102) which was being taken up at the time of recess.

The SPEAKER: The Chair recognizes the Representative from Fairfield, Representative Gwadosky.

Representative GWADOSKY: Mr. Speaker, Men and Women of the House: I move that this bill be recommitted to the Committee on Energy and Natural Resources.

It appears that the Governor of this state by his recent press statements would like to have the opportunity to present legislation dealing with this very important issue, an issue that has divided members of this House and people of this state for some time now. I think in lieu of that, that the only prudent course to take at this time is to put this particular bill back into the Committee of Energy and Natural Resources and allow the Governor of this state to prove what he said he would like to do and submit legislation to deal with this crucial problem. That is exactly what this motion would accomplish.

The SPEAKER: The Chair recognizes the Representative from Cape Elizabeth, Representative Webster.

Representative WEBSTER: Mr. Speaker, Men and Women of the House: I applaud that motion and I think all of us are very anxious to see that there be legislation this session that deals with color in the rivers and I hope that we can send this back to the Committee and address that question.

Subsequently, the Bill was recommitted to the Committee on Energy and Natural Resources and sent up for concurrence.

(Off Record Remarks)

On motion of Representative Gwadosky of Fairfield, Adjourned until Wednesday, May 24, 1989, at twelve o'clock noon.

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

In Senate Chamber  
Tuesday  
May 23, 1989

Senate called to Order by the President.

Prayer by Reverend Pat MacHugh of the Methodist Church in Corinna.

REVEREND MACHUGH: Let's be in the spirit of prayer. O God of great compassion, God of justice, we come to You with hopeful and trusting hearts. In our spoken words and in our deepest thoughts, we lift up to You the needs of ourselves and the people of our state and our world.

We come to You, God, in many moods. Some of us could not wait to get here today; some of us just made it. Some of us know exactly why we have come; others are not sure. Yet, we are all here. We remember before You all that has made life good in recent days. The love of family and friends, the satisfaction of work completed, and the sweetness of rest. For any and all things which make us glad to be alive, we rejoice!

We remember also the people who do not or cannot share in our rejoicing, the lonely, the sick, those imprisoned or at war, the poor and the desperate. For our sisters and brothers facing any distress, we pray Your strength and peace will find and sustain them. We come before You with humble appreciation that Your power is expressed towards us in a mighty love.

We are grateful for this opportunity of service and for the courage and insights of our forebears who cared enough to speak up and speak out for what they believed to be the best ways to return Your love and act upon it. We pray for the strength in ourselves to protest when that is called for, and to keep silence when that, too, serves Your will.

As we enter this time, O God, we open ourselves to Your discipline and guidance. We call upon You to form us in Your image, that we might act in spirit and in truth. Be present as we work in Your name. Amen.

Reading of the Journal of Yesterday.

PAPERS FROM THE HOUSE  
Non-concurrent Matter

Bill "An Act to Establish a Process for the Deorganization of Municipalities and Plantations" (Emergency)

H.P. 223 L.D. 303  
(C "A" H-167)

In Senate, May 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-167), in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-167) AS AMENDED BY HOUSE AMENDMENT "A" (H-238), thereto in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

House Papers

Bill "An Act to Demonstrate Primary Prevention through Youth and Elderly Community Services"

H.P. 1207 L.D. 1679

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.

Resolve, Authorizing and Directing the Bureau of Public Lands to Convey Title to a Certain Parcel of Land in Augusta to the Maine Veterans' Homes Subject to Certain Conditions

H.P. 1212 L.D. 1684

Resolve, Authorizing the Conveyance of Certain Public Lands

H.P. 1213 L.D. 1685

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.

Resolve, to Protect and Preserve Certain Property in Saco Owned by the Finance Authority of Maine (Emergency)

H.P. 1210 L.D. 1682

Comes from the House referred to the Committee on HOUSING AND ECONOMIC DEVELOPMENT and ORDERED PRINTED.

Which was referred to the Committee on HOUSING AND ECONOMIC DEVELOPMENT and ORDERED PRINTED, in concurrence.

Bill "An Act to Ensure the Continuity of Mental Health Services" (Emergency)

H.P. 1211 L.D. 1683

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 Eliminate the Dual Minimum Wage Scheme"

H.P. 1208 L.D. 1680

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.

Bill "An Act to Increase the Borrowing Authority of the Ogunquit Sewer District"

H.P. 1209 L.D. 1681

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: S.P. 603  
114TH MAINE LEGISLATURE  
May 22, 1989

Senator Raynold Theriault  
Representative Charlene B. Rydell  
Chairpersons  
Joint Standing Committee on Banking and Insurance  
114th Legislature  
Augusta, Maine 04333  
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated H. Donald DeMatteis of Litchfield

for reappointment as the Superintendent of the Maine Bureau of Banking.

Pursuant to Title 9B, M.R.S.A. Section 211, this nomination will require review by the Joint Standing Committee on Banking and Insurance and confirmation by the Senate.

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

Which was READ and referred to the Committee on BANKING AND INSURANCE.  
Sent down for concurrence.

The Following Communication: S.P. 604  
114TH MAINE LEGISLATURE  
May 22, 1989

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

Please be advised that Governor John R. McKernan, Jr. has nominated Malcolm C. Cianchette of Hartland for reappointment and Robert L. Hinckley of Manset and Warren C. Cook of Freeman Township for appointments to the Maine Maritime Academy Board of Trustees.

Pursuant to P.L. 1975, Chapter 771, Section 428, these nominations will require review by the Joint Standing Committee on Education and confirmation by the Senate.

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

Which was READ and referred to the Committee on EDUCATION.  
Sent down for concurrence.

The Following Communication:  
STATE OF MAINE  
DEPARTMENT OF AUDIT  
STATE HOUSE STATION 66  
AUGUSTA, MAINE 04333  
May 22, 1989

Senator Charles P. Pray  
President of the Senate  
State House Station 3  
Augusta, Maine 04333  
Dear President Pray:

I submit herewith the 68th Annual Report of the State Auditor for the fiscal year ended June 30, 1987 as required by Title 5, section 244 of the Maine Revised Statutes.

I would like to express my special appreciation to the managers and staff of the Department of Audit for their continued support of quality audits and to the officials and employees of the various state departments, courts, counties and municipalities for their cooperation with this department.

Respectfully submitted,  
S/Rodney L. Scribner  
CPA  
State Auditor

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

SENATE PAPERS

Bill "An Act to Amend Maine's Unclaimed Property Act"

S.P. 602 L.D. 1688

Presented by Senator BALDACCI of Penobscot  
Cosponsored by Senator BRANNIGAN of Cumberland and Representative ALLEN of Washington  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Committee on LEGAL AFFAIRS suggested and ORDERED PRINTED.

On motion by Senator CLARK of Cumberland, referred to the Committee on BUSINESS LEGISLATION 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 BUSINESS LEGISLATION on Bill "An Act to Prohibit Automated Telephone Solicitation"

H.P. 90 L.D. 125

The Committee on EDUCATION on Bill "An Act Relating to the Approval of School Administrative District Budgets"

H.P. 133 L.D. 177

The Committee on ENERGY AND NATURAL RESOURCES on 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

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act to Improve the Management of Solid Waste in Maine" (Emergency)

H.P. 681 L.D. 932

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act to Clarify Those Waters of the State That Constitute Outstanding National Resources"

H.P. 892 L.D. 1236

The Committee on FISHERIES AND WILDLIFE on Bill "An Act Concerning Fishing Regulations in Aroostook County"

H.P. 1005 L.D. 1403

The Committee on FISHERIES AND WILDLIFE on Bill "An Act Relating to Doe Hunting Permits"

H.P. 1041 L.D. 1452

The Committee on FISHERIES AND WILDLIFE on Bill "An Act Relating to Maine Hunting Licenses"

H.P. 1065 L.D. 1487

The Committee on LEGAL AFFAIRS on Bill "An Act to Limit Political Action Committee Expenditures in Support of or Opposition to Candidates for Legislative Office"

H.P. 92 L.D. 127

The Committee on LEGAL AFFAIRS on Bill "An Act to Limit Spending and Contributions in Campaigns for Governor"

I.B. 2 L.D. 256

The Committee on LEGAL AFFAIRS on Bill "An Act to Limit Legislative Campaign Spending"

H.P. 329 L.D. 448

The Committee on LEGAL AFFAIRS on Bill "An Act to Provide More Equitable Treatment of Manufactured Housing"

H.P. 485 L.D. 665

The Committee on LEGAL AFFAIRS on Bill "An Act to Permit Property Managers to Appear on Behalf of Owners of Residential Dwelling Units"

H.P. 562 L.D. 760

The Committee on LEGAL AFFAIRS on Bill "An Act to Impose Spending Limits on Legislative Campaigns"  
H.P. 577 L.D. 781

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

H.P. 469 L.D. 634

The Committee on BUSINESS LEGISLATION on Bill "An Act to Amend the Automobile Disclosure Laws"

H.P. 480 L.D. 660

The Committee on EDUCATION on Bill "An Act to Expand and Improve the School Year"

H.P. 22 L.D. 17

The Committee on EDUCATION on Bill "An Act to Alter the Method of Approving Equivalent Instruction in Home Schools"

H.P. 77 L.D. 108

The Committee on EDUCATION on Bill "An Act to Revise the Truancy Laws"

H.P. 732 L.D. 1009

The Committee on EDUCATION on Bill "An Act to Ensure that All Maine Students Leave Secondary School with Basic Literacy Skills"

H.P. 800 L.D. 1112

The Committee on HUMAN RESOURCES on Bill "An Act to Amend the Smoking in Restaurants Law"

H.P. 724 L.D. 1001

The Committee on JUDICIARY on Bill "An Act to Strengthen Grandparent Visitation Rights"

H.P. 311 L.D. 425

The Committee on JUDICIARY on Bill "An Act to Amend the Law Relating to Obstruction of Public Ways"

H.P. 333 L.D. 452

The Committee on JUDICIARY on Bill "An Act to Increase the Penalties for Drug Offenses Involving Firearms"

H.P. 450 L.D. 615

The Committee on JUDICIARY on Bill "An Act Regarding Access to Places of Employment or Public Accommodation"

H.P. 714 L.D. 975

The Committee on LABOR on Bill "An Act to Restrict Excessive Work Hours"

H.P. 251 L.D. 363

The Committee on LEGAL AFFAIRS on Bill "An Act to Make Corrections in the Recodification of the Liquor Laws"

H.P. 42 L.D. 53

The Committee on LEGAL AFFAIRS on Bill "An Act to Promote Affordable Housing"

H.P. 521 L.D. 706

The Committee on LEGAL AFFAIRS on Bill "An Act to Clarify the Landlord's Duty to Mitigate Damages"

H.P. 546 L.D. 743

The Committee on LEGAL AFFAIRS on Bill "An Act Concerning Payment of Law Enforcement Training Costs"

H.P. 930 L.D. 1296

The Committee on LEGAL AFFAIRS on Bill "An Act to Change Certain Criminal Violations to Civil Violations"

H.P. 947 L.D. 1315

The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Provide for Biennial Review of the Aroostook County Budget"

H.P. 877 L.D. 1220

The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Expand State Agency Access to Applicant Lists"

H.P. 1006 L.D. 1404

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

H.P. 510 L.D. 690

Change of Reference

The Committee on HUMAN RESOURCES on Bill "An Act to Amend the Third-party Prescription Program Act and Provide for Responsible Health Care Decisions"

H.P. 943 L.D. 1311

Reported that the same be REFERRED to the Committee on BUSINESS LEGISLATION.

Comes from the House with the Report READ and ACCEPTED and the Bill REFERRED to the Committee on BUSINESS LEGISLATION.

Which Report was READ and ACCEPTED, in concurrence.

The Bill REFERRED to the Committee on BUSINESS LEGISLATION, in concurrence.

Ought to Pass As Amended

The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on 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

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-228).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-228).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-228) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Make Allocations for the Operating Expenditures of the Intergovernmental Telecommunications Fund, Department of Administration, for the Fiscal Years Ending June 30, 1990, and June 30, 1991" (Emergency)

H.P. 531 L.D. 716

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-223).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-223).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-223) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Repair the Chain of Ponds' Dam"

H.P. 755 L.D. 1059

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-229).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-229).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-229) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

The Committee on BUSINESS LEGISLATION on Bill "An Act to Amend the Law on Home Construction Contracts"

H.P. 921 L.D. 1287

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-225).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-225).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-225) 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 Amend the Low-level Radioactive Waste Authority Laws"

H.P. 369 L.D. 500

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-230).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-230).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-230) 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 Concerning All-terrain Vehicle Use in State Parks"

H.P. 865 L.D. 1204

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-227).

Comes from the House, with the Report READ and ACCEPTED and the Bill and Accompanying Papers INDEFINITELY POSTPONED.

Which Report was READ.

Senator CLARK of Cumberland moved the INDEFINITE POSTPONEMENT of the Bill and Accompanying Papers, in concurrence.

Senator WEBSTER of Franklin requested a Division.

THE PRESIDENT: The pending question before the Senate is the motion of Senator CLARK of Cumberland, to INDEFINITELY POSTPONE the Bill and Accompanying Papers, in concurrence.

A Division has been requested.

Will all those Senators in favor of the motion of Senator CLARK of Cumberland, to INDEFINITELY POSTPONE the Bill and Accompanying Papers, please rise in their places and remain standing until counted.

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

13 Senators having voted in the affirmative and 13 Senators having voted in the negative, the motion

of Senator CLARK of Cumberland, to INDEFINITELY POSTPONE the Bill and Accompanying Papers, in concurrence, FAILED.

The Chair, in absence of a motion from the floor, moved that the Senate ACCEPT the Committee Report, in concurrence and ordered a Division.

On motion by Senator CLARK of Cumberland, Tabled until Later in Today's Session, pending the motion of the Chair to ACCEPT THE COMMITTEE REPORT, in concurrence. (Division requested)

The Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act to Establish a Technical Services Program in the Local Soil and Water Conservation Districts"

H.P. 1018 L.D. 1419

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-231).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-231) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

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 PEARSON for the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Establish a Pilot Program to Promote Literacy in Maine Correctional Facilities"

S.P. 360 L.D. 961

Senator COLLINS for the Committee on BANKING AND INSURANCE on Resolve, to Establish the Commission to Study a Workers' Compensation State Fund

S.P. 89 L.D. 94

Senator COLLINS for the Committee on BANKING AND INSURANCE on Bill "An Act Concerning Health Care Insurance"

S.P. 194 L.D. 431

Senator COLLINS for the Committee on BANKING AND INSURANCE on Bill "An Act to Provide for the Social and Financial Assessment of Proposed Mandatory Health Insurance Benefits"

S.P. 253 L.D. 643

Senator THERIAULT for the Committee on BANKING AND INSURANCE on 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

Senator THERIAULT for the Committee on BANKING AND INSURANCE on Bill "An Act to Clarify the Reporting Requirements for Workers' Compensation Insurers"

S.P. 280 L.D. 726

Senator THERIAULT for the Committee on BANKING AND INSURANCE on Bill "An Act to Amend the Insurance Law Relating to the Type of Coverage Provided by Insurance Carriers"

S.P. 296 L.D. 794

Senator COLLINS for the Committee on BANKING AND INSURANCE on Bill "An Act Relating to Optometric Services"

S.P. 322 L.D. 859

Senator COLLINS for the Committee on BANKING AND INSURANCE on Bill "An Act to Establish a Patient Compensation Fund"

S.P. 352 L.D. 953

Senator THERIAULT for the Committee on BANKING AND INSURANCE on Bill "An Act Related to Improving Access to Long-term Health Care Insurance"

S.P. 367 L.D. 984

Senator THERIAULT for the Committee on BANKING AND INSURANCE on Bill "An Act to Register 3rd-party Medical Reimbursement Review Entities"

S.P. 374 L.D. 998

Senator COLLINS for the Committee on BANKING AND INSURANCE on Bill "An Act to Require All Major Health Care Insurers Doing Business in Maine to Reimburse for Routine Physical Examinations and Screenings"

S.P. 411 L.D. 1077

Senator THERIAULT for the Committee on BANKING AND INSURANCE on Bill "An Act Relating to Lines of Insurance and Licenses for Workers' Compensation Insurers"

S.P. 418 L.D. 1129

Senator THERIAULT for the Committee on BANKING AND INSURANCE on Bill "An Act Regulating Unfair Claims Practices"

S.P. 423 L.D. 1134

Senator BUSTIN for the Joint Select Committee on CORRECTIONS on Bill "An Act to Provide for the State Administration and Operation of the Androscoggin County Jail"

S.P. 160 L.D. 308

Senator PERKINS for the Joint Select Committee on CORRECTIONS on Bill "An Act to Clarify the Law Governing the Transfer of County Jail Prisoners"

S.P. 364 L.D. 981

Senator ESTES for the Committee on EDUCATION on Bill "An Act to Fund the Cost of the Salaries for Professionals in New or Expanded Special Education or Gifted and Talented Programs on a One-year Basis" (Emergency)

S.P. 81 L.D. 82

Ought to Pass As Amended

Senator THERIAULT for the Committee on BANKING AND INSURANCE on Bill "An Act to Strengthen the Regulation of Insurance"

S.P. 155 L.D. 275

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-140).

Which Report was READ.

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending ACCEPTANCE OF THE COMMITTEE REPORT.

Senator WHITMORE for the Committee on BUSINESS LEGISLATION on Bill "An Act to Provide Dealership Protection to Farm Equipment and Machinery"

S.P. 358 L.D. 959

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-137).

Which Report was READ.

On motion by Senator CLARK of Cumberland, Tabled until Later in Today's Session, pending ACCEPTANCE OF THE COMMITTEE REPORT.

Senator BRANNIGAN for the Committee on MARINE RESOURCES on Bill "An Act Concerning Municipal Regulation of Shellfish Resources" (Emergency)

S.P. 354 L.D. 955

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-141).

Which Report was READ and ACCEPTED.  
The Bill READ ONCE.  
Committee Amendment "A" (S-141) READ and ADOPTED.  
The Bill as Amended, 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 Retired Senior Volunteer Programs, Foster Grandparent Programs and Senior Companion Program"

H.P. 607 L.D. 831

Bill "An Act to Reduce Administrative Burdens on County Jails"

H.P. 783 L.D. 1095

Bill "An Act to Authorize the Detention in County Jails of Adults for Offenses Committed as Juveniles"

H.P. 817 L.D. 1145

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

House As Amended

Bill "An Act to Establish Harness Racing and Fair Dates for Multiple Years"

H.P. 212 L.D. 292

(C "A" H-221)

Bill "An Act to Mandate Notification of Emergency Medical Services Personnel at Risk for Transmission of Communicable Diseases"

H.P. 270 L.D. 382

(C "A" H-213)

Bill "An Act to Discourage the Theft of Blueberries"

H.P. 477 L.D. 657

(C "A" H-220)

Bill "An Act Concerning Trailer Dealer Licensing"

H.P. 754 L.D. 1058

(C "A" H-218)

Bill "An Act to Make Certain Motor Vehicle Laws Applicable to All-terrain Vehicles"

H.P. 793 L.D. 1105

(C "A" H-219)

Bill "An Act to Provide Disabled Veterans with Free Drivers' Licenses"

H.P. 842 L.D. 1174

(C "A" H-197; H "A" H-226)

Bill "An Act to Promote Energy Conservation and Load Management by Electric Utilities"

H.P. 936 L.D. 1304

(C "A" H-212)

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

Resolve, Requiring the Department of Educational and Cultural Services to Study Textbooks in Schools and School Libraries of the State (Emergency)

H.P. 358 L.D. 478

(C "A" H-164)

Which was READ A SECOND TIME.

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending PASSAGE TO BE ENGROSSED AS AMENDED in NON-CONCURRENCE.

Senate

Bill "An Act to Include Sheriffs' Deputies in the Maine Tort Claims Act"

S.P. 186 L.D. 343

Bill "An Act to Create the Local Government Records Board"

S.P. 410 L.D. 1076

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

Sent down for concurrence.

Bill "An Act to Prohibit Injurious Hazing of Public School Students"

S.P. 420 L.D. 1131

Which was READ A SECOND TIME.

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

Senate As Amended

Bill "An Act to Amend the Schedule of Fees for Permits, Licenses and Certificates Issued by the State Fire Marshal"

S.P. 116 L.D. 182

(C "A" S-133)

Bill "An Act to Amend the School Finance Act to Include Transportation as a Supportive Service to Special Education for State Agency Clients"

S.P. 294 L.D. 767

(C "A" S-135)

Bill "An Act to Impose Civil Penalties for Intentional Violations of the Maine Unfair Trade Practices Act"

S.P. 299 L.D. 797

(C "A" S-129)

Bill "An Act to Amend the Charter of the Sewer District of the Town of Kennebunk"

S.P. 361 L.D. 978

(C "A" S-132)

Bill "An Act to Require Written Repair Invoices"

S.P. 400 L.D. 1044

(C "A" S-130)

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

Sent down for concurrence.

Off Record Remarks

ENACTORS

The Committee on Engrossed Bills reported as truly and strictly engrossed the following:

An Act Relating to Agricultural Awareness

H.P. 213 L.D. 293

(C "A" H-185)

An Act Concerning Fishing Licenses for Developmentally Disabled Persons

H.P. 965 L.D. 1343

(C "A" H-182)

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

An Act to Assist Agricultural Producers to Locate and Train Workers

H.P. 468 L.D. 633

On motion by Senator PEARSON of Penobscot, placed on the SPECIAL APPROPRIATIONS TABLE, pending ENACTMENT.

Emergency

An Act to Study the Employment of Minors

H.P. 1117 L.D. 1550

(H "A" H-206)



On motion by Senator PEARSON of Penobscot, placed on the SPECIAL APPROPRIATIONS TABLE, pending ENACTMENT.

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:

HOUSE REPORT - from the Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act Concerning All-terrain Vehicle Use in State Parks"

H.P. 865 L.D. 1204

REPORT - Ought to Pass as Amended by Committee Amendment "A" (H-227).

Tabled - May 23, 1989, by Senator CLARK of Cumberland.

Pending - ACCEPTANCE OF THE COMMITTEE REPORT, in concurrence

(In Senate, May 23, 1989, Report READ. Motion to INDEFINITELY POSTPONE Bill and Accompanying Papers FAILED.)

(In House, May 22, 1989, Report READ and ACCEPTED and the Bill and Accompanying Papers INDEFINITELY POSTPONED.)

On motion by Senator LUDWIG of Aroostook, the Bill and Accompanying Papers INDEFINITELY POSTPONED, in concurrence.

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on HUMAN RESOURCES on Bill "An Act to Provide for an Interim Superintendent for the Augusta Mental Health Institute" (Emergency)

H.P. 1193 L.D. 1660

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-261).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-261).

Which Report was READ.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Gauvreau.

Senator GAUVREAU: Thank you Mr. President. Mr. President, men and women of the Senate. I rise today in somewhat reluctant support of the recommendation of the Joint Standing Committee on Human Resources. This legislation before you today, L.D. 1660, would, if enacted, authorize the Department of Mental Health and Mental Retardation to enter into a contract with a consortium of some five hospitals in Maine to provide interim management of our acute care mental health facility in Augusta for a period of up to one hundred and twenty days. The idea of an outside management firm coming in to operate our troubled facility at AMHI is not new, in fact, shortly after the inception of the so-styled AMHI Oversight Committee, the Joint Legislative Executive Committee, which was charged with reviewing reorganization of AMHI. The Commissioner has suggested that we consider bringing in an outside management consortium. The Oversight Committee felt that the decision was, in fact, premature and should be reviewed this spring after the Oversight Committee had completed its deliberations and had an opportunity to survey the entire range of options available to us. Unfortunately, in the midst of our

deliberations, a series of tragic events unfurled at the hospital, including a cluster of deaths early last month. The situation became so grave that the Governor felt it was time to take Executive action and to bring in an outside management consortium to stabilize the deteriorating condition at the AMHI facility.

The recommendation of the Governor was reviewed thoroughly by the Oversight Committee. The Oversight Committee, as well as the full Human Resources Committee, has therefore, during the course of the last few weeks, given very serious consideration to the proposal to have the outside consortium review or administer the hospital for this three or four month period of time. Let me state, as a citizen and as a public official, I am indebted to the dedication to public affairs and the commitment to improvement to Maine peoples welfare that the hospital consortium, I think, has devoted itself to. The fact is, these five hospitals, which comprise the consortium, have on very short notice put together a plan for interim administration of our acute care facility. I think we should all be indebted to the consortium for coming forward at a very, very difficult time for the facility at AMHI. I think I speak for all the members of the Oversight Committee when I praise and laud the commitment demonstrated by the consortium members to assist the State in our hour of need.

There are concerns which exist and which were raised by the Oversight Committee relating to setting up an outside management team at this particular time. One concern, I think, has been addressed and that was the cost. We had several questions as to what the costs would be of this particular joint venture. We have learned, and the Governor has committed himself, to a capping of the cost at one hundred and fifty thousand dollars for this interim management period of time and that funding is to, in fact, come out of the Contingency Account available to the Governor and that requirement is, in fact, set forth in the legislation before you today.

There also have been questions raised as far as what the duties and responsibilities would be of the interim administrator. As you perhaps have heard in the press, the consortium has already designated a certain individual to serve as interim administrator. What this legislation will do, technically, is allow a non-state employee to assume the responsibilities of the Superintendent at AMHI. That is the technical need for this legislation. Questions have been asked as to what responsibilities and rights this interim administrator will have regarding any potential disciplinary proceedings involving staff or professionals practicing at AMHI. It is my understanding that the interim administrator is to enjoy the entire rights, responsibilities, and duties which would repose in any Superintendent at our acute care facility.

The members of the Oversight Committee also have major reservations and concerns regarding a particular time frame and plan of action. In all fairness to the members of the consortium, the consortium appeared before the Oversight Committee only six days after the Governor had requested the intervention of Maine Medical Center. Maine Medical Center determined it did not have the resources alone, in a very short time frame, to take over the operation of AMHI and, therefore, proposed, along with four other Maine hospitals, the consortium we are considering today. Therefore, the consortium did not have available to us a particular time frame as to when it would, in fact, complete its duties or even a specific work plan. We have made some progress in that and I think you will see before you

in the legislation that the consortium is to tender monthly reports, to the Department of Mental Health and Mental Retardation, to the Governor, and to the Legislature.

I must share with you that there is still concern amongst members not only of the Oversight Committee, but also the Human Resources Committee, that what the consortium members will achieve probably will be two factors. They will provide some stability, I think, to the operation at AMHI and that, of course, is a valid goal. Secondly, they will be able to serve as a consultant to the Governor and to the Legislature in terms of what must be done to resolve the crisis and the problems which beset AMHI. I would point out that since December of last year, there have been three other consultants which have been hired to tender recommendations regarding reorganization at AMHI and so what we have before us today is really a fourth consultant. Members of the Oversight Committee, as well as some members of the Human Resources Committee which reviewed this legislation, have raised the question, "isn't it time to stop studying the issue and begin to develop some forthright proposals for reorganization and delivery of services at the acute care hospital at Augusta as well as throughout the entire state?" That is a fair question.

The Human Resources Committee had particular concerns on L.D. 1660 in one area and that was in the area of extending two members of the consortium the benefits of qualified immunity from liability under the Maine Tort Claims Act. As you know, the Maine Tort Claims Act does place a limit of three hundred thousand dollars for any specific act of Tortious conduct and does limit the liability of state employees to ten thousand dollars per occurrence. There was no question, in fact there was unanimity, amongst members of the Human Resources Committee that the consortium members in the discharge of policy of functions, which we refer to as discretionary act functions, ought to fully avail themselves of the protections of the Maine Tort Claims Act. There were, and there remain today, serious questions as to the wisdom of a policy which accords blanket coverage not only for individuals performing discretionary act functions, but also any other type of administrative or other functions at the acute care hospital. Yet, that is what is before you today. The members of the hospital consortium reported to us that they were unable to secure insurance on the market to protect themselves during their stewardship here at AMHI. Therefore, the consortium members felt strongly that all persons rendering service to AMHI must be protected under the Maine Tort Claims Act. There were many members of the Human Resources Committee, frankly, who harbor severe reservations as to the wisdom of that blanket extension of Maine Tort Claims Act coverage and fear and apprehend that, in fact, this might be used as a precedent in the future when the state determines to contract out particular services.

Therefore, I feel it is important to state on the Record that we have received assurances from the Governor's office that due to the unusual and unique circumstances which confront the state today, that is to say we need in the view of the Governor an immediate team to come in and manage AMHI, that it is felt appropriate to grant to the consortium members this blanket extension of Maine Tort Claims Act coverage. However, this Act should not be construed of legislative intent in future years that we would liberally accord Maine Tort Claims Act coverage, as is currently being provided under the confines of L.D. 1660.

In closing my remarks, I feel a bit like a baseball player, playing shortstop for a ball club which is losing in the late innings. We see that our starting pitcher is being pounded and obviously in need to have some relief coming in. The manager has come out to the mound and is pointing to the bullpen for a relief pitcher and instead of pointing to the ace reliever on the staff, the manager is pointing to the pitching coach, who has taught the starting pitcher all he knew. As a shortstop in the ball club, I have concerns. I don't want to openly criticize the manager for his choice of a relief pitcher, because I am, in fact, required to be a team player. Therefore, I will support the decision of my manager, as far as who the relief pitcher should be, but that does not mean that I cannot harbor some reservations as to the wisdom of the relief pitcher being chosen. In fact, I would make my concerns known in an appropriate setting. That, I think, is what I am doing today. I certainly intend to be a team player. I recognize and welcome the decision of the Executive Branch to take action and bring in an outside management firm at Augusta. Were I to be sitting on the second floor in the Governor's office, I would not have made this particular decision and yet I recognize that it is, in fact, the responsibility of the Governor to make that decision and not the Legislature. Therefore, I am again somewhat reluctantly supporting this initiative, but with the reservations I have expressed to you. Thank you.

Senate at Ease  
Senate called to order by the President.

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

Senator GILL: Thank you Mr. President. Mr. President, men and women of the Senate. I am really happy to see this piece of legislation before us today and I hope we pass this right along very quickly. I have had an interest in the Augusta Mental Health Institute and the Bangor Mental Health Institute for a number of years. I have also seen the Committee on Human Resources having hearings. We have had a prolonged time investigating what is going on at AMHI. I am really concerned for the patients at AMHI and at Bangor and I am also concerned with the moral of the help at those institutions. As soon as we can implement this Bill, get it on its way, then we are going to have a team in there to come out with recommendations for us. I think we have spent some time investigating when we could have had things in motion and we could have been further along than where we are now. So, I would ask everyone to support this and pass it right along.

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

Senator BOST: Thank you Mr. President. Mr. President, men and women of the Senate. I wanted to briefly take an opportunity to express my own serious reservations. I have discussed this with the Senator from Androscoggin, Senator Gauvreau, prior to this afternoon about the direction that we are headed in with this legislation, L.D. 1660. While doing so, I also want to recognize the considerable effort that Senator Gauvreau and his Committee have expended on this issue, thus far. The crisis at the Augusta Mental Health Institute is, I believe, symptomatic of poor leadership, misplaced priorities, and neglect. The situation will not resolve itself, but rather it will require state government to provide sound,

long-range guidance. Do we provide that leadership by assembling a consortium of reluctant players from private hospitals to patch things up in the interim, admitting all the while that there is something strangely uncomfortable about the whole arrangement? Or, do we require the Department to do what needs to be done, and that is to conduct a thorough search in order to hire a qualified, competent Superintendent?

Do we embark on a radical departure from the past, moving, I believe, to the privatization of certain acute care mental health services currently provided by state facilities? Or, do we demand that the leadership in the Department do the job with which they have been charged, do it well, period. I submit to you that the latter is the course that we should be pursuing. I say all of this recognizing full well that this is the Governor's call and that if wishes to pursue this course of action we are in the posture of attempting to make that work. Given these dynamics and the desperate need to address and rectify the deplorable situation at AMHI, I will support this Bill, but I do so with considerable reluctance and do trust that the Human Resources Committee will monitor this new direction very, very closely. Thank you.

Which Report was ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-261) READ and ADOPTED, in concurrence.

Under suspension of the Rules, READ A SECOND TIME and PASSED TO BE ENGROSSED, as Amended, in concurrence.

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

Off Record Remarks

ORDERS OF THE DAY

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

SENATE REPORT - from the Committee on BUSINESS LEGISLATION on Bill "An Act to Provide Dealership Protection to Farm Equipment and Machinery"

S.P. 358 L.D. 959

REPORT - Ought to Pass as Amended by Committee Amendment "A" (S-137).

Tabled - May 23, 1989, by Senator CLARK of Cumberland.

Pending - ACCEPTANCE OF THE COMMITTEE REPORT (In Senate, May 23, 1989, Report READ.)

Which Report was ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-137) READ.

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending ADOPTION OF COMMITTEE AMENDMENT "A" (S-137).

On motion by Senator GILL of Cumberland, RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

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

ENACTORS

The Committee on Engrossed Bills reported as truly and strictly engrossed the following:

Emergency

An Act to Provide for an Interim Superintendent for the Augusta Mental Health Institute

H.P. 1193 L.D. 1660  
(C "A" H-261)

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.

Off Record Remarks

Senator HOBBS of York was granted unanimous consent to address the Senate on the Record.

Senator HOBBS: Thank you Mr. President. Mr. President, men and women of the Senate. I would like to call the Senate's attention to item 5-23 on page eight of today's calendar. For the purposes of the Record, I would like to read into the Record a statement which reflects the position of the Judiciary Committee in handling L.D. 452. The Judiciary Committee has voted unanimously to give a Leave to Withdraw on L.D. 452, "An Act to Amend the Law Relating to Obstruction of Public Ways."

I would like to take this opportunity to explain our thinking in reaching this conclusion. The Committee voted Leave to Withdraw not because we don't agree that a problem exists, but because we believe that legislation is not the answer to the problem.

The law enforcement officers of some municipalities, Portland in particular, are searching for ways to fairly and effectively keep the peace in neighborhoods. If a group of people congregate on the street corner late at night, they are sometimes drinking, sometimes harassing passersby and cars driving by, and usually making lots of noise. So much noise, in fact, that nearby residents call the law enforcement officials.

The current law of disorderly conduct, Title 17-A, section 501, lists several areas of prohibited conduct. Subsection 1 provides, in part, that a person commits a crime of disorderly conduct if he or she in a public place intentionally or recklessly causes annoyance to others by intentionally making loud or unreasonable noises. The statute was obviously written to cover this type of situation. Unfortunately, the courts and the district attorneys in Cumberland County have interpreted a 1980 Law Court opinion to make subsection 1 useless to the police unless a citizen goes on record and testifies as being annoyed by the noise. It is not the easiest job to find a citizen who will come forward with name and address at 3 a.m. Many people fear retribution for filing a complaint with the police. In short, the police can tell the rowdy groups to break up but, without a citizen complaint, the D.A. will not prosecute and the courts will not convict under the disorderly conduct statute.

As to how to keep the peace and protect the neighborhoods, the police have looked to the obstruction of public ways statute. This law provides that any person who unreasonably blocks foot or vehicular traffic on a public way after being told by a law enforcement officer to remove the obstruction, commits a Class E crime. L.D. 452 would have removed the warning requirement because the police felt it was counterproductive to restoring and keeping peace in the neighborhood. There is concern that the average citizen, unaware of the warning requirement, may witness the police talking with

several people making the disturbance, and then the citizens would see the police leave without making arrests. The Bill would have eliminated a cause of frustration perceived as the inability of the police to protect the peace of the neighborhood.

The Judiciary Committee heard the testimony and we realize, as a Committee, that the police are in a difficult situation. The problem, however, is not the law but how the law is apparently being applied. We believe that the application, by the courts and district attorneys, in Cumberland County in particular, is inconsistent with legislative intent.

The courts and prosecutors are apparently reading the decision in State v. John W., 418 A2d 1097 (Me. 1980), which interprets subsection 2 of the disorderly conduct statute, to govern the application of subsection 1. We believe that such a reading is inconsistent with not only the legislative intent underlying the disorderly conduct statute, but it is contrary to the plain meaning of the wording of subsection 1 as well.

State v. John W., in interpreting subsection 2 of the statute, also known as the "fighting words" prohibition, provides that a police officer's threshold of being incited to breach the peace by mere words must be higher than that of an ordinary citizen. Or, put another way, a law enforcement officer has to tolerate a lot more verbal abuse than anyone else; it's the nature of the job, and it is tied to all our rights to free speech and to verbally protest arrest.

This interpretation of subsection 2, we believe is a proper application of the language of subsection 2 and the understanding of the legislative intent underlying it. The Law Court did not, however, have the opportunity in State v. John W. to review subsection 1, which prohibits intentionally making loud and unreasonable noises which annoy others.

Although it is not our role as Legislators to interpret the law, we can read the law and its face and make this unique position of explaining the law regarding the legislative intent. The Judiciary Committee reviewed the law and the Law Court's decision and has determined that subsection 1 of Title 17-A, section 501 is properly written in its current form to carry out the legislative intent to provide the police with a mechanism to stop disruptions of peaceful neighborhoods without the enforcement being an additional disruption.

We therefore ask that the courts and prosecutors take this opportunity to review their application of the statute and case law, and help the police and the citizens of this State to maintain the peaceful neighborhoods the law was enacted to protect. Thank you very much.

On motion by Senator HOBBS of York, ADJOURNED until Wednesday, May 24, 1989, at 12:00 in the afternoon.

ONE HUNDRED AND FOURTEENTH MAINE LEGISLATURE  
FIRST REGULAR SESSION  
69th Legislative Day  
Wednesday, May 24, 1989

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

Prayer by Senator Nancy Randall Clark of Cumberland.

The Journal of Tuesday, May 23, 1989, was read and approved.

Quorum call was held.

PAPERS FROM THE SENATE

Bill "An Act to Amend Maine's Unclaimed Property Act" (S.P. 602) (L.D. 1688)

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

(The Committee on Reference of Bills had suggested reference to the Committee on Legal Affairs.)

Was referred to the Committee on Legal Affairs in non-concurrence and sent up for concurrence.

On motion of Representative Martin of Eagle Lake, the House reconsidered its action whereby L.D. 1688 was referred to the Committee on Legal Affairs in non-concurrence.

Subsequently, was referred to the Committee on Business Legislation in concurrence.

Unanimous Leave to Withdraw

Report of the Committee on Appropriations and Financial Affairs reporting "Leave to Withdraw" on Bill "An Act to Establish a Pilot Program to Promote Literacy in Maine Correctional Facilities" (S.P. 360) (L.D. 961)

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on Resolve, to Establish the Commission to Study a Workers' Compensation State Fund (S.P. 89) (L.D. 94)

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on Bill "An Act Concerning Health Care Insurance" (S.P. 194) (L.D. 431)

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on Bill "An Act to Provide for the Social and Financial Assessment of Proposed Mandatory Health Insurance Benefits" (S.P. 253) (L.D. 643)

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on 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)

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on Bill "An Act to Clarify the Reporting Requirements for Workers' Compensation Insurers" (S.P. 280) (L.D. 726)

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on Bill "An Act to Amend the Insurance Law Relating to the Type of Coverage Provided by Insurance Carriers" (S.P. 296) (L.D. 794)

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on Bill "An Act Relating to Optometric Services" (S.P. 322) (L.D. 859)

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on Bill "An Act to Establish a Patient Compensation Fund" (S.P. 352) (L.D. 953)