

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

**One Hundred And Fourteenth Legislature**

OF THE

**State Of Maine**

**VOLUME III**

**FIRST REGULAR SESSION**  
June 15, 1989 to July 1, 1989  
Index

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

In Senate Chamber  
 Saturday  
 July 1, 1989

Senate called to Order by the President.

Prayer by the Honorable Pamela L. Cahill of Sagadahoc.

SENATOR CAHILL: Before we pray, I would like to share with you a poem that I feel appropriate for today. It is entitled Be Strong. "Be strong, we are not here to play, to dream, or drift. We have hard work to do and loads to lift. Shun not the struggle, face it, it is God's gift. Be strong, say not the days are evil whose to blame and fold the hands in acquiesce O shame. Stand up, speak out and bravely in God's name. Be strong, it matters not how deep entrenched the wrong, how hard the battle goes, the day how long, think not, fight on tomorrow comes the song."

In the spirit of prayer, Lord, we ask that You give us the strength to be strong as we finish the people's business today. We ask, Lord, that when we hear those final Sine Die words today, that You protect our Legislative family and staff until we meet again. In Your name. Amen.

Reading of the Journal of Yesterday.

PAPERS FROM THE HOUSE  
 Non-concurrent Matter

Bill "An Act to Expand the Maine Job Training Partnership Program"

S.P. 462 L.D. 1247  
 (C "A" S-310)

In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-310).

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-310) AS AMENDED BY HOUSE AMENDMENT "A" (H-698) thereto, in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

COMMUNICATIONS

The Following Communication:  
 COMMITTEE ON STATE AND LOCAL GOVERNMENT  
 ONE HUNDRED AND FOURTEENTH LEGISLATURE  
 June 22, 1989

The Honorable Charles P. Pray  
 President of the Senate  
 114th Legislature

Dear President Pray:

We are pleased to report that all business which was placed before the Committee on State and Local Government during the First Regular Session of the 114th Legislature has been completed. The breakdown of bills referred to our committee follows:

Total number of bills received	147
Unanimous reports	124
Leave to Withdraw	32
Ought to Pass	13
Ought Not to Pass	21
Ought to Pass as Amended	38
Ought to Pass in New Draft	1
Pursuant to Joint Order	17
Re-refer to another Committee	2
Divided reports	22
Carry Over	1

Respectfully submitted,  
 S/Georgette B. Berube S/Ruth Joseph  
 Senate Chair House Chair  
 Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
 STATE OF MAINE  
 OFFICE OF THE GOVERNOR  
 AUGUSTA, MAINE 04333

June 30, 1989

TO: The Honorable Members of the 114th Legislature:

I am returning without my signature or approval S.P. 318, L.D. 855, "AN ACT Relating to Notice of Injury for Purposes of Workers' Compensation and Occupational Disease Claims."

This bill extends the period for reporting an injury from 30 to 180 days if the employee's failure to report is due to excusable neglect. There are several reasons why I do not support this legislation.

First, current law already excuses an employee who, due to a mistake of fact, fails to give notice within 30 days. The commission and the courts consistently construe the "mistake of fact" exception broadly: A mistake of fact occurs when an existing fact is unknown to the employee or when a nonexistent fact is presumed to exist. For example, an employee who mistakenly thought that an injury was not work-related is protected by this section. The employee's mistake need not even be reasonable, and there is no time limitation imposed on the employee to discover the mistake. I am not persuaded that this broad protection presently afforded injured employees is inadequate.

I am also not persuaded that, because employers have an excusable neglect provision under the notice of controversy section, this bill simply levels the playing field. The employers' excusable neglect provision is simply the equivalent of the employees' mistake-of-fact provision, and thus the playing field is already level.

Third, the notice provision of the compensation statute serves many important functions, not the least of which is to protect fellow employees from similar injury by giving employers the opportunity to remedy promptly the dangerous condition that caused the injury. In cases where this legislation would apply, the extension of the notice period from one month to six months significantly diminishes that opportunity.

Finally, the single case which I understand is the example that is invoked to justify the need for this legislation must be seen in its proper context. In that case, no award was allowed because the employee did not report the injury within 30 days. A review of the record in that case indicates that the employee first testified that she gave timely notice on a certain date. Then she testified that she was not sure when she gave her notice. Next, she testified that, if she did not give timely notice, one reason for that failure was her fear of losing her job. It was this reason, she argued finally, that constituted her mistake of fact. She apparently never specified what the other reasons were.

Given this inconsistent, incomplete and controverted testimony, the commissioner did not find this employee's mistake-of-fact argument to be persuasive. Although the fairness of this ruling is now challenged, the Appellate Division found "no reason" to reverse, and no appeal to the Supreme Judicial Court was ever taken. Clearly, this is not the sort of example, either in substance or procedure, upon which we should rely in determining

the need to rewrite a central provision of our compensation law.

For all of the reasons stated above, I respectfully request that you oppose L.D. 855 and vote to sustain my veto.

Sincerely,  
S/John R. McKernan, Jr.  
Governor

Which was READ and ORDERED PLACED ON FILE.

The Accompanying Bill:

Bill "An Act Relating to Notice of Injury for Purposes of Workers' Compensation and Occupational Disease Claims"

S.P. 318 L.D. 855  
(H "A" H-619 to C  
"A" S-295)

THE PRESIDENT: The pending question before the Senate is: "Shall this Bill become Law notwithstanding the objections of the Governor?"

The Chair recognizes the Senator from Cumberland, Senator Esty.

Senator ESTY: Thank you Mr. President. Mr. President, men and women of the Senate. We discussed this Bill at length in this Chamber. It is a reasonable Bill and a reasonable change. I would only point out that although there are a few inaccuracies in the Governor's statement, that on page three of our calendar today, the first sentence says that the "employers' excusable neglect provision is simply the equivalent of the employees mistake-of-fact provision." If, in fact, it is the equivalent, if they are equivalent to each other, how could this be an expansion? It seems to me that it is a reasonable change and one that I hope we would override this veto. Thank you.

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 to urge this Body to vote to override the action of the Executive Branch so that L.D. 855, as Amended can, in fact, become law. Although this matter has been discussed at some length in previous debate, I feel compelled to, at least briefly, remind this Body the factors which led need to introduce this legislation for your consideration. Currently under Maine Workers' Compensation Law, as you know, a worker forfeits his or her right to bring any civil action for any personal injuries in the course of or arising out of one's employment, in return for that we have a no fault compensation system for injured workers. But, in salient contradiction to the ordinary course where in civil actions one would have some six years to bring an action in workers' compensation law unless notice is provided in a certain prescribed form to an employer within thirty days, the employees claim is forever barred. I would underscore for the Record, forever barred.

What happens in the real world is that many workers are not conversant in legal niceties, sometimes they do not reduce to writing specific notice that satisfies notice requirements before the Workers' Compensation Commission. Sometimes workers tell the wrong party that they were injured. Sometimes they don't completely tell, or at least according to Commission decisions, they don't completely comply with the requirements of notice that they tell the time, the place of injury, the precise nature of the injury that they sustain. As a result, those workers, there are not many, but every year a few cases occur, and those workers are forever barred from having any recourse whatsoever due to a clearly work related injury. Those injuries, of course, do not go away, what happens many times is that workers

have to rely upon general assistance to simply go without appropriate funds because they have sustained work related injuries.

In the Governor's veto message, as was alluded to by my colleague from the county of Cumberland, Senator Esty, the Governor purports to relate another section of our Workers' Compensation Law, the so-called employers' excusable neglect provision to the mistake-of-fact provision, which allows injured workers to file late claims. Let me go over those briefly. The excusable neglect provision for employers was put into our law just two years ago and it indicates and provides that if an employer should not make timely report or timely controvert of an employees claims for benefits, then the employer is deemed to have accepted completely the claim for benefits. That seemed a bit harsh to me. In fact, I sponsored legislation which allowed employers the right they should show appropriate excusable neglect, that they, in fact, could be relieved from the erroneous provisions of our law. Clearly, the law does ordinarily loathe a default, in other words, we want to have cases heard on the merits, we don't want to have cases decided upon on mere technicalities. We don't want an employee's claim barred, we don't want an employer's obligation required because of a mere technical requirement, which was not adhered to. It seems to me that employers ought to be able to, in appropriate cases, if they can demonstrate excusable neglect, if they can come in and show a late claim beyond the forty-four day period in our law, then they should be allowed to do that.

The mistake-of-fact language, which the Governor has cited in his message, is often misunderstood. Mistake-of-fact has been interpreted in our courts to mean that if a worker simply doesn't apprehend or understand that a particular injury of pathology is work related then the worker can, beyond the thirty day notice period, provide his or her employer as soon as it becomes reasonably apparent to the worker and then the claim can be filed. But, this situation, the mistake-of-fact language, in no way relates to, and in no way addresses the fundamental injustices which occur when a worker might, in fact, know or have reason to know that an injury is work related, but the worker simply has not met all the technical requirements of notice as they have been put down by our law court. That is, in fact, the purpose for the recommended excusable neglect language, this is not radical, this is not going to upset the delicate balance which is represented in our Workers' Compensation System, over twenty other states have similar provisions and they have not had Workers' compensation claims run amok, what happens is that we simply avoid two, three, or four manifest injustices every year. It was always my impression that the law should, in fact, be equal and should be fairly applied. It should not seek to impose clear injustices upon mere technicalities. Yet, that is exactly the situation which is currently existing in the State of Maine and apparently if this veto is sustained, will continue to exist for a handful of people, the people who suffer nonetheless.

The veto message indicates that the Labor Committee acted in reaction to one particular case. That is not the situation, in fact, when I arrived at the State House today at about nine twenty this morning, I was informed of the veto message and I took the time, in the last half hour, to go down to the library and do a little reading. In that period of a hour or so, I ran across the following cases, all of which the employee was denied benefits not because the employee was not injured at work, not because the employee was not incapacitated, but

because the employee did not meet the particular notice requirements of our law. We have for consideration the case of Murray versus T.W. Dick Company, 1979 decision in Maine. We have Farrell versus Carr Brothers, 1978 decision, we have Ronco versus Diamond Machine, 1981 decision, Hayward versus the Department of Audit, 1981 decision in Maine. St Pierre versus Morin Brick Company, again in 1981, and then Malcolm versus Bath Iron Works, a 1980 decision. All of these decisions involve workers who had clearly sustained injuries at work, who are clearly disabled and yet because they did not proffer the specific type of notice which is required in our current law, they were not allowed to proceed with otherwise legitimate claims for workers' compensation relief and benefits. It seems to me that we do not have an even playing field, what we have to be perfectly frank about it, are well compensated attorney's who represent businesses, who represent employers in our state, whose job it is to diligently defend claims of workers' compensation benefits. They do that in appropriate fashion, I do not at all quarrel with their obligation, I think they do a fine job. But, the reality is that if you take an attorney who spends his or her entire life defending claims and finding technicalities to deny benefits against the worker who might once in his or her life have an injury and perhaps doesn't quite comply with the necessities or the technicalities in our law, that is an intrinsically unfair situation. The result is predictable. Every year we have a few workers who will suffer significant consequences who will suffer significant economic hardship, based on a mere technicality. That is what L.D. 855 purported to address. I think it is a reasonable piece of legislation, it recognizes and addresses a clear social injustice. I believe firmly that this issue will not go away and it is my fervent hope that at some point we will be able to succeed in educating the legislature, as we have this year, educating the Governor that, in fact, this is a situation which can no longer be tolerated and that we do need to amend our statutes so that injured workers are treated fairly and injured workers who have clearly meritorious claims are not denied justice merely because they are not graduates of our law schools and do not comply technically with the requirements of our notice section in our Workers' Compensation law. For these reasons, I would urge the Body today to vote to override the veto of the Governor. Thank you.

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

Senator WHITMORE: Thank you Mr. President. Mr. President, men and women of the Senate. I appreciate the remarks from the good Senator from Androscoggin, Senator Gauvreau. In his listing of cases, I did not do the same type of research on the individual cases to find out and I think each case stands separately by itself and is judged on its own merits. I do think that all employees have a basic obligation to understand the very basics in that when they are injured that a report is necessary. I think that is pretty elementary. If you have an automobile loss, you are required to report that. If you have any type of claim be it in insurance or out of insurance arena. I think most people understand that someone has to know about that so that they can have the opportunity to correct the situation and that is what we are talking about in some respects here. If there is a delayed filing or request of payment, that if, in fact, there is a hazard that exists at the place of work, that for the sake of the other employees in that area, that the sooner the defect is known, the quicker the employer can get it repaired so no one

else is injured. I think that currently within the law and in effect the day to day operations of the Commission that the mistake-of-fact is really interpreted quite broadly. The good Senator from Androscoggin, Senator Gauvreau, mentioned cases, I think there were three in 1981, but there was one of each year. I am not condoning the fact that maybe some fall through the cracks, I think consistently we look at areas where people do fall through the cracks within this Body, but I do think that there is and we must expect that the employee accept the responsibility for at least the basics. The basics being when and how to report. In the case when they are not really sure whether it is an injury that happened on the job, there is provision for that. If they bumped their knee, they are not really sure where they bumped it and then they remember they did hit it against the side on the sewing machine, if it happens to be the case of a stitcher or whatever, there is ample opportunity for that claim to still be allowed down the road.

I think if you have looked at the veto message, it is quite clear, these are many of the issues that came up during the Committee debate. Items which I had made as part of the Committee process in my discussion, as well as those people in the majority of the Committee Report. I do think that in reference to the Senator from Androscoggin, Senator Gauvreau's remarks, with regard to the insurance companies attorney's I think there are many attorney's who represent plaintiff's out there that are as skilled as any I have ever seen that work for insurance companies and those abilities and facilities are available to the injured worker as well. Therefore, I would ask that you sustain the veto in this case of L.D. 855. Thank you.

THE PRESIDENT: The pending question before the Senate is: "Shall this Bill become Law not withstanding the objections of the Governor?"

In accordance with Article 4, Part 3, Section 2, of the Constitution, the vote will be taken by the Yeas and Nays.

A vote of yes will be in favor of the Bill.

A vote of no will be in favor of sustaining the veto of the Governor.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

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

NAYS: Senators BRAWN, CAHILL, CARPENTER, COLLINS, DILLENBACK, EMERSON, GILL, GOULD, HOLLOWAY, LUDWIG, PERKINS, RANDALL, WEBSTER, WEYMOUTH, WHITMORE

ABSENT: Senator ANDREWS

19 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 1 Senator being absent, and 19 being less than two-thirds of the Membership present and voting, the Veto was SUSTAINED.

The Secretary has so informed the Speaker of the House.

The Following Communication:

STATE OF MAINE  
OFFICE OF THE GOVERNOR  
AUGUSTA, MAINE 04333

June 30, 1989

TO: The Honorable Members of the 114th Legislature:

I am returning without my signature or approval S.P. 385, L.D. 1021, "AN ACT to Promote Prompt and Peaceful Settlements of Labor Disputes."

With the well-intended goal of encouraging the prompt resolution of labor disputes in our state, this bill requires the governor to establish a "team" to analyze and report on labor disputes. Currently, the governor has the authority to form such a team if it will help resolve the dispute without compromising the integrity of the collective bargaining process. I oppose this bill because it eliminates that discretion and, consequently, the opportunity to determine whether each individual dispute would in fact benefit from such a team.

There are several reasons why a team would not be desirable in all disputes. First, such a team would be inappropriate if it interjected state government directly into the collective bargaining process. The National Labor Relations Act has been recognized by the Maine Supreme Judicial court to preempt efforts to apply "state solutions" to private labor disputes. Second, the team would be ineffective to the extent that, as a third party, it cannot bring new contract-related information to the negotiating parties, or, contrary to the presumption of this bill, aid in developing their "major strategies." Finally, the appointment of such a team under this bill would be counterproductive if it were to disrupt the otherwise progressive dialogue between the parties.

I would also like to point out that the National Labor Relations Board, the Maine Labor Relations Board and other arbitration and mediation services currently exist to provide expertise in complex labor matters, should the assistance of a third party be needed and sought by the parties.

For all of these reasons, I respectfully request that you oppose L.D. 1021 and vote to sustain my veto.

Sincerely,

S/John R. McKernan, Jr.  
Governor

Which was READ and ORDERED PLACED ON FILE.

The Accompanying Bill:

Bill "An Act to Promote Prompt and Peaceful Settlements of Labor Disputes"

S.P. 385 L.D. 1021  
(C "A" S-296)

THE PRESIDENT: The pending question before the Senate is: "Shall this Bill become Law notwithstanding the objections of the Governor?"

The Chair recognizes the Senator from Kennebec, Senator Matthews.

Senator MATTHEWS: Thank you Mr. President. Mr. President, men and women of the Senate. I hope you will vote to override the Governor's veto today. This Bill was an attempt on the Labor Committee to offer, during a strike situation, an opportunity for the Governor's office to appoint a fact-finding team so that we don't end up with a lengthy, protracted strike to the bitter kind of end that we had experienced in this state a year ago. Some states have already enacted legislation with the support of their Chief Executive to do this, to bring together some neutral people to form a fact-finding team to try to resolve the kinds of labor management battles that ensue during a strike. Ultimately, to save the taxpayers money, ultimately, to stop a strike early in its tracks so that the parties can get together and resolve their differences, and ultimately, to resolve the kinds of potential problems that we saw with families being disrupted negatively by a strike. I thought it was a fair, reasonable, compassionate response by the Legislature. I am

dismayed to see the veto here today. I hope you will override the Governor's veto.

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

Senator WHITMORE: Thank you Mr. President. Mr. President, men and women of the Senate. Currently, obviously the Governor has the authority to call together these same people. The only thing that L.D. 1021 does is mandate and says you shall do this if approached. I think that this Governor, or any other Governor, would respond to that when he or she felt that it was not going to interfere with the collective bargaining process. If you or I were Governor, I think that we would probably feel identical to the way that this Governor felt when he vetoed this piece of legislation, in his response to the Legislature telling that office that they shall. I think it is appropriate that this item be vetoed, and I would request that you sustain the Governor's veto.

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

Senator ESTY: Thank you Mr. President. Mr. President, men and women of the Senate. This Bill is a neutral Bill from the perspective of management and labor. It said that if either party requested that the Governor appoint a fact-finding team then he shall do so. In reading very quickly two of the comments in his communication it says, "I oppose this Bill because it eliminates that discretion and, consequently, the opportunity to determine whether each individual dispute would in fact benefit from such a team." The good Senator from Androscoggin is right, the Governor does have that discretion, he has never chosen to exercise that. In the last three years, we have had some very devastating strike situations, labor disputes in this state. He has never chosen to exercise his discretion. So, we are saying that we think it is important that there are times when he must do this if either party asks. When could we possibly expect that the Governor would exercise this discretion if he didn't exercise it in Jay, Maine? What situation could have been worse in this state that we can imagine? It was not exercised in that situation.

I would like to go back to the next paragraph, it says, "Finally, the appointment of a team under this Bill would be counterproductive if it were to disrupt the otherwise progressive dialogue between the parties." This Bill says that if the strike has been over six weeks, one of the two parties request that the Governor do this. That is an indication that progressive dialogue could be disrupted? Come on, this seemed to me to be a very reasonable and fair approach to have the state try to assist in a positive way in difficult labor disputes. It seemed very reasonable to me. The last comment that I would like to make had to do with the comment that the good Senator from Androscoggin made, regarding if any of us were Governor. It certainly seems to me that all of the labor Bills that we have talked about and that have been vetoed, except for one that was considered briefly until the preemption came along and then it was vetoed, have indicated to me that this Governor has absolutely no feelings in the area of labor disputes and assisting in trying to help resolve those. This, to me, is one of the more clear indications of that. We all certainly would have some feelings I would like to think. The actions of this administration indicate to me that there are none in this area. Thank you.

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

Senator WEBSTER: Thank you Mr. President. Mr. President, men and women of the Senate. I would suggest that we ought to, indeed, support the Governor's position on this matter. It seems to me that this Bill is unnecessary and I applaud the Governor for not getting involved in the situation in Jay, Maine. I think that part of the real problem located there with the strike and with the hard feelings that were felt there have a lot to do with the involvement of politicians from Augusta and elsewhere getting involved in the labor dispute that they shouldn't have been involved with. The Governor, in my opinion, had no reason to be involved in the Jay strike, there was no reason for him to involve himself, the Executive of the State, in a dispute between management and labor. For someone who lives near that area, I can tell you if we had less politicians traveling to Franklin County to discuss all the things that they were going to do for the strike and the situation there, probably things wouldn't have been quite as bad and the feelings might not have been quite as deep as they are now in that area of the state. So, I commend the Governor for his veto of this Bill, he has the ability to establish this team if he needs to. I don't recall a strike as bitter as the one in Jay in my lifetime, but I suggest that there are mechanisms available to the Governor, there are mechanisms available that can be used if he needs to. If politicians would stay away when these kinds of things happen, everyone would be better served.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Dutremlle.

Senator DUTREMBLE: Thank you Mr. President. Mr. President, men and women of the Senate. One of the last things I wanted to do today is get up and debate anything. I would like to get out of here, but every now and then you hear things that you just can't sit down and let go by and this is one of those. I agree fully with some of the comments the good Senator from Franklin, Senator Webster made that politicians and Legislators should not be involved in labor disputes. When there is a strike, I don't think we should be involved, and I agree with that. But, this is not what happened over there, that is not why we got involved, let's remember that. We did not get involved because there was a strike. There were dozens of strikes over the last two years and we never got involved. What happened here is that a company hired out-of-state workers and Maine workers were replaced, Maine people trying to support Maine families, could not do it because of out-of-state workers. That is when we got involved, not because of the labor dispute.

I consider every person who lives in this state a Maine citizen. We pass laws here and we try to help every Maine citizen. Unfortunately, there seems to be an atmosphere around here that those people who work in industry, who belong to a labor organization, and we have heard time and time again, should be treated differently. As a matter of fact, I think we have even heard at some time or another that you go ask people in my district, ask them what they think of labor organizations. My people don't care. Let's remember one thing, anybody who lives in this state should be afforded our protection.

For us to be involved in a labor dispute, absolutely not. I agree with you, but this is not what happened in Jay, Maine. This Bill here that was passed and now we are trying to override the veto is something that in some way try to resolve a situation like Jay, Maine. I see nothing wrong with that. If we can put an end to what happened in the town like that, the bitterness that happened at that time and

is still existing today, then there is nothing wrong with that. As a matter of fact, I think that is why we are elected. Sometimes we should remember why we are elected and if we do that, we will pass the laws that we are suppose to pass. I think this is one of them. So, I would hope that we would all override the veto today.

THE PRESIDENT: The pending question before the Senate is: "Shall this Bill become Law not withstanding the objections of the Governor?"

In accordance with Article 4, Part 3, Section 2, of the Constitution, the vote will be taken by the Yeas and Nays.

A vote of yes will be in favor of the Bill.

A vote of no will be in favor of sustaining the veto of the Governor.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

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

NAYS: Senators BROWN, CAHILL, CARPENTER, COLLINS, DILLENBACK, EMERSON, GILL, GOULD, HOLLOWAY, LUDWIG, PERKINS, RANDALL, WEBSTER, WEYMOUTH, WHITMORE

ABSENT: Senator ANDREWS

19 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 1 Senator being absent, and 19 being less than two-thirds of the Membership present and voting, the Veto was SUSTAINED.

The Secretary has so informed the Speaker of the House.

The Following Communication:

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
AUGUSTA 04333

June 30, 1989

Honorable Joy J. O'Brien  
Secretary of the Senate  
114th Legislature  
Augusta, Maine 04333  
Dear Madam Secretary:

House Paper 292, Legislative Document 404, AN ACT to Reduce the Potential for Violence During Labor Disputes, having been returned by the Governor together with his objections to the same pursuant to the provisions of the Constitution of the State of Maine, after reconsideration the House proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

Eighty voted in favor and fifty-three against, and accordingly it was the vote of the House that the Bill not become a law and the veto was sustained.

Respectfully,  
S/Edwin H. Pert  
Clerk of the House

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
AUGUSTA 04333

June 30, 1989

Honorable Joy J. O'Brien  
Secretary of the Senate

114th Legislature  
 Augusta, Maine 04333  
 Dear Madam Secretary:

House Paper 1008, Legislative Document 1406, AN ACT Relating to Compensation for Hearing Losses Under the Workers' Compensation Act, having been returned by the Governor together with his objections to the same pursuant to the provisions of the Constitution of the State of Maine, after reconsideration the House proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

Eighty-one voted in favor and fifty-two against, and accordingly it was the vote of the House that the Bill not become a law and the veto was sustained.

Respectfully,  
 S/Edwin H. Pert  
 Clerk of the House

Which was READ and ORDERED PLACED ON FILE.

ENACTORS

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

An Act Regarding the Employment of 15-year-olds in Public Accommodations for Lodging

H.P. 293 L.D. 405  
 (H "C" H-687 to H "A" H-654)

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

Emergency

An Act to Amend the Local Road Assistance Distribution Formula

S.P. 50 L.D. 23  
 (S "A" S-401 to C "A" S-8)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with No Senators having voted in negative, and 32 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 Process by Which People with Disabilities Are Able to Acquire Information and Apply for Services

H.P. 1287 L.D. 1780  
 (H "A" H-693)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with No Senators having voted in negative, and 32 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 Resolve

Resolve, to Expand the Borrowing Capacity of Knox County

H.P. 1288 L.D. 1781  
 (H "A" H-692)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with No Senators having voted in negative,

and 34 being more than two-thirds of the entire elected Membership of the Senate, was FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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. I am about to begin the Appropriations Table and what I propose to do is do the Bills that need to be Amended first so that we can get those through the process.

ORDERS OF THE DAY

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Relating to the Collection of Specified Health Care Information

H.P. 32 L.D. 32  
 (C "A" H-596)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-596), in concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-596).

On further motion by same Senator, Senate Amendment "A" (S-441) to Committee Amendment "A" (H-596) READ and ADOPTED.

Committee Amendment "A" (H-596) as Amended by Senate Amendment "A" (S-441) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Improve the Early Childhood Educational Plans Grants Program

S.P. 63 L.D. 46  
 (C "A" S-54)

Tabled - May 3, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, April 25, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-54).)

(In House, May 2, 1989, PASSED TO BE ENACTED.)

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

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

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



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On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-54).

On further motion by same Senator, Senate Amendment "A" (S-412) to Committee Amendment "A" (S-54) READ and ADOPTED.

Committee Amendment "A" (S-54) as Amended by Senate Amendment "A" (S-412) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Promote Marine Research  
S.P. 106 L.D. 140  
(C "A" S-240; H "A"  
H-536)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 15, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-240) AND HOUSE AMENDMENT "A" (H-536), in concurrence.)

(In House, June 16, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-240).

On further motion by same Senator, Senate Amendment "A" (S-413) to Committee Amendment "A" (S-240) READ and ADOPTED.

Committee Amendment "A" (S-240) as Amended by Senate Amendment "A" (S-413) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Encourage Recycling of Lead-acid Batteries

H.P. 108 L.D. 145  
(H "A" H-107 to C "A"  
H-56)

Tabled - May 3, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, April 27, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-56) AS AMENDED BY HOUSE AMENDMENT "A" (H-107) thereto, in concurrence.)

(In House, May 2, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-56) as Amended by House Amendment "A" (H-107) thereto.

On further motion by same Senator, Senate Amendment "A" (S-404) to Committee Amendment "A" (H-56) READ and ADOPTED.

Committee Amendment "A" (H-56) as Amended by Senate Amendment "A" (S-404) and House amendment "A" (H-107) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Expand the Types of Medication Included in the Elderly Low-cost Drug Program

H.P. 229 L.D. 313  
(H "A" H-61)

Tabled - April 20, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, April 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-61), in concurrence.)

(In House, April 19, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED House Amendment "A" (H-61).

On further motion by same Senator, Senate Amendment "A" (S-422) to House Amendment "A" (H-61) READ and ADOPTED.

House Amendment "A" (H-61) as Amended by Senate Amendment "A" (S-422) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Assist the Environmental Health Unit of the Maine Bureau of Health

H.P. 359 L.D. 475  
(C "A" H-130)

Tabled - May 11, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 8, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-130), in concurrence.)

(In House, May 10, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-130).

On further motion by same Senator, Senate Amendment "A" (S-423) to Committee Amendment "A" (H-130) READ and ADOPTED.

Committee Amendment "A" (H-130) as Amended by Senate Amendment "A" (S-423) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

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

H.P. 457 L.D. 622  
(C "A" H-127)

Tabled - May 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 9, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-127), in concurrence.)

(In House, May 15, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-127).

On further motion by same Senator, Senate Amendment "D" (S-424) to Committee Amendment "A" (H-127) READ and ADOPTED.

Committee Amendment "A" (H-127) as Amended by Senate Amendment "D" (S-424) thereto, ADOPTED in NON-CONCURRENCE.

Senator MATTHEWS of Kennebec, moved to INDEFINITELY POSTPONE the Bill and Accompanying Papers.

On further motion by same Senator, 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 York, Senator Hobbins.

Senator HOBBS: Thank you Mr. President. Mr. President, men and women of the Senate. I never thought that on July 1, 1989, when the Appropriations Table was being stripped, that we would have to re-visit this issue for the last time. I believe that the Maine Legislature during the process has spoken on this Bill. There has been a lot of blood, sweat, and tears that have come from this Bill from both Bodies, from both sides of the issue. It is my hope that after everything this Bill has gone through, the amendment process, the appropriations process, which was only described to me as incredible, that we would not have to re-visit this Bill on July 1, 1989. If we were to reopen every Bill on the Appropriations Table we would be here until Labor Day. I am very disappointed that I have to stand here and I hope that you will vote against the motion to Indefinitely Postpone.

Senator MATTHEWS of Kennebec requested and received Leave of the Senate to withdraw his motion for a Roll Call.

Senator WEBSTER of Franklin requested a Division.

THE PRESIDENT: The pending question before the Senate is the motion of Senator MATTHEWS of Kennebec, to INDEFINITELY POSTPONE the Bill and Accompanying Papers.

A Division has been requested.

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

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

9 Senators having voted in the affirmative and 23 Senators having voted in the negative, the motion of Senator MATTHEWS of Kennebec, to INDEFINITELY POSTPONE the Bill and Accompanying Papers, FAILED.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

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

H.P. 472 L.D. 637  
(C "A" H-147)

Tabled - May 15, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 10, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-147), in concurrence.)

(In House, May 12, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-147).

On further motion by same Senator, Senate Amendment "A" (S-415) to Committee Amendment "A" (H-147) READ and ADOPTED.

Committee Amendment "A" (H-147) as Amended by Senate Amendment "A" (S-415) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Funds for the Maine Potato Breeding Program

H.P. 488 L.D. 668  
(C "A" H-153)

Tabled - May 17, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-153), in concurrence.)

(In House, May 16, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-153).

On further motion by same Senator, Senate Amendment "A" (S-416) to Committee Amendment "A" (H-153) READ and ADOPTED.

Committee Amendment "A" (H-153) as Amended by Senate Amendment "A" (S-416) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act Regarding Reimbursement for  
Out-of-district Special Education Placements  
S.P. 283 L.D. 729  
(C "A" S-215)

Tabled - June 13, 1989, by Senator BRANNIGAN of Cumberland.

Pending - ENACTMENT

(In Senate, June 8, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-215).)

(In House, June 12, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-215).

On further motion by same Senator, Senate Amendment "A" (S-405) to Committee Amendment "A" (S-215) READ and ADOPTED.

Committee Amendment "A" (S-215) as Amended by Senate Amendment "A" (S-405) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

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)

Tabled - June 1, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 23, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-135).)

(In House, May 30, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-135).

On further motion by same Senator, Senate Amendment "A" (S-436) to Committee Amendment "A" (S-135) READ and ADOPTED.

Committee Amendment "A" (S-135) as Amended by Senate Amendment "A" (S-436) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Require Country of Origin Labeling on  
Fresh Produce  
H.P. 591 L.D. 809  
(C "A" H-329)

Tabled - June 8, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 5, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-329), in concurrence.)

(In House, June 7, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-329).

On further motion by same Senator, Senate Amendment "A" (S-418) to Committee Amendment "A" (H-329) READ and ADOPTED.

Committee Amendment "A" (H-329) as Amended by Senate Amendment "A" (S-418) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Relating to Drug Testing  
H.P. 609 L.D. 833  
(C "A" H-599)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-599), in concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-599).

On further motion by same Senator, Senate Amendment "B" (S-419) to Committee Amendment "A" (H-599) READ and ADOPTED.

Committee Amendment "A" (H-599) as Amended by Senate Amendment "B" (S-419) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act To Amend the Growth Management Laws  
H.P. 631 L.D. 854  
(C "A" H-192)

Tabled - May 25, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 19, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-192), in concurrence.)

(In House, May 23, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-192).

On further motion by same Senator, Senate Amendment "A" (S-407) to Committee Amendment "A" (H-192) READ and ADOPTED.

Committee Amendment "A" (H-192) as Amended by Senate Amendment "A" (S-407) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act Concerning the Inspection of Dams  
S.P. 331 L.D. 868  
(C "A" S-70)

Tabled - May 9, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 2, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-70).)

(In House, May 8, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-70).

On further motion by same Senator, Senate Amendment "A" (S-408) to Committee Amendment "A" (S-70) READ and ADOPTED.

Committee Amendment "A" (S-70) as Amended by Senate Amendment "A" (S-408) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Allow Municipal Clerks to Inspect Sample Ballots before Election Day  
H.P. 794 L.D. 1106  
(C "A" H-398)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-398), in concurrence.)

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

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-398).

On further motion by same Senator, Senate Amendment "A" (S-420) to Committee Amendment "A" (H-398) READ and ADOPTED.

Committee Amendment "A" (H-398) as Amended by Senate Amendment "A" (S-420) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Concerning Law Enforcement Training  
S.P. 431 L.D. 1142  
(C "A" S-286)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-286).)

(In House, June 16, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-286).

On further motion by same Senator, Senate Amendment "A" (S-421) to Committee Amendment "A" (S-286) READ and ADOPTED.

Committee Amendment "A" (S-286) as Amended by Senate Amendment "A" (S-421) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Require the Licensure of Ambulatory Surgical Facilities

H.P. 891 L.D. 1235  
(H "B" H-419 to C "A"  
H-289)

Tabled - June 12, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 8, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-289) AS AMENDED BY HOUSE AMENDMENT "B" (H-419) thereto, in concurrence.)

(In House, June 12, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-289) as Amended by House Amendment "B" (H-419) thereto.

On further motion by same Senator, Senate Amendment "A" (S-410) to Committee Amendment "A" (H-289) READ and ADOPTED.

Committee Amendment "A" (H-289) as Amended by Senate Amendment "A" (S-410) and House Amendment "B" (H-419) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase the Punishment for Trafficking in and Possession of Cocaine

H.P. 924 L.D. 1290  
(C "A" H-339)

Tabled - June 9, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 2, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-339), in concurrence.)

(In House, June 8, 1989, PASSED TO BE ENACTED.)

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

On further motion by same Senator, the Senate

RECONSIDERED whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED.

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-339).

On further motion by same Senator, Senate Amendment "A" (S-409) to Committee Amendment "A" (H-339) READ and ADOPTED.

Committee Amendment "A" (H-339) as Amended by Senate Amendment "A" (S-409) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency  
An Act to Amend the Law Concerning the Collection of Fees for General Educational High School Equivalency Certificates

S.P. 487 L.D. 1329  
(C "A" S-210)

Tabled - June 12, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 6, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-210).)

(In House, June 12, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-210).

On further motion by same Senator, Senate Amendment "A" (S-431) to Committee Amendment "A" (S-210) READ and ADOPTED.

Committee Amendment "A" (S-210) as Amended by Senate Amendment "A" (S-431) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Amend Certain Laws Affecting the Department of Environmental Protection

H.P. 988 L.D. 1366  
(C "A" H-529)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-529), in concurrence.)

(In House, June 16, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-529).

On further motion by same Senator, Senate Amendment "A" (S-435) to Committee Amendment "A" (H-529) READ and ADOPTED.

Committee Amendment "A" (H-529) as Amended by Senate Amendment "A" (S-435) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Expand the Health Occupations Training Project

S.P. 535 L.D. 1470  
(C "A" S-189)

Tabled - June 12, 1989, by Senator CLARK of Cumberland.

Pending - ENACTMENT

(In Senate, June 5, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-189).)

(In House, June 9, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-189).

On further motion by same Senator, Senate Amendment "A" (S-426) to Committee Amendment "A" (S-189) READ and ADOPTED.

Committee Amendment "A" (S-189) as Amended by Senate Amendment "A" (S-426) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, Concerning the Development of a New Master Plan for the Capitol Area

H.P. 1172 L.D. 1626  
(C "A" H-551)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-551), in concurrence.)

(In House, June 19, 1989, FINALLY PASSED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-551).

On further motion by same Senator, Senate Amendment "A" (S-433) to Committee Amendment "A" (H-551) READ and ADOPTED.

Committee Amendment "A" (H-551) as Amended by Senate Amendment "A" (S-433) thereto, ADOPTED in NON-CONCURRENCE.

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

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

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

Senate at Ease

Senate called to order by the President.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Implement Sound Forest Practices

H.P. 315 L.D. 429

(S "B" S-379 to C "B" H-635)

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 20, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-635) AS AMENDED BY SENATE AMENDMENT "B" (S-379) thereto.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "B" (H-635) as Amended by Senate Amendment "B" (S-379) thereto.

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Senate Amendment "B" (S-379) to Committee Amendment "B" (H-635).

On further motion by same Senator, Senate Amendment "B" (S-379) to Committee Amendment "B" (H-635) INDEFINITELY POSTPONED in NON-CONCURRENCE.

On further motion by same Senator, Senate Amendment "C" (S-440) to Committee Amendment "B" (H-635) READ and ADOPTED.

On further motion by same Senator, Committee Amendment "B" (H-635) as Amended by Senate Amendment "C" (S-440) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Concerning Transportation Expenses for Former AMHI Patients

S.P. 246 L.D. 576  
(S "A" S-75 to C "A" S-62)

Tabled - May 12, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 8, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-62) AS AMENDED BY SENATE AMENDMENT "A" (S-75) thereto.)

(In House, May 11, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-62) as Amended by Senate Amendment "A" (S-75) thereto.

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Senate Amendment "A" (S-75) to Committee Amendment "A" (S-62).

On further motion by same Senator, Senate Amendment "A" (S-75) to Committee Amendment "A" (S-62) INDEFINITELY POSTPONED in NON-CONCURRENCE.

On further motion by same Senator, Senate Amendment "B" (S-438) to Committee Amendment "A" (S-62) READ and ADOPTED.

On further motion by same Senator, Committee Amendment "A" (S-62) as Amended by Senate Amendment "B" (S-438) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, Establishing a Commission to Study the Level of Services for Maine's Elderly Citizens

H.P. 550 L.D. 747  
(H "A" H-215; H "B" H-317 to C "A" H-183)

Tabled - June 2, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, May 30, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-183) AS AMENDED BY HOUSE AMENDMENTS "A" (H-215) AND "B" (H-317) thereto, in concurrence.)

(In House, June 1, 1989, FINALLY PASSED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-183) as Amended by House Amendments "B" (H-317) and "A" (H-215) thereto.

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED House Amendment "B" (H-317) to Committee Amendment "A" (H-183).

On further motion by same Senator, House Amendment "B" (H-317) to Committee Amendment "A" (H-183) INDEFINITELY POSTPONED in NON-CONCURRENCE.

On further motion by same Senator, Senate Amendment "B" (S-417) to Committee Amendment "A" (H-183) READ and ADOPTED.

On further motion by same Senator, Committee Amendment "A" (H-183) as Amended by House Amendment "A" (H-215) and Senate Amendment "B" (S-417) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, to Establish a Blue Ribbon Task Force to Promote Equity of Opportunity for Women in the Public School System

S.P. 389 L.D. 1034  
(H "A" H-467 to C "A" S-175)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 12, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-175) AS AMENDED BY HOUSE AMENDMENT "A" (H-467) thereto, in concurrence.)

(In House, June 14, 1989, FINALLY PASSED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (S-175) as Amended by House Amendment "A" (H-467), thereto.

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED House Amendment "A" (H-467) to Committee Amendment "A" (S-175).

On further motion by same Senator, House Amendment "A" (H-467) to Committee Amendment "A" (S-175) INDEFINITELY POSTPONED in NON-CONCURRENCE.

On further motion by same Senator, Senate Amendment "A" (S-432) to Committee Amendment "A" (S-175) READ and ADOPTED.

On further motion by same Senator, Committee Amendment "A" (S-175) as Amended by Senate Amendment "A" (S-432) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Relating to the Status of Nursing Professions in Maine

H.P. 956 L.D. 1324  
(H "A" H-475 to C "A"  
H-453)

Tabled - June 15, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-453) AS AMENDED BY HOUSE AMENDMENT "A" (H-475) thereto, in concurrence.)

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

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-453) as Amended by House Amendment "A" (H-475) thereto.

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

On further motion by same Senator, the Senate RECONSIDERED whereby House Amendment "A" (H-475) to Committee Amendment "A" (H-453) was ADOPTED.

On further motion by same Senator House Amendment "A" (H-475) to Committee Amendment "A" (H-453) INDEFINITELY POSTPONED in NON-CONCURRENCE.

On further motion by same Senator, Senate Amendment "A" (S-425) to Committee Amendment "A" (H-453) READ and ADOPTED.

Committee Amendment "A" (H-453) as Amended by Senate Amendment "A" (S-425) thereto, ADOPTED in NON-CONCURRENCE.

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

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase Displaced Homemakers Program Funding to Continue Rural Outreach, Employment and Training and Support Services for Maine Displaced Homemakers

H.P. 280 L.D. 392

Tabled - May 15, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 10, 1989, PASSED TO BE ENGROSSED, in concurrence.)

(In House, May 12, 1989, PASSED TO BE ENACTED.)

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

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

On further motion by same Senator, Senate Amendment "A" (S-414) READ and ADOPTED.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Funding for the Beals Island Regional Shellfish Hatchery

H.P. 539 L.D. 736

Tabled - May 8, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 3, 1989, PASSED TO BE ENGROSSED, in concurrence.)

(In House, May 5, 1989, PASSED TO BE ENACTED.)

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

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

On further motion by same Senator, Senate Amendment "A" (S-434) READ and ADOPTED.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Providing for the 1989 Amendments Pertaining to the Finance Authority of Maine Act  
S.P. 316 L.D. 821  
(C "A" S-195)

Tabled - June 12, 1989, by Senator CLARK of Cumberland.

Pending - ENACTMENT  
(In Senate, June 5, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-195).)

(In House, June 9, 1989, PASSED TO BE ENACTED.)

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

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

On further motion by same Senator, Senate Amendment "A" (S-406) READ and ADOPTED.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Resolve

Resolve, to Create the Commission to Study Public Financing of State Elections

H.P. 653 L.D. 887

Tabled - June 1, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE  
(In Senate, May 25, 1989, PASSED TO BE ENGROSSED, in concurrence.)

(In House, May 30, 1989, FINALLY PASSED.)

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

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

On further motion by same Senator, Senate Amendment "A" (S-437) READ and ADOPTED.

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



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

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

Senate at Ease  
Senate called to order by the President.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Improve Compliance with Truck Weight Limits

H.P. 36 L.D. 36  
(S "B" S-242; H "A"  
H-420 to C "A" H-277)

Tabled - June 15, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 9, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-277) AS AMENDED BY HOUSE AMENDMENT "A" (H-420) AND SENATE AMENDMENT "B" (S-242) thereto.)

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

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

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

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-277) as Amended by House Amendment "A" (H-420) and Senate Amendment "B" (S-242) thereto.

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

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED House Amendment "A" (H-420) to Committee Amendment "A" (H-277).

On further motion by same Senator, House Amendment "A" (H-420) to Committee Amendment "A" (H-277) INDEFINITELY POSTPONED in NON-CONCURRENCE.

On further motion by same Senator, Committee Amendment "A" (H-277) as Amended by Senate Amendment "B" (S-242) thereto, ADOPTED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Amend the Revised Maine Securities Act and Related Statutes

H.P. 189 L.D. 254  
(H "A" H-237; H "B"  
H-275)

Tabled - June 1, 1989, by Senator PEARSON of Penobscot

Pending - ENACTMENT

(In Senate, May 25, 1989, PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENTS "A" (H-237) AND "B" (H-275), in concurrence.)

(In House, May 30, 1989, PASSED TO BE ENACTED.)

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

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

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

On further motion by same Senator, the Senate RECONSIDERED ADOPTION of House Amendment "A" (H-237).

On further motion by same Senator, House Amendment "A" (H-237) INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Strengthen Land Use Management in Maine's Unorganized Territories

H.P. 183 L.D. 248  
(S "A" S-325 to C "A"  
H-571)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-571) AS AMENDED BY SENATE AMENDMENT "A" (S-325) thereto.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)

Senate at Ease

Senate called to order by the President.

On motion by Senator PEARSON of Penobscot, Tabled until Later in Today's Session, pending ENACTMENT.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Appropriating Funds to the Department of Educational and Cultural Services for Early Childhood Education

H.P. 23 L.D. 18  
(C "A" H-43)

Tabled - April 24, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, April 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-43), in concurrence.)

(In House, April 20, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Directing the Department of Educational and Cultural Services to Study Class Size and Related Issues

H.P. 39 L.D. 39  
(C "A" H-358)

Tabled - June 9, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 6, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-358), in concurrence.)

(In House, June 8, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act Relating to the Maine Correctional Advisory Commission

S.P. 60 L.D. 43  
(S "A" S-58 to C "A"  
S-52)

Tabled - May 4, 1989, by Senator BRANNIGAN of Cumberland.

Pending - ENACTMENT  
(In Senate, April 25, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-52) AS AMENDED BY SENATE AMENDMENT "A" (S-58) thereto.)

(In House, May 3, 1989, PASSED TO BE ENACTED.)

Senate at Ease  
Senate called to order by the President.

Senator PEARSON of Penobscot, moved the INDEFINITE POSTPONEMENT of the Bill and Accompanying Papers.

On further motion by same Senator, Tabled until Later in Today's Session, pending the motion of the same Senator, to INDEFINITELY POSTPONE the Bill and Accompanying Papers.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Require the Department of Human Services to Investigate Zero Discharge Systems

S.P. 88 L.D. 90  
(C "A" S-77)

Tabled - May 10, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 3, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-77).)

(In House, May 9, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide a Secure Treatment Facility at the Maine Youth Center

S.P. 90 L.D. 95  
(S "A" S-272)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-272).)

(In House, June 16, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Resolve

Resolve, Establishing the Commission to Study the Regulation of Welders

H.P. 78 L.D. 109  
(C "A" H-166)

Tabled - May 18, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE  
(In Senate, May 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-166), in concurrence.)

(In House, May 17, 1989, FINALLY PASSED.)  
On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE 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)

Tabled - May 2, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, April 26, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-91), in concurrence.)

(In House, May 1, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, Creating the Special Commission to Study Instructional Time in Schools

H.P. 131 L.D. 175  
(C "A" H-479)

Tabled - June 15, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE  
(In Senate, June 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-479), in concurrence.)

(In House, June 14, 1989, FINALLY PASSED.)  
On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Prohibit the Establishment of Maximum Limit Reimbursement for Adjustments to the Prospective Rate for Nursing Staff Wages

H.P. 154 L.D. 206  
(C "A" H-436)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-436), in concurrence.)

(In House, June 14, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Create the Legislative Study Commission on Growth Management and Tax Policy

H.P. 184 L.D. 249  
(C "A" H-382)

Tabled - June 12, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 8, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-382), in concurrence.)

(In House, June 12, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Decrease the Registration Fee on Dams

H.P. 185 L.D. 250  
(C "A" H-15)

Tabled - April 4, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, March 30, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-15), in concurrence.)  
(In House, April 3, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve  
Resolve, to Study the Development of a Farmland Preservation Program for Maine

H.P. 206 L.D. 286

Tabled - April 25, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, April 11, 1989, PASSED TO BE ENGROSSED, in concurrence.)  
(In House, April 24, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency  
An Act to Create the Commission to Study the Possibility of Including the Cost of Environmental Impacts in the Least-cost Planning Process of Electrical Utilities and the Public Utilities Commission

S.P. 158 L.D. 306  
(H "A" H-260 to C "A" S-116)

Tabled - June 1, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 25, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-116) AS AMENDED BY HOUSE AMENDMENT "A" (H-260) thereto, in concurrence.)

(In House, May 30, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Requiring Reimbursement to Counties for Courthouse Facilities

H.P. 289 L.D. 401  
(C "A" H-174)

Tabled - May 22, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 17, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-174), in concurrence.)

(In House, May 19, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Reduce the Lobster and Crab Fishing License Fee for Persons 70 Years of Age or Older

H.P. 342 L.D. 461  
(C "A" H-414)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-414), in concurrence.)  
(In House, June 14, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Making Appropriations for Temporary Additional Staff to the Maine Arts Commission for the Percent for Art Program

H.P. 343 L.D. 462  
(C "A" H-125)

Tabled - May 10, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 5, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-125), in concurrence.)

(In House, May 9, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency  
An Act Relating to Tax Exemptions

S.P. 236 L.D. 566  
(C "A" S-67)

Tabled - May 11, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 2, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-67).)

(In House, May 8, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act To Provide Respite Care for Care Givers of Diagnosed Victims of Alzheimer's Disease

S.P. 248 L.D. 578  
(C "A" S-108)

Tabled - May 22, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-108).)

(In House, May 19, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

(See Action Later Today)

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Recognize Outstanding Local Commitment to Education

H.P. 463 L.D. 628

(C "A" H-177)

Tabled - May 22, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 17, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-177), in concurrence.)

(In House, May 19, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Assist Agricultural Producers to Locate and Train Workers

H.P. 468 L.D. 633

Tabled - May 23, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 17, 1989, PASSED TO BE ENGROSSED, in concurrence.)

(In House, May 22, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

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

S.P. 255 L.D. 645  
(C "A" S-106)

Tabled - May 22, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-106).)

(In House, May 19, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Establish a Temporary Water Management Resources Board

S.P. 265 L.D. 655  
(C "A" S-96)

Tabled - May 25, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 17, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-96).)

(In House, May 23, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Fund Repairs for Damage to the Hartland Dam

H.P. 498 L.D. 678  
(C "A" H-142)

Tabled - May 15, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 10, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-142), in concurrence.)

(In House, May 12, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Improve the Air Quality by Limiting the Sulfur Content of Fuel

H.P. 528 L.D. 713  
(H "A" H-141 to C "A" H-112)

Tabled - May 11, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 3, 1989, RECEDED and CONCURRED to PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-112) AS AMENDED BY HOUSE AMENDMENT "A" (H-141) thereto, in concurrence.)

(In House, May 10, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, to Establish the Commission to Study the Use of Professional Strikebreakers

H.P. 530 L.D. 715  
(C "A" H-548)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-548), in concurrence.)

(In House, June 19, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, to Redesign the Structure of the Board of Environmental Protection

S.P. 276 L.D. 722

(C "A" S-71)

Tabled - May 9, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, May 2, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-71).)

(In House, May 8, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Meet the Increased Need for Crisis Intervention and Community Education Services Provided by Rape Crisis Centers in Maine

S.P. 292 L.D. 765  
(C "A" S-97)

Tabled - May 18, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 11, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-97).)

(In House, May 17, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Provide Support for Nonprofit Community AIDS Organizations Which are Members of a Statewide AIDS Alliance

H.P. 588 L.D. 792

Tabled - June 5, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 31, 1989, PASSED TO BE ENGROSSED, in concurrence.)

(In House, June 2, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase County Share of Real Estate Transfer Tax

H.P. 602 L.D. 826  
C "A" H-660

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 20, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-660), in concurrence.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Expand the Retired Senior Volunteer Programs, Foster Grandparent Programs and Senior Companion Program

H.P. 607 L.D. 831

Tabled - May 26, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 23, 1989, PASSED TO BE ENGROSSED, in concurrence.)

(In House, May 25, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Appropriate Funds for Advocacy Activities for Severe and Prolonged Mentally Ill Persons

H.P. 616 L.D. 839

(C "A" H-390)

Tabled - June 12, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 8, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-390), in concurrence.)

(In House, June 12, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Fund Community-based AIDS Programs and Services

H.P. 622 L.D. 845

(C "A" H-285)

Tabled - June 5, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 31, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-285), in concurrence.)

(In House, June 2, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Amend the Child and Family Services and Child Protection Act

H.P. 623 L.D. 846

(C "A" H-310)

Tabled - June 8, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 1, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-310), in concurrence.)

(In House, June 6, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, to Establish the Commission to Study the Preservation of Volunteer Ambulance Crews and Volunteer Fire Departments

H.P. 624 L.D. 847

(C "A" H-299)

Tabled - June 8, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 1, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-299), in concurrence.)

(In House, June 6, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

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

H.P. 625 L.D. 848

(C "A" H-103)

Tabled - May 5, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 2, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-103), in concurrence.)

(In House, May 4, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Computer Technology to the Division of Eye Care

H.P. 628 L.D. 851

(C "A" H-159)

Tabled - May 18, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-159), in concurrence.)

(In House, May 17, 1989, PASSED TO BE ENACTED.)

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On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to to Make Investment Earnings on Commodity Taxes Consistent

S.P. 326 L.D. 863  
(C "A" S-202)

Tabled - June 12, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 6, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-202).)

(In House, June 12, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Strengthen the Penalties against Those Who Intentionally Mislabeled Foods as Natural or Organic

H.P. 644 L.D. 878  
(S "A" S-159 to C "A" H-254)

Tabled - June 2, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 26, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-254) AS AMENDED BY SENATE AMENDMENT "A" (S-159) thereto, in concurrence.)

(In House, June 1, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Fund the Maine Hospice Council

H.P. 646 L.D. 880  
(C "A" H-121)

Tabled - May 9, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 4, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-121), in concurrence.)

(In House, May 8, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Ensure that the Department of Environmental Protection Receives Adequate Technical Assistance from Natural Resource Review Agencies  
H.P. 649 L.D. 883  
(C "A" H-194)

Tabled - May 25, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 19, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-194), in concurrence.)

(In House, May 23, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Improve Indoor Air Quality Through Accurate Testing and Effective Reduction of Radon Levels in Buildings

H.P. 655 L.D. 889  
(C "A" H-111)

Tabled - May 8, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 3, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-111), in concurrence.)

(In House, May 5, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

Senate at Ease

Senate called to order by the President.

On further motion by same Senator, the Senate RECONSIDERED whereby it INDEFINITELY POSTPONED the Bill and Accompanying Papers.

On further motion by same Senator, Tabled until Later in Today's Session, pending the motion of same Senator to INDEFINITELY POSTPONE the Bill and Accompanying Papers.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Clarify the Law Concerning Retired Teachers' Health Insurance and to Compensate Retired Teachers Who Are Ineligible for That Insurance

S.P. 337 L.D. 898  
(H "A" H-480 to C "A" S-221)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 14, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-221) AS AMENDED BY HOUSE AMENDMENT "A" (H-480) thereto, in concurrence.)

(In House, June 16, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Reduce Hardship for Injured Workers  
S.P. 346 L.D. 916  
(C "A" S-343)

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 20, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-343).)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Establish a Comprehensive Service Delivery System for Persons with Head Injuries

S.P. 350 L.D. 927  
(C "A" S-211)

Tabled - June 13, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 6, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-211).)

(In House, June 12, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Funds for the Establishment of the Community Service Center for the Deaf and Hearing-Impaired

H.P. 688 L.D. 940  
(C "A" H-280)

Tabled - June 5, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 31, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-280), in concurrence.)

(In House, June 2, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Needed Services Identified by the Task Force on Incapacitated and Dependent Adults, and Required by the United States Omnibus Budget Reconciliation Act of 1987

H.P. 691 L.D. 943  
(C "A" H-199)

Tabled - May 25, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 19, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-199), in concurrence.)

(In House, May 24, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

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

S.P. 357 L.D. 958  
(S "A" S-79)

Tabled - May 10, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 3, 1989, PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-79).)

(In House, May 9, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Establish a Statewide Program of Community-based Heart Attack and Stroke Prevention Programs

H.P. 708 L.D. 969  
(C "A" H-117)

Tabled - May 9, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 4, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-117), in concurrence.)

(In House, May 8, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase the Property Tax Exemption for Veterans

H.P. 713 L.D. 974  
(C "A" H-534)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-534), in concurrence.)

(In House, June 16, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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



On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Fund Rural Outreach Programs, Community Response Programs and Minimum Standard Requirements for Providers of Family Crisis Services Statewide  
S.P. 362 L.D. 979  
(C "A" S-93)

Tabled - May 17, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 10, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-93).)  
(In House, May 16, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency  
An Act to Fund and Implement Changes in Health Insurance Benefits in Collective Bargaining Agreements with Maine Maritime Academy Employees Represented by the Maine State Employees Association  
S.P. 371 L.D. 995  
(C "A" S-107)

Tabled - May 22, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-107).)  
(In House, May 19, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Include the Unorganized Territory in Statutes Granting Minimum Subsidies for Education  
H.P. 727 L.D. 1004  
(C "A" H-424)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-424), in concurrence.)  
(In House, June 14, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve  
Resolve, to Study International Trade Opportunities and Foreign Ownership and Investment in Maine  
H.P. 735 L.D. 1012  
(C "A" H-582)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE  
(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-582), in concurrence.)  
(In House, June 19, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Fund and Implement Reclassifications and Collective Agreements with Maine Maritime Academy Employees Represented by the Maine State Employees Association  
S.P. 394 L.D. 1039

Tabled - May 18, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 11, 1989, PASSED TO BE ENGROSSED.)  
(In House, May 17, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Resolve  
Resolve, to Create the Advisory Committee to Update the Maine Aviation Systems Plan  
H.P. 750 L.D. 1054  
(C "A" H-354)

Tabled - June 9, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE  
(In Senate, June 6, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-354), in concurrence.)  
(In House, June 8, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Repair the Chain of Ponds' Dam  
H.P. 755 L.D. 1059  
(C "A" H-229)

Tabled - May 30, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 24, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-229), in concurrence.)  
(In House, May 26, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Requiring School Boards to Adopt Written Policies Regarding Student Rights and Responsibilities

H.P. 827 L.D. 1159  
(H "A" H-471 to C "A" H-443)

Tabled - June 15, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-443) AS AMENDED BY HOUSE AMENDMENT "A" (H-471) thereto, in concurrence.)

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

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Adjustments in the Educational Funding Formula

H.P. 836 L.D. 1168  
(C "A" H-437)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-437), in concurrence.)

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

On further motion by same Senator, Tabled until Later in Today's Session, pending ENACTMENT.

Senate at Ease

Senate called to order by the President.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase the Number of Superior Court Justices and District Court Judges

H.P. 849 L.D. 1181  
(C "A" H-286)

Tabled - June 5, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 31, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-286), in concurrence.)

(In House, June 2, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Create a New Crop and Livestock Research and Development Program

H.P. 869 L.D. 1208  
(C "A" H-442)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-442), in concurrence.)

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

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Maintain Legal Services for Low-income Citizens

S.P. 449 L.D. 1211

Tabled - May 26, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 19, 1989, PASSED TO BE ENGROSSED.)

(In House, May 25, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase Educational Opportunities for Economically and Educationally Disadvantaged Residents

S.P. 450 L.D. 1212  
(C "A" S-174)

Tabled - June 8, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 1, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-174).)

(In House, June 7, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, to Assess the Needs of the Equine Industry and to Establish a Commission to Study the Creation of a Statewide Horse Council

H.P. 878 L.D. 1221  
(C "A" H-506)

Tabled - June 15, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-506), in concurrence.)

(In House, June 14, 1989, FINALLY PASSED.)

LEGISLATIVE RECORD - SENATE, JULY 1, 1989

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase Funding of Legal Services for the Elderly

H.P. 888 L.D. 1232  
(C "A" H-411)

Tabled - June 15, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-411), in concurrence.)

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

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Resolve

Resolve, to Study the Development of a System of Ecological Reserves in the State

S.P. 456 L.D. 1241  
(C "A" S-91)

Tabled - May 17, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, May 9, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-91).)

(In House, May 16, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Revise the Medical Examiner Act

H.P. 905 L.D. 1262  
(C "A" H-584)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-584), in concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, Tabled until Later in Today's Session, pending ENACTMENT.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Assistance to Owners of Manufactured Housing

H.P. 908 L.D. 1271  
(C "A" H-264)

Tabled - June 2, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 30, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-264), in concurrence.)

(In House, June 1, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Require Administrators of Boarding Homes to Obtain Continuing Education

H.P. 914 L.D. 1280  
(C "A" H-309)

Tabled - June 9, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 6, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-309), in concurrence.)

(In House, June 8, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Relating to Smoking in Nursing Homes and Boarding Care Facilities

H.P. 920 L.D. 1286  
(H "A" H-433 to C "A" H-288)

Tabled - June 13, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 9, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-288) AS AMENDED BY HOUSE AMENDMENT "A" (H-433) thereto, in concurrence.)

(In House, June 12, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, to Establish a Commission to Study Town Supervision of Private Roads

H.P. 950 L.D. 1318  
(H "A" H-488 to C "A" H-386)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 13, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-386) AS AMENDED BY HOUSE AMENDMENT "A" (H-488) thereto, in concurrence.)

(In House, June 15, 1989, Resolve and Accompanying Papers INDEFINITELY POSTPONED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED, in concurrence.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Equalize State Retiree Health Benefits  
S.P. 493 L.D. 1367  
(C "A" S-186)

Tabled - June 9, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 2, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-186).)

(In House, June 8, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Resolve

Resolve, to Study the Feasibility of Establishing a Piscataqua River Basin Compact between Maine and New Hampshire

S.P. 496 L.D. 1370  
(S "A" S-244 to C "A" S-185)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 9, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-185) AS AMENDED BY SENATE AMENDMENT "A" (S-244) thereto.)

(In House, June 14, 1989, FINALLY PASSED.)

On further motion by same Senator, Tabled until Later in Today's Session, pending FINAL PASSAGE.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Correct Errors and Inconsistencies Regarding Reporting Requirements in the General Assistance Laws

H.P. 997 L.D. 1386  
(C "A" H-351)

Tabled - June 9, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 6, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-351), in concurrence.)

(In House, June 8, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Establish a Technical Services Program in the Local Soil and Water Conservation Districts

H.P. 1018 L.D. 1419  
(C "A" H-231)

Tabled - May 30, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 24, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231), in concurrence.)

(In House, May 26, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide a Minimum Level of State Educational Funding for Schools

H.P. 1033 L.D. 1439  
(C "A" H-517)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-517), in concurrence.)

(In House, June 16, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, Tabled until Later in Today's Session, pending ENACTMENT.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, to Create a Commission to Study Crab Fishing in Maine

H.P. 1034 L.D. 1440  
(C "A" H-530)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-530), in concurrence.)

(In House, June 16, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Resolve

Resolve, to Provide Respite Care Services for Families of the Mentally Ill

H.P. 1042 L.D. 1453  
(C "A" H-395)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-395), in concurrence.)

(In House, June 14, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve  
Resolve, to Establish the School Organization Study Committee

S.P. 534 L.D. 1469  
(H "A" H-576 to C "A"  
S-270; S "A" S-328)

Tabled - June 20, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE  
(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-270) AS AMENDED BY HOUSE AMENDMENT "A" (H-576) thereto, AND SENATE AMENDMENT "A" (S-328).)

(In House, June 20, 1989, FINALLY PASSED.)  
On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Establish a Commission on State Finance  
H.P. 1113 L.D. 1546  
(H "A" H-558 to C "A"  
H-423)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 16, 1989, RECEDED and CONCURRED to PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-423) AS AMENDED BY HOUSE AMENDMENT "A" (H-558) thereto, in concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency  
An Act to Study the Employment of Minors  
H.P. 1117 L.D. 1550  
(H "A" H-206)

Tabled - May 23, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, May 18, 1989, RECEDED and CONCURRED to PASSAGE TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-206) thereto, in concurrence.)

(In House, May 22, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve  
Resolve, Creating the Special Commission to Study and Evaluate the Status of Education Reform in Maine  
S.P. 561 L.D. 1564  
(C "A" S-266)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE  
(In Senate, June 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-266).)

(In House, June 16, 1989, FINALLY PASSED.)  
On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Improve the Sardine Inspection and Grading Programs  
S.P. 562 L.D. 1565  
(C "A" S-297)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-297).)

(In House, June 19, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency  
An Act Providing for the Development of a Proposal for the Delivery of Substance Abuse Programs Throughout the State

S.P. 563 L.D. 1566  
(C "A" S-306)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-306).)

(In House, June 19, 1989, PASSED TO BE ENACTED.)  
On further motion by same Senator, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide for Appeal of Certain Decisions of Counselors Employed by the Driver Education Evaluation Program

H.P. 1151 L.D. 1605  
(C "A" H-554)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-554), in concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)  
 On further motion by same Senator, the Bill and  
 Accompanying Papers INDEFINITELY POSTPONED in  
 NON-CONCURRENCE.  
 Under suspension of the Rules, ordered sent down  
 forthwith for concurrence.

On motion by Senator PEARSON of Penobscot, the  
 Senate removed from the SPECIAL APPROPRIATIONS TABLE  
 the following:  
 An Act to Facilitate Collaboration Among School  
 Agencies and Community Leaders Working on Behalf of  
 At-risk Children

H.P. 1164 L.D. 1618  
 (C "A" H-519)

Tabled - June 16, 1989, by Senator PEARSON of  
 Penobscot.

Pending - ENACTMENT  
 (In Senate, June 15, 1989, PASSED TO BE ENGROSSED  
 AS AMENDED BY COMMITTEE AMENDMENT "A" (H-519), in  
 concurrence.)

(In House, June 16, 1989, PASSED TO BE ENACTED.)  
 On further motion by same Senator, the Bill and  
 Accompanying Papers INDEFINITELY POSTPONED in  
 NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the  
 Senate removed from the SPECIAL APPROPRIATIONS TABLE  
 the following:

An Act to Ensure Regular Attendance for All Maine  
 School Children

H.P. 1168 L.D. 1622  
 (C "A" H-555)

Tabled - June 19, 1989, by Senator PEARSON of  
 Penobscot.

Pending - ENACTMENT  
 (In Senate, June 16, 1989, PASSED TO BE ENGROSSED  
 AS AMENDED BY COMMITTEE AMENDMENT "A" (H-555), in  
 concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)  
 On further motion by same Senator, the Bill and  
 Accompanying Papers INDEFINITELY POSTPONED in  
 NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the  
 Senate removed from the SPECIAL APPROPRIATIONS TABLE  
 the following:

Resolve  
 Resolve, to Establish the Taxpayers' Bill of  
 Rights

S.P. 582 L.D. 1644

Tabled - June 8, 1989, by Senator PEARSON of  
 Penobscot.

Pending - FINAL PASSAGE  
 (In Senate, May 31, 1989, PASSED TO BE ENGROSSED.)  
 (In House, June 6, 1989, FINALLY PASSED)

On further motion by same Senator, the Resolve  
 and Accompanying Papers INDEFINITELY POSTPONED in  
 NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the  
 Senate removed from the SPECIAL APPROPRIATIONS TABLE  
 the following:

Emergency

An Act to Establish a Program to Prevent Spousal  
 Impoverishment

H.P. 1224 L.D. 1696  
 (C "A" H-594)

Tabled - June 19, 1989, by Senator PEARSON of  
 Penobscot.

Pending - ENACTMENT  
 (In Senate, June 16, 1989, PASSED TO BE ENGROSSED  
 AS AMENDED BY COMMITTEE AMENDMENT "A" (H-594), in  
 concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)  
 On further motion by same Senator, the Bill and  
 Accompanying Papers INDEFINITELY POSTPONED in  
 NON-CONCURRENCE.

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

On motion by Senator PEARSON of Penobscot, the  
 Senate removed from the SPECIAL APPROPRIATIONS TABLE  
 the following:

Emergency Resolve  
 Resolve, to Create the Commission to Study the  
 Establishment of a State and Tribal Partnership to  
 Encourage Economic Development

S.P. 607 L.D. 1701  
 (C "A" S-294)

Tabled - June 19, 1989, by Senator PEARSON of  
 Penobscot.

Pending - FINAL PASSAGE  
 (In Senate, June 15, 1989, PASSED TO BE ENGROSSED  
 AS AMENDED BY COMMITTEE AMENDMENT "A" (S-294).)

(In House, June 19, 1989, FINALLY PASSED.)  
 On further motion by same Senator, Tabled until  
 Later in Today's Session, pending FINAL PASSAGE.

Senate at Ease  
 Senate called to order by the President.

Off Record Remarks

On motion by Senator PEARSON of Penobscot, the  
 Senate RECONSIDERED whereby it INDEFINITELY POSTPONED:  
 An Act To Provide Respite Care for Care Givers of  
 Diagnosed Victims of Alzheimer's Disease

S.P. 248 L.D. 578  
 (C "A" S-108)

(In Senate, May 15, 1989, PASSED TO BE ENGROSSED  
 AS AMENDED BY COMMITTEE AMENDMENT "A" (S-108).)

(In House, May 19, 1989, PASSED TO BE ENACTED.)  
 On further motion by same Senator, Tabled until  
 Later in Today's Session, pending the motion of the  
 same Senator to INDEFINITELY POSTPONE the Bill and  
 Accompanying Papers.

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

On motion by Senator LUDWIG of Aroostook,  
 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:

COMMITTEE REPORTS  
 House  
 Committee of Conference

The Committee of Conference on the disagreeing action between the two branches of the Legislature, on Bill "An Act Regarding Governmental Ethics"

H.P. 1282 L.D. 1773

Have had the same under consideration and ask leave to report that the House recede from Passage to be Engrossed as Amended by House Amendments "G" (H-684), "F" (H-683) and "H" (H-686). Indefinitely Postpone House Amendments "G" (H-684), "F" (H-683) and "H" (H-686). Read and Adopt Conference Committee Amendment "A" (H-699) and Pass the Bill to be Engrossed as Amended by Conference Committee Amendment "A" (H-699) in Non-concurrence.

That the Senate Recede and Concur with the House.

Signed on the part of the House:

Representative GWADOSKY of Fairfield

Representative JOSEPH of Waterville

Representative STROUT of Corinth

Signed on the part of the Senate:

Senator HOBBS of York

Senator CLARK of Cumberland

Senator PERKINS of Hancock

Comes from the House with the Conference Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY CONFERENCE COMMITTEE AMENDMENT "A" (H-699) in NON-CONCURRENCE.

Which Report was READ and ACCEPTED, in concurrence.

The Senate RECEDED and CONCURRED.

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

COMMITTEE REPORTS

House

Divided Report

The Majority of the Committee on TAXATION on Bill "An Act Concerning an Occupancy Fee"

H.P. 1111 L.D. 1544

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-701).

Signed:

Senator:

ANDREWS of Cumberland

Representatives:

DUFFY of Bangor

SEAVEY of Kennebunkport

DIPIETRO of South Portland

NADEAU of Saco

DORE of Auburn

SWAZEY of Bucksport

CASHMAN of Old Town

The Minority of the same Committee on the same subject reported that the same Ought Not to Pass.

Signed:

Senators:

BALDACCI of Penobscot

EMERSON of Penobscot

Representatives:

JACKSON of Harrison

WHITCOMB of Waldo

Comes from the House 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-701).

Which Reports were READ.

Senator ANDREWS of Cumberland, moved to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report, in concurrence.

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. I would hope that you would vote against the pending motion. The

issue before you is the local option on lodging that was proposed by the Committee. In light of the package on property tax relief and the matters that the Committee on Taxation has undertaken in this particular area, I think that at this time it is inappropriate. I would hope that you vote against the motion. Thank you.

Senator BALDACCI of Penobscot requested a Division.

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

Senator ANDREWS: Thank you Mr. President. Mr. President, men and women of the Senate. It is unfortunate that this Bill is coming up first among the major property tax Bills that are before us, but nonetheless, I think that the reason that this is certainly an important thing to do and a proper thing to do is because of what compromises were made in the property tax relief package before us and the fact that a majority of the Committee on Taxation felt strongly that we should, at the very least, provide municipalities and citizens with the option provided in this Bill. Is the reason that I think it is important for us to support it today.

I want to point out to everyone that this is an issue to be decided upon, in fact, an issue to be initiated by the citizens of a municipality. Not only must the citizens of a municipality vote to establish this option, but also citizens of a municipality must collect the requested number of signatures to, in fact, even put it on the ballot. So, it is one that requires a substantial commitment and support of the citizens of a municipality to addressing the serious problem that they are facing in their municipality due to the property tax problem that they are facing. I think that the least we can do, the least that we can do, for these municipalities facing the great challenges that they are facing is to provide them with the option provided in this amendment. Essentially, what it is doing is saying that all property tax, all people who live in a community, should be paying their fair share of property taxes. Not only those who own a home, or rent an apartment in a community, but everyone, including those that come in and spend a week or a weekend or a night, because those people are people who are, in fact, using the municipal services that everybody else is paying for. The frustration level has reached such a pitch in those communities for the subsidy that we provide those temporary residents, that this kind of an option for residents in those communities, I think, is prudent and warranted, particularly in light of what we will be providing them in the property tax package that will be before you later this afternoon. So, I hope that you will join me and the majority of the Committee, in light of this, in supporting the Majority Report.

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. This issue was dealt with yesterday by the Taxation Committee, had been discussed at length by the Committee when it went around the state listening to people's concerns, communities concerns, about property tax relief. We had fashioned a Bill for property tax relief over the course of the year and developing that package to come up with certain proposals which ultimately got amended and was compromised on. The fact of the matter is, there is some legal and Constitutional problems with the local option proposal that is before you. A little handbook that you have, Section 9 of the Constitution of the State of Maine it says,

"the Legislature shall never, in any manner, suspend of surrender the powers of taxation." The proposal that is before you, I submit, would need a Constitutional Amendment before it would be able to be passed by the citizens of the state. That is the first thing. In drafting this and talking to the aides, it has to be pinpointed in order to be Constitutionally sound to the exact communities in which you want to have this particular additional lodging tax. That is the first thing. The second thing is that I don't think that the property tax relief package is all that bad, I think that if you look at the proposal that I have sent around to you from the package itself, I think that there are things in there that will significantly benefit the communities throughout the state.

I think the time and effort that went into that particular proposal and the amount of money that is going to be spent on that particular proposal, plus the legal concerns involved with drafting something and sending out a local option, at this time, is inappropriate. I am not saying that we should never deal with it or we shouldn't deal with it, but we have issues in the proposal that we are going to study the evaluation, the assessment, the return to the taxpayers on tax collection that we are going to be studying this summer and reporting back to the Legislature in January of 1990 and I think that is an appropriate way to go at this time. Thank you.

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

Senator ANDREWS: Thank you Mr. President. Mr. President, men and women of the Senate. I am not going to debate the package that will be coming up later on this afternoon, we will do that when it is proper, but ladies and gentlemen of the Senate, if there is a Constitutional question, and if there is a Constitutional problem with this particular amendment, then that problem will surface and we will deal with that problem in due time. If, in fact, it is discovered that we need a change to the Constitution, then, in fact, we will move to change the Constitution. But, I think the Constitutionality issue, which is one that has surfaced year in and year out and is yet to be finally decided in any definitive way, is still an open question, there are two sides. What I think we can do, not being the Supreme Court, is exercise our Constitutional responsibilities and recognize the serious problem that is being faced, particularly in those areas of the state that are suffering the most from the property tax crisis. Yes, we did travel throughout the state and yes, we did listen to a variety of concerns, but if you look at those concerns, particularly in the cities that we visited, you will hear that the package that was being supported by the vast majority of those people was a package in excess of one hundred and fifty million dollars that called for substantial relief, substantial revenue sharing relief to those municipalities. We have come far short of that goal. I can say to those people, 'we compromised to get something out and this is the best we could do', but then to turn around and say, 'we are not going to give you any options whatsoever, except for what we have provided', I am having a difficult time with that. The reason I am having a difficult time with that, ladies and gentlemen of the Senate, is because the state holds all the cards when it comes to taxation. We allow municipalities the option of the property tax, the most regressive tax available, but most overburdened of the three major taxes, property, income and sales, and we give them no option beyond that, we have all the options. The municipalities provide the fire protection and the

police protection, they build the roads and the sidewalks, they build the sewers, they build the waterways, they build the infrastructure for economic development that are work horses, and we talk all advantage of it, because we get the income tax and we get the sales tax revenue that is generated by those investments out there in the municipalities.

Ladies and gentlemen of the Senate, it is important that we be fair and equitable with those work horses and understand that if we don't give them the tools to do their job, that we are not going to reap the benefits in income and sales taxes.

This is the one provision that we are going to have before us in this session to give those municipalities an option, we are not saying they have to. In fact, we are even putting extra provisions in this Bill to make certain that it is the citizens of this municipality who want it. But, if you are struggling and you are threatened with going under because you can't team up with that demand, and you are tired of sending all that revenue to the state and being the work horse of economic development, then I think you will take this option. But, let's at least give those citizens the choice.

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

Senator BALDACCIO: Thank you Mr. President. Mr. President, men and women of the Senate. I really can commiserate with the good Senator from Cumberland, Senator Andrews. I also come from a large community with certain pressures and we just went through a tax cap vote. There is no question that the property tax concerns are real and I feel with the property tax package that is being proposed that it is going a big way in that particular direction to alleviate those concerns, but I also believe that the study that the Committee is requesting to study the assessment practice and the evaluation of current use versus future use and the tax collection methods in the community is going to bode very well for developing legislation when we come back in January that is also going to further alleviate the property tax concerns of those communities. I feel that it is just totally inappropriate at this time to deal with this matter. I would suggest that after we deal with this that we would want to recommit this back to the Committee and be able to study the issue as we have proposed in the property tax measure and then come with some legislation that is both Constitutional and meaningful in its relief. Thank you.

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

Senator ESTY: Thank you Mr. President. Mr. President, men and women of the Senate. I would just like to say that the Majority Report is more timely now than it ever has been before. The reason that it is more timely now is simply because of the property tax package that has been crafted by the Taxation Committee and what that property tax package does not address in so many ways are the kinds of reliefs to municipalities that are so essential and that we have all been concerned with. Those kinds of relief have been shortchanged and taken out in the last hours of this Legislature and this is one small way to address, at least for some communities, a crying need. Although I have had to stand a lot lately, I really felt compelled to stand and address this issue and say that the Majority Report is one that is essential to many municipalities in this state and one that I will be supporting and I hope you do too.

On motion by Senator ANDREWS of Cumberland, 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 Andrews.

Senator ANDREWS: Thank you Mr. President. Mr. President, men and women of the Senate. If there is anything I learned in my six years in Legislative service is that I have learned how to count. But, before we cast our final vote on this, I just wanted to respond to a comment that was made about tax caps. You know and I know what has happened in the past year in cities and towns across the state, its called tax cap. Those are frustrated attempts to find some justice in the property tax crisis facing cities and towns across the state. Citizens fashion a tax cap proposal that probably, and the one certainly in my community, was not in the interest of the taxpayers. We have an opportunity here today to provide those citizens who want to take direct action on property tax relief an opportunity to do that, that is constructive, that can truly help a community. Because if we don't take the initiative and provide the citizens of our state with positive alternatives for direct action on the property tax crisis, then the citizens will do it themselves. They will say, 'if you are not willing to lead, get out of the way'. I will tell you something, there are states like California and Massachusetts where people state-wide decided to take some action and the consequences, I think, are not in the kind of fiscal consequences that anyone in this Chamber would like to see. This is our last chance to provide alternatives to the citizens of this state for a constructive and positive citizen action on property tax relief. Let's not blow it. Thank you.

THE PRESIDENT: The pending question before the Senate is the motion of Senator ANDREWS of Cumberland to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report, in concurrence.

A vote of Yes will be in favor to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report.

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, BRANNIGAN, CLARK, ESTY, GAUVREAU, HOBBS, KANY, TITCOMB

NAYS: Senators BALDACCI, BERUBE, BOST, BRAWN, BUSTIN, CAHILL, CARPENTER, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ERWIN, ESTES, GILL, GOULD, HOLLOWAY, LUDWIG, MATTHEWS, PEARSON, PERKINS, RANDALL, THERIAULT, TWITCHELL, WEBSTER, WEYMOUTH, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators None

8 Senators having voted in the affirmative and 27 Senators having voted in the negative, with No Senators being absent, the motion of Senator ANDREWS of Cumberland, to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report, in concurrence, FAILED.

Senator BALDACCI of Penobscot, moved to RECOMMIT the Bill to the Committee on TAXATION in NON-CONCURRENCE.

THE PRESIDENT: The pending question before the Senate is the motion of Senator BALDACCI of Penobscot, to RECOMMIT the Bill to the Committee on TAXATION in NON-CONCURRENCE.

The Chair will order a Division.

Will all those Senators in favor of the motion of Senator BALDACCI of Penobscot, to RECOMMIT the Bill to the Committee on TAXATION, please rise in their places and remain standing until counted.

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

16 Senators having voted in the affirmative and 18 Senators having voted in the negative, the motion of Senator BALDACCI of Penobscot, to RECOMMIT the Bill to the Committee on TAXATION, FAILED.

On motion by Senator BALDACCI of Penobscot, the Minority OUGHT NOT TO PASS Report was ACCEPTED in NON-CONCURRENCE.

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

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

PAPERS FROM THE HOUSE

Non-concurrent Matter

Resolve, to Modify the Kennebec County Budget (Emergency)

S.P. 662 L.D. 1775

Committee on STATE AND LOCAL GOVERNMENT suggested and ORDERED PRINTED.

In Senate, June 29, 1989, under suspension of the Rules, READ TWICE and PASSED TO BE ENGROSSED, without reference to a Committee.

Comes from the House Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

The Senate ADHERED.

Sent down for concurrence.

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

COMMITTEE REPORTS

House

Divided Report

The Majority of the Committee on TAXATION on Bill "An Act to Provide Comprehensive Property Tax Relief"

H.P. 776 L.D. 1088

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-388).

Signed:

Senators:

ANDREWS of Cumberland

BALDACCI of Penobscot

Representatives:

CASHMAN of Old Town

SWAZEY of Bucksport

DIPIETRO of South Portland

DUFFY of Bangor

NADEAU of Saco

DORE of Auburn

TARDY of Palmyra

The Minority of the same Committee on the same subject reported that the same Ought to Pass as Amended by Committee Amendment "B" (H-389).

Signed:

Senator:

EMERSON of Penobscot

Representatives:

WHITCOMB of Waldo

JACKSON of Harrison

SEAVEY of Kennebunkport

Comes from the House 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-388) AS AMENDED BY HOUSE AMENDMENT "H" (H-703) thereto.

Which Reports were READ.

On motion by Senator ANDREWS of Cumberland, the Majority OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-388) Report was ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-388) READ.  
House Amendment "H" (H-703) to Committee  
Amendment "A" (H-388) READ and ADOPTED, in  
concurrence.

Committee Amendment "A" (H-388) as Amended by  
House Amendment "H" (H-703) thereto, ADOPTED, in  
concurrence.

Under suspension of the Rules READ A SECOND TIME.

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 am pleased  
that we chose to go with the Majority Report and I  
am, indeed, pleased that the Senate has chosen to  
Adopt House Amendment H-703 in concurrence, if that  
is the only choice that we have. I must say that I  
am disappointed with the property tax package that is  
being presented to the Legislature. I know how hard  
the Taxation Committee worked, I believe the Taxation  
Committee came to have a real understanding of the  
needs of the people of this state and of the  
municipalities of this state for real property tax  
reform. In speaking with the individual members,  
including the three Senate members, led by the  
Senator from Cumberland, Senator Andrews, I know that  
the Senate members understand that what we have  
before us today is not property tax reform. It is  
not reform at all. We are getting some property tax  
relief and I am pleased to see it, but the  
municipalities out there really their needs have not  
been addressed to the degree that the individuals  
have. The truth of the matter is, is that what the  
municipalities need is a blood transfusion and they  
are simply not getting it. The House Amendment that  
we adopted will offer some additional municipal  
revenue sharing under a new formula which would be by  
population to each municipality in this state if  
there are sufficient revenues, it is simply not  
enough and I guess that I just wanted to get up and  
say that I do plan to vote for this, understanding  
that there is some property tax relief for the  
individuals throughout this state, including the  
elderly who wish to stay in their homes, hope to, and  
this will allow many of them at choice. But, it is  
not reform, it is not reform at all. It is simply a  
first step. I am pleased about the work and the  
understanding developed by the Taxation Committee and  
I hope and I will keep my fingers crossed and I will  
attempt to work with other members of the Legislature  
so that they, too, can come to similar conclusions  
that the Taxation Committee did and next year when we  
come back, if not before, that we will, indeed, go  
for real reform in which the municipalities will not  
be so overly dependent upon the outdated,  
inappropriate property tax as their basic funding  
mechanism. We could have done more. We talked about  
perhaps relieving some of the county property tax  
from the municipal property tax bills, we could have  
done it by picking up the costs of the county jails,  
we could have done it by sufficiently changing  
educational formula, moving further away from  
dependence upon the property tax. We could have done  
it by increasing the percentage on the state  
municipal revenue sharing formula from the current  
5.1 percent of state income taxes and state sales  
taxes which are shared with the towns. We could have  
done it, as had been suggested by the speaker select  
committee three years ago to seven percent, we could  
have done it, but we did not.

So, I accept this, but I just felt a definite  
need to get up and speak to say that this is relief,  
yes indeed, and thank you all of those who proposed  
that, but it is not reform.

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

Senator WEBSTER: Thank you Mr. President. Mr.  
President, men and women of the Senate. In response  
to the comments from the good Senator from Kennebec,  
Senator Kany, I would suggest that this is a part of  
a loaf of bread, or maybe it is just a slice of  
bread, but it is a start in the right direction.  
What the municipalities in this state really need is  
for this Legislature and Legislatures in the future  
and in the past not to continue to put the burdens on  
the property tax. We have continually mandated  
everything from Augusta, and who pays the property  
tax? I suggest that this is one way to address the  
problem, but a better way and it is something that we  
have to keep in mind over the next few years as we  
are here debating issues, when we come up with some  
good idea that makes sense, let's make sure that the  
taxpayers who own real estate out there and the  
municipalities of this state are not being forced to  
raise the property tax because of some good idea that  
we have here in Augusta. If you are going to tell  
the towns of this state that they have to do  
something, then you ought to come up with the money.  
Thank you.

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

Senator ANDREWS: Thank you Mr. President. Mr.  
President, men and women of the Senate. I agree with  
the Senator from Kennebec, Senator Kany when she says  
that we have not gone far enough and we failed to do  
what we should have done with a meaningful property  
tax package. There is, of course, a lot of  
compromising that goes on in these Halls and, the  
fact of the matter is, if you want to come out with  
anything at all, any relief at all, sometimes you  
have to sacrifice the reform you seek now and  
postpone that fight for another day so that at least  
you can come out with some form of relief. That is,  
indeed, what has happened today and that is what has  
happened as a result of this process. We started out  
identifying, as a Committee, the property tax issue,  
it was the most important issue before us. We said  
that we wanted to hear from the people of the state  
not just those who roam the Halls of the State House  
and we established unprecedented series of public  
hearings on five consecutive Saturday's out and  
around the State of Maine. We heard from literally  
thousands of Maine people about this issue, either  
through their direct testimony before our Committee  
or through letters or phone calls. The fever pitch  
for property tax reform is here and it is now. We  
came out with a Divided Report, the Committee did,  
and we came out facing the process in the wanning  
days, wanning hours late into the night with the  
prospect of coming up with one package that at least  
could save relief if not achieve reform. That is  
what we did. On the plus side of this package, the  
expanded circuit-breaker program that we have before  
us is one that introduces into our property tax  
system a substantial element of progression, one that  
can be built upon in future years. It says that if  
you are paying more than a certain percentage of your  
income for property tax, then the state will kick in  
fifty percent and then one hundred percent depending  
upon the percentage of your income. It is an attempt  
to structure in reform that makes the property tax  
more based on ability to pay. The problem with the  
structure right now of the property tax and it is the  
same problem with the school funding formula and the  
same problem with the revenue sharing formula is  
because all of them are based upon the fundamental  
myth that the value of one's property is equated to  
one's ability to pay. That was true when the

property tax was established, it was true when we had an agrarian economy, but it is no longer true today, particularly if you are living in some of the areas of the state where land speculation has driven up the cost and value of land and housing, two, three and four times in the past few years and with it your property taxes.

So, we have established that, we have made an attempt, and I think we have established fairness in addressing the education needs of those communities, particularly those who are the victims of the school funding formula that is based upon this flawed assumption that the value of one's property equals the ability to pay. For those communities who are suffering from that formula, we have provided some additional relief to our most important function in government, education. We have an elderly tax referral program, which is very important, both sides could come to terms on. But, the Senator from Kennebec, is correct, we dropped revenue sharing at the very end of the negotiating process, we held out throughout, those of us in the majority, because we felt that it was critical that those communities that are fueling the engine of our economy with their infrastructure be recognized for the massive amounts of dollars that their hard work is sending the State of Maine in the form of sales taxes and income taxes. It was only a matter of fairness that we structure in increased revenue sharing to those cities and towns out of recognition of that, given their limited ability to raise the necessary taxes to do their job. But, we had to sacrifice that at the end and what has been replaced is the Homestead Program, which I will vote for today, as a result of the compromise, but you know when we finished our negotiations and they were long and arduous and they involved many people, I turned to the Senator from Sagadahoc, Senator Cahill, and I said, 'Pam, I really and truly don't like this'. She turned to me and said, 'you know, neither do I'. I guess that is the definition of a compromise, that everyone leaves the table able to sign, but nobody leaves the table happy. But, I hope that her dissatisfaction indicates a willingness to come back here and take the next necessary step in the next session of this Legislature and truly achieve meaningful tax reform.

This forty-one million dollar package will become a package in excess of fifty million dollars in the first year of the next biennium. It is a substantial step in the right direction, but it doesn't go far enough and frankly for the Record, the reason that the Homestead exemption portion of the Bill which provides something for everybody out there, was so difficult to swallow, the key to me leaving the table so dissatisfied, is because it is a proposal that will provide "property tax relief" to the wealthiest citizens of this state, the wealthiest residents, the wealthiest property taxpayers are going to get "relief", maybe thirty-five, forty, fifty dollars and to pay for that we have had to sacrifice provisions in the Bill including the revenue sharing that the Senator from Kennebec, Senator Kany, has given mention to, or other provisions that direct that relief to people who really needed it and communities who really deserved it. But, this is the process of compromise and a fifty million dollar plus property tax relief package is something that is worthwhile and I hope that as we vote for this package today that the dissatisfaction that I left with from that negotiating table, you leave this Chamber with and that we come in next year and do the substantial reform that we need to do. Because if we don't do it, the citizens of this state will do it for us. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Cahill.

Senator CAHILL: Thank you Mr. President. Mr. President, men and women of the Senate. I would suggest to you today that if the compromise package passes this Senate Body, that is not satisfactory to both the good Senator from Cumberland and myself, then perhaps we have done something good for the citizens of the State of Maine. It was a compromise, as everyone has said here, and while the good Senator from Cumberland is unhappy with the Homestead provision, I think he realizes and I think everyone in the Senate Chamber should realize, that without the Homestead provision in there, it would have probably been no package. So, it is in the spirit of compromise that I speak.

We have forty-one million dollars that we added to an already nineteen million dollar property tax package, the circuit-breaker from the last Legislature, for a total of sixty million dollars going directly to property tax relief. I think that is one positive step in the right direction.

I know that in November of last year, I stood on this floor proposing that we return some of the surplus revenues that we had to the municipalities in the form of property tax relief and I got six votes and I was assured that we would deal with property tax during this session of the Legislature. This, I believe, is one step in that direction. I truly believe that we will come back in the next session of the Legislature and maybe take another step in the right direction.

There is language in the property tax Bill that requires half of any surplus revenues collected after the rainy day fund is repaid will go into a revenue sharing formula fund to be redistributed in the form of property tax relief. I think that is another step in the right direction.

I would also like to bring to everyone's attention that the State of Maine sends back to the municipalities in the form of revenue sharing this biennium about one hundred and thirty million dollars. I think that is a good idea and I didn't want to leave any confusion that we had done away with revenue sharing, because I know he didn't mean that. If there is an increase in the general sales income tax, five and a half percent of that money goes into the revenue sharing formula.

Finally, I would like to say that regarding the Homestead provision of this property tax compromise, it is not just the wealthy that get a chance to benefit, but it is every citizens who owns a home, every citizen. We are saying to every citizen, every taxpayer, that we, in the Maine Legislature, are concerned about property tax and that we appreciate their investment by owning a home in the State of Maine.

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 just can't help but be a little bit upset by the insistence of the Governor of having a Homestead tax provision in this package and calling it property tax relief. I can assure you that the larger cities, especially throughout this state, have a great deal of rental property and it is often the older people and the poor people who live in those rental units. In my Senate District, about half of my district is made up of the city of Waterville and in the city of Waterville half of our household units are rental units. What is this Homestead provision going to do for those people? The elderly, who migrate to the city for the social services, to be able to walk to

shop, the poor people who migrate there because they have no automobiles. What is this going to do for them? Yet, I may have a next door neighbor, and I don't know what my next door neighbors income is, but I can assure that it is well over two hundred thousand dollars a year, my next door neighbor who earns maybe three hundred thousand dollars a year is going to get Homestead tax exemption? I'm sorry, but no thanks Governor.

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

Senator BALDACCII: Thank you Mr. President. Mr. President, men and women of the Senate. I guess that we can say this is going to be a very successful Senate session, based on the comments of everybody involved, that we are going to leave here and nobody is going to be happy. That is supposedly what the good law is all about, or a good compromise is all about, but I do believe that in this package as outlined, that it retains over the three year period, retains the fifty million dollars that we had established as the threshold. It isn't all that I wanted, but I do believe that if you are going to compromise in order to get the things you feel are going to be important, I do feel for a community like Bangor, that having a program where it takes advantage of at least half of the state's surplus capped at twenty-five million dollars and the availability of those funds that will be based on the per capita of your community going back to the community, I think is something that is worthwhile and a good program to have established and we will see what the surpluses are and if the program itself doesn't pan out, then we will have an opportunity to address that in January. But, I do think that it is a step in the right direction. I also feel that the elderly deferral program, where a lot of the older people are having problems paying their property taxes, that is being set up in this program is also a good addition and is going to help the older people who feel that they are being driven out of their houses.

In the components of circuit-breaker I think are going to protect those people who are in rental units, it is going to be adjusted for rental units as it has been in the past. Last year it applied to rental units so it is going to be able to do that. We would have loved to done much more, seven hundred million dollars a year is being spent on property taxes throughout the state and I think that with that you want to try as hard as possible to try to change that mix, but I think that what we have here is something that is a good first step and I am going to be somewhat happy when I leave here.

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

Senator DILLENBACK: Thank you Mr. President. Mr. President, men and women of the Senate. I guess I am the only one here who is really happy with the program. You know, I really don't fully understand what all of these people are talking about. They are going to do something about the real estate taxes, and where is the money going to come from? The great State of Maine is going to provide money. Where is the great State of Maine going to get this money? Oh, they have some secret formula of getting it. We are either going to raise income taxes, corporate taxes, sales taxes, or other taxes in the state to create this great fund so we can reduce property taxes. Let me tell you that there is only one way you reduce property taxes, that is to reduce your spending. You are not going to reduce property taxes, because there is no such thing. Maybe you can hold them at the level at which they are now, but to

do that you have to hold your spending at the level at which it is now.

I have a funny feeling that the economy is going to slow down a little bit in the state in the next year or two and perhaps we aren't going to have all of these grand funds and monies to work with. You can fool some of the people some of the time, but you can't fool them all the time. Thank you.

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

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

PAPERS FROM THE HOUSE  
Non-concurrent Matter

Bill "An Act to Continue the Strategic Training for Accelerated Reemployment Program" (Emergency)  
S.P. 606 L.D. 1700  
(C "A" S-322)

In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-322).

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-322) AS AMENDED BY HOUSE AMENDMENT "A" (H-700) thereto, in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

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

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator PERKINS for the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act Regarding Historical Markers"

S.P. 521 L.D. 1428

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-444).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-444) READ and ADOPTED.

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

Sent down for concurrence.

Senator PERKINS for the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Provide Funding for Volunteer Literacy Services for Maine Citizens"

S.P. 545 L.D. 1516

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-443).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-443) READ and ADOPTED.

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

Sent down for concurrence.

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

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 BANKING AND INSURANCE on Bill "An Act to Improve Access to Health Care and Relieve

Hospital Costs Due to Charity and Bad Debt Care Which are Currently Shifted to Third-party Payors" (Emergency)

H.P. 954 L.D. 1322

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-644).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-702).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-644) READ.

House Amendment "A" (H-653) to Committee Amendment "A" (H-644) READ and ADOPTED, in concurrence.

Committee Amendment "A" (H-644) as Amended by House Amendment "A" (H-653) thereto, ADOPTED in NON-CONCURRENCE.

Under suspension of the Rules, READ A SECOND TIME.

On motion by Senator WEBSTER of Franklin, 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 Androscoggin, Senator Gauvreau.

Senator GAUVREAU: Thank you Mr. President. Mr. President, men and women of the Senate. As I believe members of the Body are aware, we have before us a Bill which represents substantial work product of several individuals, both within this Chamber and outside the Chamber, and truly represents a herculean effort at addressing what is one of the growing issues of our time. We have just heard a very lively, emotional, and sincere debate on property tax and I think all of us harbor major reservations and concerns as far as the phenomenon of property tax increase in our society.

In my capacity on the Human Resources Committee over the past several years, I have formed the opinion that perhaps the next major issue which will dominate and is already dominating discussions in our state is the rising costs of health care.

There are many aspects of this issue. It affects virtually everybody in our state and in our society. It is truly testament to the good will of all parties on the health care issue, that we have been able to come together, in large part, on a single piece of legislation which addresses a variety of issues; health care regulation, to reimbursement for physicians and other providers, to the whole compelling issue of health care for uninsured people, as well as a frank recognition that unless we are able to, in a meaningful fashion, address the problem of escalation of health care costs that will have a major adverse impact not only upon the quality of life for many hundreds and thousands of Maine residents, but also would effectively time the expansion of the Maine economy.

So, what we have before us today, as you know, in L.D. 1322 is legislation which has combined the work product of the access to Health Care Commission, which was formed last year, along with the efforts of the Blue Ribbon Commission to review health care regulation. We have before us today, urging for this legislation, we have members of business, labor, third-party payors, consumers, hospital officials, physicians, advocates for the uninsured and the poor. We have talked briefly this afternoon about the role of compromise in developing legislation which we feel is meaningful and responsive to addressing social problems. I think we have today in L.D. 1322 in the design of the Maine health plan a superb piece of legislation. For this legislation, once enacted, will provide for the first time access

for literally thousands of Mainers to obtain quality health insurance and quality medical care. As you know, one person in six in Maine is uninsured at the present time. We know that given the meteoric rise in health care costs, the cost of health care insurance is becoming more and more difficult for businesses and consumers to afford. As the cost of health care rises, fewer employers can maintain health insurance. More people require care which goes uncompensated and then our health care finance system, the costs of that uncompensated care are passed to the payors, i.e. business. It is for precisely this reason that the disparate group of interests people in our society have formed to support L.D. 1322.

I think if you were to poll the members of this Body, you would find concern regarding the method by which this package is being financed. I think all of us have concerns about certain portions of the package. I think we discussed it at some length. Clearly, in an utopian society we might find another method to finance this major expansion of health care for our people, but we live in the real world and we understand that unless we take concerted action now to address the burgeoning cost of health care, we soon will face the prospect in our society of a health care system which is available to only the most affluent amongst us. It is for that reason incumbent upon all of us, every person in this Chamber, to reach within ourselves and to accept perhaps portions of this package which we find undesirable, but we have to make sacrifices and compromises for the greater good.

Without question, if we don't act today to address shortfalls in our health care system, if we don't take action today to provide health care insurance for those who are without insurance, we will face the prospect of a health care system which is unavailable to all but the most affluent amongst us.

It is for these reasons, I believe, we have worked so hard for the past several months and it is important to note that supporters of this package include all members of our society, liberals, conservatives, Republicans, Democrats, strong labor advocates, strong business advocates, people have recognized that the common good requires that we all come together. This session is sort of bittersweet for me, we have had more than our share of partisan tussles, more than our appropriate share of rhetoric and perhaps in some cases not enough common sense and application of intellect in trying to solve responsible solutions to problems facing Maine people. But, a shining exception to that is in the area of health care where we have seen groups and people rise above their own narrow interests to fashion a truly innovative and a truly responsive solution to the health care crisis facing people in Maine today. It is for these reasons that I am pleased to be supportive of the package which has been developed and I would urge all of you to reach within yourselves and support this package for the good of all Maine people. Thank you.

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

Senator WEBSTER: Thank you Mr. President. Mr. President, men and women of the Senate. I have no illusions about the passage of this measure, I want to assure you that I am speaking to you today as the Senator from Franklin County, because many if not a majority of my caucus supports this Bill, many don't like it, but it is before us and it is the only option available. Let me tell you my problem with it, we have dealt over the several months with a lot

of important issues. We have, currently, five hundred million dollars more to spend than we did two years ago in the last budget cycle. Five hundred million dollars. It is hard for me to go back to the people who I represent and explain to them the need to raise more taxes to fund health care when we have had that much more money to spend. The good Senator from Androscoggin, has made a good point, this is an important issue. I can't see where we spend very many millions of dollars on the homeless, which is a major issue to a lot of people in this state. We have a lot of serious issues to deal with, but what we need to do and what I was elected to do, and if I am the only person to stand up here and do it I am going to do it, I was elected to come here and set priorities. To be honest with you, I will tell you that I would take half the money, I would take three quarters of the money that we put into the property tax relief and put it into this instead. This is more important to me. But, the Legislature, in its wisdom, through the Committee process, through the compromising that went on here, decided that property tax was important, and it is. My priority would have been to fund this, which is a necessary piece of legislation. I am not arguing with that. I represent a small hospital, as a matter of fact, I have two small hospitals in my Senate District that I represent and they are having some real serious trouble.

If we are going to pass a law, I wish we would do something to address why we have a problem with health care. What are we doing? What we ought to do is to perhaps repeal all the mandated benefits, let's do that. We aren't going to do that, but that is what we ought to do. We ought to at least look at them all. I realize that there is a component in the Bill that does that, but I am saying that we ought to do something about that, something serious, like we do workers' compensation, when we had the compromise Bill that came out of workers' compensation. We looked at that and we made some tough decisions. We aren't doing that, we aren't doing enough, in my opinion, to Hospital Cost Containment Commission. I was in on the Human Resources Committee when that passed and as far as I am concerned, it is extremely over regulatory, we ought to strip many of their powers so that the hospitals wouldn't have to be under the kind of regulation that they are forced with, in my opinion.

This Bill and the concept of this legislation without question is needed. But, how can I go home to the people I represent and tell them that we had five hundred million dollars to spend and we couldn't take care of health care? I am not about it do it, I am not about to raise a tax, this tax or any tax in this component, or any tax at all, when we have the money already here. We may not have it this minute, because the budget passed yesterday, but the point is we could have set priorities. I think when the citizens of this state, and I am doing my best not to talk about the working people, because everybody gives me a hard time when I do, but it is hard for me to understand how people who are working in shoe shops, who work in sardine packaging factories in this state, and don't make a lot of money and can't go out and just borrow money or just raise taxes every time they have a problem meeting their budgetary expenses, how are we going to explain to them? How do we justify to them raising another tax when we have so much money here that we could have spent? We should have looked at the property tax problem, we should have given twenty-five million to that and another twenty million to health care. We should have done something different than what we

did. Raising this tax, or any tax, is not the way to fund a priority. We ought to be working within our budget, just like the citizenry has to do. People out there have to live within their budget, we have to, and every year we come in here and at the end of the session there is something else we have to do, we just can't quite make it. Well, I sat as leadership the other day on the Appropriations Committee and we spent two million dollars off the Table and I would suggest a million and a half of that could have gone to this issue because it is important.

This, obviously, has wide support, it has been an orchestrated effort, I've got the one hundred and fifty post cards like everybody else has got, it is the first time in my life that I ever remember voting against the interests of my hospital in my district, because I believe that they are a small business and they need to operate and need this kind of relief, but I am not going to raise taxes to do it. I want to be on the Record against it and those of you who have no problem doing that, because I know there are a lot of members of this Legislature who have no problem raising any taxes, I happen to be one of them. So, I am going to vote against it, I appreciate, sincerely, the members of this Senate listening to me, because I feel strongly about this issue and I will sit down and let you do your part.

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

Senator ANDREWS: Thank you Mr. President. Mr. President, men and women of the Senate. I am quite sincerely baffled by the debate we are hearing today, particular the comments from the Senator from Franklin, Senator Webster. He refers to raising a tax, I have studied the Committee Amendment "A" (H-644) and I have studied the Amendment before us which is House Amendment "A" (H-653) there is no tax raising measure in either one of those amendments. There is a tax raising measure in another Amendment that is not before this Body, but I don't know what tax provision he is talking about, because I don't see any tax increase before the Body at this time.

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

Senator BRANNIGAN: Thank you Mr. President. Mr. President, men and women of the Senate. I would like to speak to the Senator from Franklin, Senator Webster, as the Minority Leader. I am glad that he has pointed out that we had five hundred million dollars to spend when we came in here in January. That amount is presented to this Legislature by the Governor of this state in a plan, called a budget. I would like to ask the Minority Leader to explain to me how much his Governor placed in that budget for this high priority item. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Collins.

Senator COLLINS: Thank you Mr. President. Mr. President, men and women of the Senate. I have listened attentively to the remarks today regarding this legislation and I would like to add a few thoughts for your consideration. I am not generally regarded as the spendthrift type, I don't very much like taxes of any kind, and yet I found myself in support of this legislation from one end to the other. The other included serving on the subcommittee that, in fact, did raise taxes and they are in the legislation before us. So, it was exceedingly hard for me to do this, but I have been exposed to the health care issues for a great many years. Just for background purposes, I do not consider myself an expert in any particular field of health care, but during the last twenty years I have served in various capacities. They include

membership in the Maine Health Systems Agency, which was one of the original planning agencies back in the seventies. They also include a tour of duty as a Director of a hospital board, is the President of the hospital district, and I also am a small employer. I have been a party to a health plan in my own business for some forty years. So, I appreciate the escalation of costs that have occurred and in particular in the last five years. I also have some personal relationships that are also relevant to my remarks in that I have a brother who is a physician and I have a son-in-law who is a hospital administrator. So, I get many different perspectives of the health care issues. I have a chance to agree and disagree on many parts of the problems that are before us. So, it was with a great deal of interest that I participated through my committee work and the formulation of what we have before us today.

I can tell you that in the beginning I was fearful of some of the things that we started with because I recognized that we were providing a major insurance or health care program for uninsured people. When it started in our Committee it suggested that we include, in this proposal, a plan that would provide health care for all the people in the State of Maine who were in an income category of one hundred and fifty percent of the poverty level. I can tell you that I had a great deal of difficulty with that, because I recognized that many of those people at the upper part of that were in existing programs and it wouldn't be very attractive for an employer to continue to help fund his program when he could see it funded, in part at least, by the state. To make a long story short, those things did change, we got that part of the program down to a lower level of participation. As a matter of fact, it begins at about ninety-five percent of the poverty level at the present moment and rises to one hundred percent in the course of a couple of years.

We also recognized that many hospitals, not all hospitals, were having a difficult time because of the so-called shortfall. I think it is important that we describe what shortfall is because I think different people use that term in a different way. What we are talking about is this: hospitals provide services to certain levels of people for less than cost. For example, if a particular procedure or stay costs one hundred dollars, a medicaid person might get in for eighty dollars, so the hospital has quickly lost twenty dollars. They haven't lost that out-of-pocket exactly, what has happened is that the rest of us who are insured people have picked it up by higher costs for us, or if we are direct pay people, we pick it up by actually paying the bill. Part of this has developed to the point where the shortfall for hospitals becomes a very substantial concern to all of the people. The people that are paying the higher premiums, the people that are paying direct pay. So, all of a sudden, you have a lot more people that are interested in this proposal. If you are a small employer and you fund in part and all, your health care costs, you have noticed that all of a sudden a family plan has gone from one hundred dollars three or four years ago, to two hundred dollars per month. You are the point where you are paying twenty-four hundred dollars or up to three thousand dollars for your health care policies for your employees. I am sure you all have read the predictions that the figure will rise to six thousand dollars in the present course that we are in.

So, that is part and parcel of what we are trying to resolve here. We want to establish the program that will take care of some uninsured people, we want to provide for the shortfall that hospitals are

involved in, we also want to increase providers fees, physicians fees, those fees that physicians who serve medicaid people, for example, have not been lifted for a long time. In order to encourage them to provide their services, we need to do something about that. So, there is a very modest amount of money that is in there for that purpose. It also provides for direct grants to communities who may have some particular area of concern for primary care that is not properly being taken care of and so we offer them the opportunity to apply for a grant. Maybe it is a small town with a little center and they can get a primary care physician into their community if they can provide X number of dollars. This answers that, it does that.

On the other side, somebody said, 'perhaps you ought to be looking at the causes, the reasons why these things are happening'. So the Committee did and among the things that they did is they paid some attention to what they call a preferred provider program. What this does, in essence, is it lets employers do a little shopping for their services among the hospitals and doctors and it sets up mechanisms where discounts can be entered into and an insurance program put together in such a fashion that it will reduce the cost, because hospital A says, 'if you will give me all of these people to serve, I will not charge you one hundred dollars, I will charge you eighty dollars'. So, there is a savings to the employer. There is a lower package that can be offered. So, it is an inducement to contain the costs. Somebody mentioned the problem of the Hospital Cost Containment Commission, I am sure that there are problems there and I have heard from enough hospital people to know that they always have a war going. Included in this Bill are provisions that make some changes in the rules, they provide for greater flexibility, they make special exceptions for small hospitals and medium size hospitals. This Bill addresses all of those issues. The Bill that was before the Human Resources Committee has been melded into this Bill, it is one grand package. There are some taxes in it, there are taxes on cigarettes, there are taxes on drinks at bars that are increased, there are taxes that provide for a casual boat tax, and all of these things are a part of the package and I don't want to suggest that they are not. I, like the good Senator from Franklin, would have perhaps preferred that we had made some other judgement calls as to where we put our money, because I think that this is very important, but other people think that the property tax is most important. We have different diverse viewpoints on how we spend our money and we have to make accommodations when everybody doesn't think like we do. At the point in time when it became necessary to fund this program, there wasn't any money, expect what we could get together and include in this Bill. So, at this point in time that is where we are. I can tell you that on our Committee, this finally came out as a unanimous report and our good Chairman, the Senator from Aroostook, Senator Theriault, the Senator from Kennebec, Senator Bustin, who aided in the last minute negotiations have all worked very hard in this effort. I certainly urge all of you to support and I think you Mr. President and I am sorry that I didn't live up to my usual rule which is to be concise and succinct. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Theriault.

Senator THERIAULT: Thank you Mr. President. Mr. President, men and women of the Senate. I would like to begin by thanking my good friend and neighbor from Aroostook, Senator Collins for the fine explanation

he made on the Bill, he will save me that chore. I feel that today is truly a wonderful day for the Maine Legislature. I think that this is a day where we are truly writing history. I feel very proud to be part of it and to be one of those that carries the beacon that I am sure will become a beacon for all of the other states in this great nation to follow. I am also hopeful that those at the national level will take notice and I hope that they will follow and do these things that they need to be doing. Many of us here, including myself, feel that this responsibility really lies at the national

level, but they do not seem to have the courage to do what needs to be done. This is why I am so happy today to be able to stand before you and deliver this Bill, because we, in Maine, have the course to do what needs to be done. I hope at the national level, that they will drop the plans that they are presently working on in this area, which includes their favorite method of solving problems and that is to pass the buck. I hope they are listening and I hope they will look at us and what we have done.

It is terrible that in this great nation that we have amongst our infants, the highest death rate amongst the industrialize nation and as a matter of fact we often rank amongst the third world nation. It is so interesting to note that our good people at the national level are willing to spend millions and millions on things like bombers and neglect this most important thing that everyone of us should have, health care. I feel that truly history was written when this Bill was put together from the viewpoint that it probably was the first time in my knowledge that we had the lion sit with the lamb and negotiate a package. You have to take notice when organizations such as the Maine State Employee Association, the Maine Chamber of Commerce, the Hospital Association, the Medical Association, and Blue Cross sit around the table putting something together for us to review and approve. I certainly commend those individuals who took part in all of that, they certainly did a wonderful job.

I also want to acknowledge the efforts of my good colleague from Androscoggin, Senator Gauvreau, for his part in this monumental task. I cannot forget the access to the Health Care Commission and the wonderful chair that we had, a former colleague of mine, in her part in putting this together, and of course I am referring to the former Representative Bonnie Post. Most of all, I cannot forget my own Committee, the Banking and Insurance Committee, who really worked hard and long in putting this Bill together. I am forever grateful to my great co-chair, Representative Charlene Rydell, for all that she did, because truly I believe that this package would not be before us if it had not been for her.

I am about to do something in which I have never done before, but I think I will do it anyway, and that is to praise a Commissioner from the floor of the Senate and I wish to do that for Commissioner Susan Collins for all that she did in putting this Bill together also. She certainly did a good job.

So, I guess I need to tell you, in closing, that this is truly a great moment in our history. I wish that you will support this Bill and send it on its way. Thank you.

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. There are a lot of contradictions before us today, but I think one of the greatest ones is that the contradiction of dedicated revenue towards particular programs.

Trying to undedicate revenue and have it compete with monies that go into the General Fund and have it reviewed by the Appropriations Committee. Now we have established as dedicated revenue for running a particular program. We have made sure that there is money by certain taxes that are going to be there to fund a particular program. In doing that, I am saying that I have a problem with that, but not so much as to jeopardize the legislation. I think the work that the Banking and Insurance Committee did was yeomen, the work of the Human Resources Committee definitely, it is a tremendous problem dealing with that whole process of health care and the delivery of health care and the reimbursement for health care, there is no question about that.

One of the other things that disturbed me tremendously was the way that this particular issue was handled. We had taken this up in the Joint Standing Committee on Taxation and had put together a proposal that was rejected by the second floor at that time, and the next thing I knew, as a member of that Committee, there was a Committee made up of four other members who were not members of the Joint Standing Committee on Taxation only one member was a member in the other Body in the minority party had been a member of that Committee, to work out tax policy for the State of Maine. That kind of bothered me because I think it set a precedent that I want to make sure that doesn't occur in the future. I think that our Committee was dedicated towards adequate property tax relief and we wanted to do something with the health care situation because of the work that had been put in by all parties involved. I think that when you are getting involved with tax policy questions it was something that we had developed, we had dealt with a consultant from Washington on the sales tax, the regression in certain portions of it, and the progression in other portions of it. I think that was a concern because of the way it seemed to have developed to go around that particular process. But, I think the problem of health care is going to be before us in the future, there is no question that this is another first step in trying to take care of the people who require access to health care at the same time making the structural reforms that are important to the Health Care Finance Commission.

I would hope in the future when these issues are being discussed and debated, and there are public hearings that are being held on that, that we would, as a Legislature, hold to that certain principle of allowing the public hearing, allowing the Committee which had jurisdiction over particular matters, to at least have that Committee involved in the process. Especially, if they are working year round on tax policy questions and then all of sudden they have another group to decide tax policy questions. That was a tremendous concern to me and one in which I think is very important to bring up at this time, knowing that we are going to be dealing with this issue in the future, that it not happen again. I am going to support the package with the understanding that we are going to be able to discuss this next year because I understand that there may have to be certain adjustments that have to be made. I would hope that we, as a Legislature, would bear in mind the fact that Maine is a very highly taxed state, it ranks fourth or fifth in the country, in terms of per capita, the people paying a greater share of their sales and income taxes, then any other state in the country. That is a concern and I tried to share that on the Committee on Taxation, at the same time the problems we have in health care and the reimbursement and its operation. So, I would hope that in the



future that we would use a different precedent as far as reviewing these particular matters. Thank you.

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. I would like to correct one of the statements from the Senator from Penobscot, Senator Baldacci which I believe to be in error, which was that it does not establish a dedicated fund from these sources of taxes. These taxes are created now in order to begin this and then it will become part of the process of the budget in the future, not necessarily dedicated to just that sole source of revenue.

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Senate at Ease

Senate called to order by the President.

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Off Record Remarks

The Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-644) as Amended by House Amendment "A" (H-653) thereto.

The Senate RECONSIDERED whereby it ADOPTED House Amendment "A" (H-653) to Committee Amendment "A" (H-644).

House Amendment "A" (H-653) to Committee Amendment "A" (H-644) INDEFINITELY POSTPONED.

Committee Amendment "A" (H-644) INDEFINITELY POSTPONED.

House Amendment "A" (H-702) READ.

Senator WEBSTER of Franklin requested a Roll Call. Less than one-fifth of the Members present and voting having risen, a Roll Call was not in order.

On motion by Senator CAHILL of Sagadahoc, 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 Bustin.

Senator BUSTIN: Thank you Mr. President. Mr. President, men and women of the Senate. I really wasn't going to get up because I should be trying to find a boat and get on the river and do a lot of good thing that are happening in Augusta this weekend with the Whatever Week, I have to go down and deliver pizza to the Whatever Week crowd, so I really don't want to be here and I really don't want to take up the time of the Senate, so I am not going to take up very much.

But, I do want you to know that I am supporting this package not because I like it, because I don't. It has regressive taxes in it. Not because it does what I want it to do for the people who need health care, because it doesn't do everything that I would want it to do, but it is a start.

I would have chosen different ways to fund this program and yes, the Senator from Franklin, Senator Webster, is correct. There are other ways to pay for it. Yes, there was millions of dollars in the budget and I suspect he knows where those millions of dollars went because there were many pressures on the budget, lots of things which did not get paid for or put into the budget and are not going to be programs, for instance, corrections, mental health, community programs for mental health, really important kinds of things like that, that will also help people. That doesn't stop me from voting on this Bill. The fact that we are raising taxes through cigarette and alcohol makes me very ambivalent about the whole thing because I would probably tax those two items out of existence if I could. On the other hand, it

is one of the few pleasures, if you will, that the common people have, the Senator is right in that regard. I would have taxed the higher priced items, like luxury cars and furs and jewelry and that kind of thing, but the fact of the matter is, this is a compromise and we worked very diligently with the second floor in coming up with this compromise. I didn't like it, I don't know whether I am the lion or the lamb referred to here, you make your choice on that, but I did fight hard on it, I lost, I accept the compromise because I accept the package, because I think it is necessary to have the package. In fact, what I would have liked to have done is to take some of that income tax that we are giving credit on, which I believe we passed here, and use it for health care. There is a problem with that, if I did that, I am going to have to raise income taxes in future years in order to pay for the program if I wanted to continue. So, now you are between a rock and a hard place, and what are you going to do? You are going to get slammed up against the rock and say, okay, let's do something real here, let's have a health program and we will go for the cigarette and alcohol tax, and we will vote for this. I would urge you with the shortness that I have here, that we fund this program through the tax package this is presented before you and let's get on with business so I can go deliver my pizza. Thank you.

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

Senator WEBSTER: Thank you Mr. President. Mr. President, men and women of the Senate. I just wanted to make it very clear as I said before that I am supportive of the concept of this measure, but in the real world out there where money is not something that you can just grab by "nickel and diming" somebody to death, people out there are faced on a daily basis with priorities. Little priorities as to whether they are going to buy the necessities of life. You can argue that cigarettes and alcohol, to be honest with you, I don't necessarily oppose raising those taxes, if I was convinced that we had done all we could. But, I really believe that it is hard to sell to the public and I don't think any of you can argue that Maine ought to be heading towards the highest tax state in the nation. I am telling you, we are getting there fast.

I don't know what is going to happen in 1990 after the election and we come back here and we need three or four million dollars to balance the budget, to take care of the truly needy, because there isn't going to be any money left to tax, unless you want to start taxing haircuts. As far as I am concerned, this measure is so similar to all the other measures we dealt with on the Table. I want to know why this measure is more important than giving teachers a better salary. How about L.D. 1066, which is a Bill which I happen to think is very important which would give more money to teachers in this state so that they can make a decent living. Why don't we pass that? I'll tell you there is nothing in this world that says that this Bill is anymore important than L.D. 1066 or any of the other dozens of Bills that died on the Appropriations Table. As far as I am concerned, it had its shot, it didn't make it, I am not voting for it, I don't think we need it, I think it is wonderful that we had it, but this Legislature set the priorities, the hard tough decisions, we had so much money, we divvied it up and we didn't have enough money for this. As far as I am concerned, I am not supporting it and I thank you for listening again and urge you to vote against it.

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. Several years ago with that well-known sage, Yogi Berra was asked for directions, he pointed out in his own amiable style go down the road a ways and when you get to the fork, take it. That more or less summarizes the way the policy makers in this state and around the country have approached the problem with health care and health care finance. We really want to come out strong, we want to support our local hospitals, we want all the technology, we want all the services, and rightfully so. We want to make sure the people have the best possible quality care money can buy. On the other hand, we also have taken a strong stance and said that we support strong measures for hospital and health care cost containment. We have a significant rate setting body which regulates how much hospitals can charge. We have talked often to Maine businesses about the need to hold the line in health care spending. Well, it seems to me there has been a lot of rhetoric. This year we were finally able to put together a very comprehensive, delicately balanced package.

There are a few points that have not been mentioned in this debate and I feel compelled, even at this late hour on the weekend, to bring them out in this debate. We have, as you know, an all payor health care finance system. What does that mean? That means that in this state everybody contributes toward our health care finance system. It means that if a hospital, a health care provider, experiences a bad debt with charity care, someone comes in for services and can't afford those services, in Maine we have the basic decency, we have the basic quality and compassion that we serve that person, that we treat that person. That person does not go without proper health care. That is not the case in many states around the country. Just last year, I was at a conference and I read about a story and I will recall this until the day I die.

It was a young couple, who had a little boy two years old. The little boy was brought into the Emergency room of a hospital in Florida. The boy was clearly in need of prompt medical attention, but you know what, Florida is not an all payors state. You have to pay up front before your people can get served. These people were told that they had to raise two thousand dollars, two thousand dollars. They spent the next forty-eight hours trying to get together two thousand dollars and you know what? They didn't make it. The tragedy is their little boy died. They will go to their grave, somehow feeling responsible that they couldn't raise the money for their only child. I consider that obscene. There are perhaps few things which render me emotionally, but this is one of those things. I am gravely disturbed about the direction our country and our society is heading. As the Senator from Franklin, Senator Webster believes that we are over-taxed, I believe fervently that our priorities in this country are fundamentally misaligned. In the last ten years, our national budget in social spending has gone down from twenty-five percent to seventeen percent. At the same time, to pick up on the theme of the good Senator from Aroostook, Senator Theriault, we have raised defense spending from twenty-two percent to twenty-eight percent in our national budget. Why is that significant? Why am I telling you that on a Saturday afternoon? The reason is, half of health care in this state is delivered in the hospital settings. Half of our health care is paid for by government programs, medicaid or medicare. What is this shortfall that we talked about? Simply put, the federal government, in large part, and also we, to

some extent with our medicaid program, are not fully funding, not fully reimbursing providers for services rendered. In 1983, that shortfall was fifteen million dollars, that was a large sum of money, but in the overall context of hospital spending which has been around six hundred million dollars, it was tolerable, we could absorb it to some extent. Now hospital spending is around nine hundred million dollars a year, but you know what? That shortfall is one hundred and ten million dollars. The signs are ominous, the shortfall is going to increase and increase significantly in the very near future. Federal outlays in this fiscal year for medicare are one hundred and one billion dollars. Now, we project that if the same level of services are funded under medicare in the next four years, no growth, no new services, the same level of services, medicare funding or medicare outlays will rise sixty billion dollars nationwide.

I just have a hunch that our President and our Congress are not going to identify sixty billion dollars in revenues to fund medicare. I just have a hunch that those costs are going to be transferred over to the states, as they have been for the past several years. We have seen an increase in shortfalls in almost eighty million dollars in six years and I fear that the worst is yet to come. So, when the Senator from Franklin, Senator Webster points out that it is hard to accept regressive taxes, I agree. I would certainly be the first to identify more progressive vehicles by which to fund this package, but I am realist and I can compare the social ill which will clearly occur in our state if we don't address this crisis in health care financing and do it immediately. I can compare that with the criticism and unpleasantry which will occur if we raise taxes on tobacco products.

It seems to me that we have to make a decision. For me, I will be frank with you, the choice is clear, given the steady escalation in health care costs that I have spoken about, it seems to me that it is incumbent upon us to identify revenues today and continue to identify revenues to assist in dealing with the shortfalls. I, too, would call upon our President and our Congress to fully fund the medicare program, but given the deficit pressures in Washington, it seems to me that any significant funding increases in medicare over the next five to seven years, is unrealistic. So, like it or not, the states have a choice. The states can either act with compassion and with dignity, we can identify the problem, we can craft a solution to the Maine health plan and fund it, or we can take the other alternative, which is to allow the increase in health care costs to rise. If that happens, it seems to me the payors in our state will not, indeed they cannot, absorb annual increases of twenty, thirty, and forty percent in their health care premiums and they will call for a change in our all payor finance system. When that day comes, we may well have the tragedy that occurred that I saw in Florida, where a little two year old boy died simply because the hospital would not accept him, because his parents didn't have the money to admit their child. I, personally, do not choose to live in a state with those types of values. That is why I am in this Legislature, that is why I am so committed to this cause, and that is why I am so proud of the spectrum of people from all walks of life and all philosophies, and all parties, who have come together, they recognize our common goal, our commitment to access the health care for all. I urge your support of this package. Thank you.

Senator MATTHEWS of Kennebec requested Leave of the Senate to be excused from voting, due to an

appearance of a conflict of interest, pursuant to Joint Rule 10.

THE PRESIDENT: Joint Rule 10 says that "no member shall be permitted to vote on any question in either branch of the Legislature or in committee whose private right, as distinct from the public interest, is immediately involved."

It would be the opinion of the Chair that only the Senator himself could determine as to whether or not his vote that is cast would be a conflict of interest between those two competing measures.

Senate at Ease

Senate called to order by the President.

THE PRESIDENT: It is in the opinion of the Chair that there is no appearance of a conflict of interest.

Senator MATTHEWS of Kennebec, withdrew his request to be Excused from voting.

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

Senator ANDREWS: Thank you Mr. President. Mr. President, men and women of the Senate. I rise to speak briefly to the portion of the Amendment that we now have before us, H-702, that deals with tax policy. I do so, echoing the comments of the Senator from Penobscot, Senator Baldacci, of his concern of how we got to where we are with this particular portion of the Bill. The Senator from Androscoggin, Senator Gauvreau, and the Senator from Aroostook, Senator Theriault have spoken quite eloquently for the need for this legislation. Anytime that you have the Chamber of Commerce walking the Halls of this Legislature arm in arm with the Maine Association of Independent Neighborhoods urging passage of a piece of legislation, you take notice, and you know it is one that has broad based support, as this certainly does.

The provisions that I have concerns with, however, is the provision to raise taxes using the vehicle that this Bill uses. This Bill was not before the Taxation Committee, we were asked for advise and we thank the members of the Banking and Insurance Committee for coming into our Committee to discuss these issues with us. But, we did not have the opportunity to review this Bill, we did not have an opportunity to hold a public hearing, we did not have an opportunity to discuss the tax policy implications of this and look at this particular tax package in light of other alternatives, including other ways of broadening the sales tax base, or other avenues that we might have, to have a tax policy that makes sense, that is consistent and fair and thorough. As a result of that abrogation of the process, I think we have a tax component in this Bill that is flawed, that isn't fair and does not provide a consistent and truly justified way of raising revenue.

Two weeks ago, we had a discussion about an income tax Bill and we made reference to an organization that came before our Taxation Committee on income taxes, an organization that was advocating progressive taxation, that is taxation based on the ability to pay, and they made many suggestions of how we did that. In their comments, they indicated to us that they most regressive way that we could raise taxes, the most unfair to those who have the least ability to pay, are the taxes that we are using to fund this particular package, the most regressive that they could think of. The cigarette tax is of course a cheap political way to raise money, because it is a sin tax, if you are going to smoke then you

can pay extra money. But, ladies and gentlemen of the Senate, for those people who are addicted to cigarettes, we have raised those taxes on those people three times since I have been here in my five short years. The federal government raised the tax on cigarettes eight cents last year and threatens to raise it again. We are tapping the shallowest pockets in this state to fund an important program. We are taxing the people who have the least ability to pay, when you look at those people who smoke, you look at people with the shallowest pockets in the state, the least ability to pay and you look at a tax mechanism that is the most regressive way we could have chosen to go.

So, I have problems with this Bill, with the tax provisions on it. But, I understand as I engaged in the negotiations in the final days of this process to try to make some suggestions that the opportunities for compromise in this area were at best extremely limited. There were those who were pushing for this package that absolutely insisted that the only way that this Bill was going to pass addressing the needs and concerns articulated by the good Senator from Androscoggin, Senator Gauvreau, and the good Senator from Aroostook, Senator Theriault was to have the most regressive form of taxation that we could think of on this package. We take it or we leave it. So, we are faced in the final, hopefully, moments of this Legislative Session, faced with a very difficult decision. I am sad to say that this is the case and I am sad to say that we have to take a step backwards in tax policy in order to take a significant step forward in terms of health insurance and access to health care. I will support this Bill today, ladies and gentlemen, because of the great need, but I will tell you that I will not support a package in any other session of this Legislature that I am involved in that does not involve the Joint Standing Committee on Taxation on a tax policy matter and that does not involve the public and the citizens of this state a fair opportunity to come before that Committee and make their case when we call before them, we lay before them, a tax increase.

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. Since the conflict of interest question has arisen, I felt it necessary for me to put into the Record that since the time I was fourteen years old and started wishing dishes, as I stated the other day, in a hospital, I have worked in the health care field all of my life. I have worked not only in hospitals in and out of the state and for physicians in the state and operated a pharmacy in the state. I would just to state for the Record that I see I will get no financial gain from this measure and I intend to vote on it.

THE PRESIDENT: The pending question before the Senate is to ADOPT House Amendment "A" (H-702), in concurrence.

A vote of Yes will be in favor to ADOPT House Amendment "A" (H-702).

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, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, COLLINS, DUTREMBLE, EMERSON, ERWIN, ESTES, ESTY, GAUVREAU, GILL, GOULD, HOBBS, HOLLOWAY, KANY, LUDWIG, MATTHEWS, PEARSON, PERKINS, RANDALL, THERIAULT,

TITCOMB, TWITCHELL, WEYMOUTH,  
WHITMORE, THE PRESIDENT - CHARLES P.  
PRAY

NAYS: Senators DILLENBACK, WEBSTER  
ABSENT: Senators None

33 Senators having voted in the affirmative and 2  
Senators having voted in the negative, with No  
Senators being absent, House Amendment "A" (H-702)  
was ADOPTED, in concurrence.

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

Under suspension of the Rules, ordered sent  
forthwith to the Engrossing Department.

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

PAPERS FROM THE HOUSE  
Non-concurrent Matter

Bill "An Act Establishing the Affordable Housing  
Partnership Act of 1989" (Emergency)

H.P. 1269 L.D. 1765  
(S "A" S-430)

In Senate, June 19, 1989, PASSED TO BE ENGROSSED,  
in concurrence.

In House, June 21, 1989, PASSED TO BE ENACTED.

In Senate, June 21, 1989, PASSED TO BE ENGROSSED  
AS AMENDED BY SENATE AMENDMENT "A" (S-430) in  
NON-CONCURRENCE.

Comes from the House PASSED TO BE ENGROSSED AS  
AMENDED BY SENATE AMENDMENT "A" (S-430) AND HOUSE  
AMENDMENT "A" (H-705) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

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 APPROPRIATIONS AND FINANCIAL  
AFFAIRS on Bill "An Act to Provide Start-up Funds for  
School-based Child Care"

H.P. 272 L.D. 384

Reported that the same Ought to Pass as Amended  
by Committee Amendment "A" (H-711).

Comes from the House, with the Report READ and  
ACCEPTED and the Bill PASSED TO BE ENGROSSED AS  
AMENDED BY COMMITTEE AMENDMENT "A" (H-711).

Which Report was READ and ACCEPTED, in  
concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-711) 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  
forthwith to the Engrossing Department.

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 APPROPRIATIONS AND FINANCIAL  
AFFAIRS on Bill "An Act to Increase Access to  
Long-term Care Services"

H.P. 864 L.D. 1203

Reported that the same Ought to Pass as Amended  
by Committee Amendment "A" (H-708).

Comes from the House, with the Report READ and  
ACCEPTED and the Bill PASSED TO BE ENGROSSED AS  
AMENDED BY COMMITTEE AMENDMENT "A" (H-708).

Which Report was READ and ACCEPTED, in  
concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-708) 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  
forthwith to the Engrossing Department.

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 APPROPRIATIONS AND FINANCIAL  
AFFAIRS on Bill "An Act Regarding the Removal of  
Hazardous Chemicals from Schools" (Emergency)

H.P. 942 L.D. 1310

Reported that the same Ought to Pass as Amended  
by Committee Amendment "A" (H-716).

Comes from the House, with the Report READ and  
ACCEPTED and the Bill PASSED TO BE ENGROSSED AS  
AMENDED BY COMMITTEE AMENDMENT "A" (H-716).

Which Report was READ and ACCEPTED, in  
concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-716) 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  
forthwith to the Engrossing Department.

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

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 APPROPRIATIONS AND FINANCIAL  
AFFAIRS on Bill "An Act to Appropriate Funds to the  
Department of Environmental Protection to Provide  
Technical Assistance to Community Waste Water  
Treatment Facilities"

H.P. 1187 L.D. 1654

Reported that the same Ought to Pass as Amended  
by Committee Amendment "A" (H-707).

Comes from the House, with the Report READ and  
ACCEPTED and the Bill PASSED TO BE ENGROSSED AS  
AMENDED BY COMMITTEE AMENDMENT "A" (H-707).

Which Report was READ and ACCEPTED, in  
concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-707) 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  
forthwith to the Engrossing Department.

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 APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Ensure Community-based Maternal and Child Health Nursing Services Commensurate with Increasing Costs and Community Needs"

H.P. 519 L.D. 704

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-710).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-710).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-710) 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 forthwith to the Engrossing Department.

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

COMMITTEE REPORTS

Senate

Committee of Conference

The Committee of Conference on the disagreeing action between the two branches of the Legislature, on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for 4-Year Terms for Senators and Representatives

H.P. 808 L.D. 1120

Have had the same under consideration and ask leave to report that they are Unable to Agree.

Signed on the part of the Senate:

President PRAY of Penobscot

Senator DUTREMBLE of York

Senator CAHILL of Sagadahoc

Signed on the part of the House:

Representative MAHANY of Easton

Representative MAYO of Thomaston

Representative ANDERSON of Woodland

Which Report was READ and ACCEPTED.

Sent down for 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 APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Amend the Elderly Low-cost Drug Program"

H.P. 210 L.D. 290

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-709).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-709).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-709) 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 forthwith to the Engrossing Department.

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 APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Provide Financial Assistance to Expedite the Removal of Underground Oil Tanks"

H.P. 753 L.D. 1057

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-713).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-713).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-713) 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 forthwith to the Engrossing Department.

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 APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Increase the Office of Advocacy"

H.P. 1177 L.D. 1632

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-717).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-717).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-717) 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 forthwith to the Engrossing Department.

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

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 APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Provide Funding for and to Amend Laws Governing the Maine Human Services Council" (Emergency)

H.P. 1185 L.D. 1640

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-706).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-706) AS AMENDED BY HOUSE AMENDMENT "A" (H-718) thereto.

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-706) READ.

House Amendment "A" (H-718) to Committee Amendment "A" (H-706) READ and ADOPTED, in concurrence.

Committee Amendment "A" (H-706) as Amended by House Amendment "A" (H-718) thereto, 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 forthwith to the Engrossing Department.

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

H.P. 505 L.D. 685

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-712).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-712).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-712) 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 forthwith to the Engrossing Department.

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

ORDERS OF THE DAY

On motion by Senator PEARSON of Penobscot, the Senate removed from the Tabled and Later Today Assigned matter the following:

Resolve, to Create the Commission to Study the Establishment of a State and Tribal Partnership to Encourage Economic Development (Emergency)

S.P. 607 L.D. 1701

(C "A" S-294)

Tabled - July 1, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-294).)

(In House, June 19, 1989, FINALLY PASSED.)

On further motion by same Senator, the Resolve and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

Senate at Ease

Senate called to order by the President.

On motion by Senator PEARSON of Penobscot, the Senate RECONSIDERED whereby the Resolve was INDEFINITELY POSTPONED.

On further motion by same Senator, Tabled until Later in Today's Session, pending the motion of the same Senator RECONSIDER whereby the Resolve was INDEFINITELY POSTPONED.

On motion by Senator PEARSON of Penobscot, the Senate removed from the Tabled and Specially Assigned matter the following:

Emergency

An Act to Provide Comprehensive, Consolidated Student Financial Assistance Services

H.P. 837 L.D. 1169

(C "C" H-694)

Tabled - June 30, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 30, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "C" (H-694), in concurrence.)

(In House, June 30, 1989, PASSED TO BE ENACTED.)

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Estes.

Senator ESTES: Thank you Mr. President. Mr. President, men and women of the Senate. I rise at this occasion with great pleasure, because after nearly two months of protracted discussion and sometimes heated debate and division within the Education Committee, we have before you a unanimous compromise on L.D. 1169, "An Act to Provide Comprehensive, Consolidated Student Financial Assistance Services". It will be the students of Maine who will be winners when this Bill is signed into law. This legislation is a genuine commitment to Maine students, it will improve and expand the Maine Student Incentive Scholarship Program. Over four million additional dollars will be added to the program over the next two academic years. The centerpiece of this legislation is the concept of one-stop-shopping for student financial assistance. It will provide a sensible approach to create a new entity to administer, oversee, and coordinate old, new, and expanded financial aid programs for post-secondary education. We do not have to re-invent the wheel.

This is an important step in offering improved services to students and families of this state. The seven loan and scholarship programs which are currently under the division of higher education, in the Department of Education and Cultural Services, will be transferred to the Finance Authority of Maine. This includes the incentive scholarship, the Blaine House Scholars, and the Stafford Loan programs. In addition, a supplemental loan program and a loan of last resort, as well as financial aid assistance, counseling, and outreach programs will be created. All of these programs will be run by a new division of FAME, with its own director and board, specifically focusing on student financial assistance services. FAME's current oversight board will be expanded by two positions to account for FAME's new expanded role in providing comprehensive, consolidated student financial assistance services, the one-stop-shopping concept.

Some of you may be asking, why FAME. FAME as created in 1983, after an exhaustive study into the potential needs and merits of creating such an agency

to provide one-stop-financing for Maine businesses, today offers more than two dozen programs, which are directed towards helping Maine businesses access affordable housing in a timely, cost efficient manner. The role of the authority has been expanded in recent years to the arena of consumer lending and most notable is the program to assist disabled citizens with the purchase of adaptive equipment. The authority also has a long history with the Maine Job Start Program, which makes low interest loans to low income Maine citizens.

The authority has provided, in its lifetime, more than seven hundred and fifty million dollars in investment financing, primarily through tax exempt bond financing. FAME has also developed numerous contacts with Wall Street underwriters, national and international lending institutions, and the state's financial community to provide borrowers with the access to the latest in financial services and to enable them to access some of the lowest financing rates available in the nation. FAME has in place a competent lending team, daily they are in touch with hundreds of bankers throughout Maine and the relationship with Maine's banking community is excellent. They also have a network of advisors in fields such as accounting, law and business, which helps them to stay on top of the latest financing issues and they have the marketing capabilities to successfully promote their programs.

While the authority may lack knowledge about education lending, specifically, their ability to learn new lending programs is quickly proven when we look at some of the successes that they have had in the area of consumer lending. This legislation provides a natural, logical progression to transfer and expand student financial aid services to a known and proven authority with a successful track record. It also sets up a fifteen member Transition Advisory Committee, who will advise and assist the Legislature and the Governor and FAME on this transition and implementation of the new program next fall. By January, the program will be off and running and operational for the upcoming academic year.

This centralized source of aid is a solid proposal to link Maine students to loans and scholarships for higher education. By enacting this legislation today, we are making a significant commitment to raising the aspirations of students of Maine by providing them with new and expanded opportunities for secondary education. I am convinced that this is a worthwhile investment that will pay us back many times over and I urge your full support. Thank you.

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. The good Senator from York, Senator Estes, has very ably outlined the unanimous Committee Report from the Education Committee and rather than be too redundant on this Saturday afternoon, I will instead share with the Senate a glimpse at the process at which we arrived at this consensus position. The issue of how best to deliver student financial assistance has been, without question, the most difficult and challenging one that faced the Committee this session. When the original legislation appeared before the Committee, substantiated by the report by the task force on post-secondary education funding, it was generally acknowledged that a significant problem existed with regard to the manner in which student aid services were being coordinated by the existing division of higher education within the Department of Education and Cultural Services.

What then transpired was a series of exhaustive Committee work sessions to determine a number of critical issues that needed clarification. Not the least of which was why the division of higher education had been allowed to sink so low on the Department's priority list, suffering chronically from lack of funds, insufficient number of personnel, almost total lack of much needed computer capability, and a low public profile. The problems within the division have been left largely unaddressed.

The second issue was the proposed creation of the new autonomous and what many felt to be essentially an unaccountable authority, the willingness on the part of the Department to relinquish their control over all student aid programs to this new authority, the haste with which the proposed authority was being presented and ultimately to be implemented and the lack of sound data and comparative analysis employed in choosing this particular delivery system over others. Without going into all of the other related issues the Committee had serious reservations about, suffice it to say that the majority of the Committee was unwilling to plunge headlong into a venture that it was very uneasy about, given the long range importance of providing appropriate financial assistance to Maine students and to their families.

Given the lateness with which the legislation was introduced into the process, and the many unresolved questions, the Education Committee, as most of you realize, reached an impasse and sent the issue to the floor in a Divided Report. The Majority Report urged another study with the eventual goal of providing a new student aid delivery system by the Second Regular Session. The Minority Report embraced the original authority, both reports providing for increased funding, as Senator Estes has indicated, for the very worthy Maine Student Incentive Scholarship Program. It was at this juncture that the lines of distinction between the two reports blurred with many of our colleagues from both Bodies becoming somewhat overwhelmed with the barrage of conflicting information on the best approach to pursue.

Rather than risk irreparable damage to whatever delivery system would eventually take shape and our concern that the final product deserve no less than board based Legislative support, the majority requested and received a Recommitment of the Bill to the Committee so that we could perhaps reach a consensus. What followed, again, was a series of sometimes frustrating, but ultimately productive meetings with both sides finally reaching a compromise. Unlike many of the compromises that we achieve in this Legislature, the final product is one which is significantly stronger, not weaker, than the original positions staked out by the Committee. I would be remiss, however, if I did not clarify for the Record why the Committee became so polarized on this issue. On June 12, during a press conference held on the second floor, members of the Committee who differed with the original proposal were characterized as somehow anti-student, anti-family, and against the pursuit of higher aspirations for Maine people. I quote from the statement that emerged from that press conference, "Committee action dealt a blow to the aspirations of many youngsters and their families" and "will have its price in terms of lost opportunities for Maine's youth". Nothing could have been further from the truth.

Instead of elevating the debate or facilitating a position amenable to all parties, these harsh words sought to over-simplify a complex issue and misrepresent the intentions of the majority of the Education Committee. For the short term, this strategy was successful, but fortunately, reason and

logic prevailed, the Committee regrouped and went about its work.

The Bill before us appropriately places the coordination of student aid programs under the direction of the Finance Authority of Maine, an entity with a proven track record of one-stop-shopping, as Senator Estes has indicated, for Maine's businesses since its original formation back in 1983. It makes good financial sense to combine the higher education lending and bonding programs currently performed by the Department of Education under the State's Finance Authority. FAME has provided more than seven hundred and fifty million dollars in investment financing and its default rate of less than two percent is enviable, I believe, by any standards. It has the capability to absorb these new duties and deliver them beginning on or before January 1, 1990. Again, as Senator Estes has indicated, the Transition Committee provided for in this Bill will assist FAME in getting up to speed on the many complex issues related to the delivery of student loans, grants, and scholarships.

Thus, the one-stop-shopping that is characteristic of the Finance Authority of Maine will now also apply to student financial assistance. To the over eleven thousand students at the University of Maine that I represent, this is welcomed news. I close in commending the Education Committee and this Chamber both Senator Estes and Senator Gill for their diligence and their hard work. The financial aid community which has participated in the sometimes spirited exchange with the Committee and lastly, the Finance Authority of Maine, which has accepted with great enthusiasm this new and important charge. Thank you very much.

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 pleased to rise today in support of this piece of legislation as the two previous speakers, Senator Estes from York, and Senator Bost from Penobscot, have indicated we have gone through a long arduous sometime frustrating and dishearten process, but that is all behind us. What I am pleased to talk about today is the fact that this Legislature is finally at a position where we are going to pass some, what I like to call, colossal legislation. It is going to benefit all of our students, all of our constituents in the State of Maine. Senator Bost represents a large constituency of college students, I think we all have plenty of college students, or students who are interested in going to college, in the state and their parents all over the State of Maine. So, I am pleased that finally we are going to provide for them this coordinated, comprehensive consolidated system of delivery of financial assistance to everybody, students and their families in the State of Maine.

It is, indeed, an one-stop-shop approach and I, too, would like to commend the Education Committee. It was a difficult process, it is the most difficult piece of legislation that we have dealt with this session, but the Chairs must be commended, Senator Estes and Representative Crowley as other members of the Committee. We had several subcommittees who worked very diligently trying to come to some conclusion so we would be able to get on with this in the last few days. I would like to applaud them, because if it wasn't for the first subcommittee, we wouldn't have been able to proceed further.

I am pleased that I was asked to be a sponsor of this Bill as was Senator Pearson from Penobscot, who is also a sponsor and the Speaker of the House and Representative Mary Small, I think we can all be

proud of the piece of legislation that has come out of this today. One of the crucial points that we felt in developing this legislation was that there be counseling outreach provided for the students and their parents and there will be that through this new body. Some of us were perfectly satisfied as was indicated, the minority, was perfectly satisfied with the Bill as printed as it first came in, but we have moved beyond that and that did call for another agency to be the umbrella agency of this new entity. We are pleased that FAME has come forward and has been able to provide the resources and we have made it clear that we expect that this entity developing student aid information, loans, grants, and scholarships to the students of the State of Maine, will have high priority within FAME. We don't want it to get lost in the shuffle anywhere. We have been assured that it will have that high priority.

I think I must also commend the financial aid community, because they were very diligent and spending time before the Committee and offering any advise that they possibly could offer to any members of the Committee. There were one hundred percent behind this Bill as were many other groups of people. So, I am really pleased that we have arrived at this point, we took a long time yesterday and the day before coming to this point, but I think we have a piece of legislation that we are going to look back on and say we are proud and happy that we will be able to consolidate all of those loans and all of those scholarships and programs. It gives us an opportunity not only to get money from the General Fund, but also to go out into the private sector and look for funding from corporate entities and anyone else who is willing to give money for the aspirations of the students in the State of Maine.

I do have to say that in the Committee, as we progressed, we had a little joke in the Committee that nothing was over until the fat lady sang. As I look around this Chamber, I think I am the chosen person. So, I am going to sing. We had a great aim, we turned to you FAME, we wandered around, and compromisingly found, someone like you, to insure this dream will come true. Students will be glad, that simplified financial aid can be had. We are thinking of you. Some others were seen, that could have been seen, I worked and I jostled with Senator Bost, but that didn't do. Nobody else gave us the thrill, it had to be you, Financial Authority of Maine, it had to be you. Thank you.

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with No Senators having voted in negative, and 34 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.

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Senate at Ease  
Senate called to order by the President.

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Off Record Remarks

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On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency  
An Act to Provide Assistance to Vietnam Veterans and Atomic Veterans and to Establish the Commission on Vietnam and Atomic Veterans



LEGISLATIVE RECORD - SENATE, JULY 1, 1989

H.P. 33 L.D. 33  
(H "B" H-365 to C "A"  
H-235)

Tabled - June 8, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 2, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-235) AS AMENDED BY HOUSE AMENDMENT "B" (H-365) thereto, in concurrence.)

(In House, June 6, 1989, PASSED TO BE ENACTED.)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with No Senators having voted in the negative, and 32 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act Relating to Health Insurance  
H.P. 560 L.D. 758  
(C "A" H-643)

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 20, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-643), in concurrence.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Amend the Definition of Teacher in the Laws Relating to the Maine State Retirement System  
H.P. 656 L.D. 890  
(H "A" H-106; C "A" H-93)

Tabled - May 4, 1989, by Senator BRANNIGAN of Cumberland.

Pending - ENACTMENT

(In Senate, May 1, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-93) AND HOUSE AMENDMENT "A" (H-106), in concurrence.)

(In House, May 3, 1989, PASSED TO BE ENACTED.)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency  
An Act to Change the Method of Approving Equivalent Instruction in Home Schools

H.P. 949 L.D. 1317  
(H "A" H-636 to C "A" H-544)

Tabled - June 29, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In House, June 29, 1989, PASSED TO BE ENACTED.)

(In Senate, June 22, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-544) AS AMENDED BY HOUSE AMENDMENT "A" H-636 thereto, in concurrence.)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act Relating to Sales Tax Exemptions and Revenues

H.P. 975 L.D. 1353  
(S "A" S-336 to C "A" H-446)

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 19, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-446) AS AMENDED BY SENATE AMENDMENT "A" (S-336) thereto.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

This being an Emergency Measure and having received the affirmative vote of 29 Members of the Senate, with 2 Senators having voted in the 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.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Authorize a Cooperative Agreement for the Construction and Operation of a Vocational Center Located in School Administrative District No. 33

H.P. 1171 L.D. 1625  
(C "A" H-482)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-482), in concurrence.)

(In House, June 16, 1989, PASSED TO BE ENACTED.)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with No Senators having voted in the negative, and 32 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act Relating to Periodic Justification of Programs of State Government under the Maine Sunset Laws

H.P. 1218 L.D. 1690  
(C "A" H-412)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-412), in concurrence.)

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

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act Authorizing a Referendum to Ratify a Contract for the Disposal of Low-level Radioactive Waste

H.P. 1272 L.D. 1768  
(C "A" H-665)

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 20, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-665), in concurrence.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 to Fund a Capital Grants Program to Solid Waste Regional Commissions and Associations and Municipalities to Invest in Recycling Equipment and Facilities

H.P. 497 L.D. 677  
(S "A" S-351 to C "A" H-608)

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 20, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-608) AS AMENDED BY SENATE AMENDMENT "A" (S-351) thereto.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

This being a Bond Authorization Act and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 being more than two-thirds of the Membership present and voting, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize a General Fund Bond Issue in the Amount of \$7,000,000 for Facilities Serving People with Mental Illness

S.P. 305 L.D. 804  
(C "A" S-329)

Tabled - June 20, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 19, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-329).)

(In House, June 20, 1989, PASSED TO BE ENACTED.)

This being a Bond Authorization Act and having received the affirmative vote of 29 Members of the Senate, with No Senators having voted in the negative, and 29 being more than two-thirds of the Membership present and voting, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize a General Fund Bond Issue in the Amount of \$4,400,000 for Sewerage Facilities Construction

H.P. 801 L.D. 1113  
(C "A" H-607)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-607), in concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)

This being a Bond Authorization Act and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 being more than two-thirds of the Membership present and voting, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize a General Fund Bond Issue in the Amount of \$6,000,000 to Protect Ground Water Quality and Public Health Through the Cleanup and Closure of Municipal and Abandoned Solid Waste Landfills

H.P. 968 L.D. 1346  
(C "A" H-610)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-610), in concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)

This being a Bond Authorization Act and having received the affirmative vote of 33 Members of the Senate, with No Senators having voted in the negative, and 33 being more than two-thirds of the Membership present and voting, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize a Bond Issue in the Amount of \$12,000,000 to Deal with Asbestos and other Health Related Indoor Air Quality Hazards in Public School Facilities, Vocational Technical Institutes and State Facilities

S.P. 494 L.D. 1368  
(H "A" H-662 to C "A" S-348)

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 20, 1989, RECEDED and CONCURRED to PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-348) AS AMENDED BY HOUSE AMENDMENT "A" (H-662) thereto, in concurrence.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

This being a Bond Authorization Act and having received the affirmative vote of 33 Members of the Senate, with No Senators having voted in the negative, and 33 being more than two-thirds of the Membership present and voting, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize a General Fund Bond Issue in the Amount of \$15,000,000 to Provide Funds for Acquiring and Preserving Land for Affordable Housing and for the Development of Affordable Housing

H.P. 1000 L.D. 1389  
(H "B" H-671 to C "A" H-617)

Tabled - June 22, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 21, 1989, RECEDED and CONCURRED to PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-617) AS AMENDED BY HOUSE AMENDMENT "B" (H-671) thereto, in concurrence.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

This being a Bond Authorization Act and having received the affirmative vote of 32 Members of the Senate, with No Senators having voted in the negative, and 32 being more than two-thirds of the Membership present and voting, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize Department of Transportation Bond Issues in the Amount of \$21,000,000 to Match Available Federal Funds for Highway, State and Local Bridges, Harbor and Airport Improvements

H.P. 1223 L.D. 1695  
(C "A" H-493)

Tabled - June 15, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 13, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-493), in concurrence.)

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

This being a Bond Authorization Act and having received the affirmative vote of 32 Members of the Senate, with No Senators having voted in the negative, and 32 being more than two-thirds of the Membership present and voting, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize a General Fund Bond Issue in the Amount of \$20,210,600 for the Maine Vocational-Technical Institute System

H.P. 1235 L.D. 1727  
(C "A" H-616)

Tabled - June 20, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 19, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-616), in concurrence.)

(In House, June 20, 1989, PASSED TO BE ENACTED.)

This being a Bond Authorization Act and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 being more than two-thirds of the Membership present and voting, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Constitutional Amendment

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Commit State Support of Affordable Housing

H.P. 1255 L.D. 1754  
(H "A" H-537)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, June 16, 1989, RECEDED and CONCURRED to PASSAGE TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-537), in concurrence.)

(In House, June 19, 1989, FINALLY PASSED.)

This being a Constitutional Amendment and having received the affirmative vote of 32 Members of the Senate, with No Senators having voted in the negative, and 32 being more than two-thirds of the Membership present and voting, was FINALLY PASSED and

having been signed by the President, was presented by the Secretary to the Secretary of State.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Resolve

Resolve, Authorizing Lorraine Gray to Sue the State for Compensation for Losses Allegedly Suffered as a Result of Claims of Child Abuse Instituted by the State

H.P. 54 L.D. 75  
(C "A" H-243)

Tabled - June 1, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, May 25, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-243), in concurrence.)

(In House, May 30, 1989, FINALLY PASSED.)

Which was FINALLY PASSED, in concurrence, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Resolve

Resolve, Granting Compensation to Oscar and Wandalyne Rae Thompson for Damage to Their Car Caused by a Foster Child in Their Care

H.P. 266 L.D. 378  
(C "A" H-245)

Tabled - June 1, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE

(In Senate, May 25, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-245), in concurrence.)

(In House, May 30, 1989, FINALLY PASSED.)

Which was FINALLY PASSED, in concurrence, 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Amend the Laws Governing the Operation of a Watercraft While Under the Influence

S.P. 84 L.D. 84  
(C "A" S-309)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-309).)

(In House, June 19, 1989, PASSED TO BE ENACTED.)

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Concerning Pilferage of Shopping Carts and Bakery and Dairy Product Containers

H.P. 106 L.D. 143  
(H "B" H-466 to C "A" H-292)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 12, 1989, RECEDED and CONCURRED to PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-292) AS AMENDED BY HOUSE AMENDMENT "B" (H-466) thereto, in concurrence.)

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

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Funds for the Montpelier Museum in Thomaston

H.P. 148 L.D. 200  
(C "A" H-129)

Tabled - May 11, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 8, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-129), in concurrence.)

(In House, May 10, 1989, PASSED TO BE ENACTED.)

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act Concerning Public Assistance Eligibility

H.P. 157 L.D. 222  
(C "A" H-39)

Tabled - April 13, 1989, by Senator CLARK of Cumberland

Pending - ENACTMENT

(In Senate, April 10, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-39), in concurrence.)

(In House, April 12, 1989, PASSED TO BE ENACTED.)

This being an Emergency Measure and having received the affirmative vote of 25 Members of the Senate, with No Senators having voted in the negative, and 25 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Require Liquor Seller Compliance and Education

S.P. 151 L.D. 271  
(CC "A" (H-685)

Tabled - June 29, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In House, June 29, 1989, PASSED TO BE ENACTED.)  
(In Senate, June 22, 1989, RECEDED and CONCURRED to PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE OF CONFERENCE AMENDMENT "A" (H-685).)

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

LEGISLATIVE RECORD - SENATE, JULY 1, 1989

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Allow a Student an Option in Biological Dissection

H.P. 253 L.D. 365  
(H "A" H-383 to C "A"  
H-334)

Tabled - June 9, 1989, by Senator BRANNIGAN of Cumberland.

Pending - ENACTMENT

(In Senate, June 6, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-334) AS AMENDED BY HOUSE AMENDMENT "A" (H-383) thereto, in concurrence.)

(In House, June 8, 1989, PASSED TO BE ENACTED.)

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Concerning the Maine Railroad Excise Tax  
S.P. 235 L.D. 565  
(H "B" H-631 to C "A"  
S-277)

Tabled - June 20, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 19, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-277) AS AMENDED BY HOUSE AMENDMENT "B" H-631 thereto, in concurrence.)

(In House, June 20, 1989, PASSED TO BE ENACTED.)

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

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

H.P. 426 L.D. 591  
(C "A" H-193)

Tabled - May 25, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 19, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-193), in concurrence.)

(In House, May 23, 1989, PASSED TO BE ENACTED.)

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

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

H.P. 461 L.D. 626  
(C "A" H-677)

Tabled - June 22, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 21, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-677), in concurrence.)

(In House, June 22, 1989, PASSED TO BE ENACTED.)

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Amend the Definition of Employer to Include Governmental Entities

H.P. 534 L.D. 731  
(C "A" H-143)

Tabled - May 15, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 10, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-143), in concurrence.)

(In House, May 12, 1989, PASSED TO BE ENACTED.)

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Improve the Cost-of-living Adjustment Under the Maine State Retirement System

H.P. 538 L.D. 735  
(H "A" H-205 to C "A"  
H-140)

Tabled - May 22, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 17, 1989, RECEDED and CONCURRED TO PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-140) AS AMENDED BY HOUSE AMENDMENT "A" (H-205) thereto, in concurrence.)

(In House, May 19, 1989, PASSED TO BE ENACTED.)

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Funds for Dioxin Testing

H.P. 554 L.D. 752  
(C "A" H-179)

Tabled - May 22, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, May 17, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-179), in concurrence.)

(In House, May 19, 1989, PASSED TO BE ENACTED.)

Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Authorize the Department of Corrections to Establish a Solid Waste Recycling Program

H.P. 603 L.D. 827  
(S "A" S-86)

Tabled - May 12, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
 (In Senate, May 8, 1989, PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-86).)  
 (In House, May 11, 1989, PASSED TO BE ENACTED.)  
 Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Clarify the Method of Obtaining Incapacity Benefits Under the Workers' Compensation Act

H.P. 675 L.D. 924  
 (S "A" S-327 to C "A" H-581)

Tabled - June 20, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
 (In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-581) AS AMENDED BY SENATE AMENDMENT "A" (S-327) thereto.)  
 (In House, June 20, 1989, PASSED TO BE ENACTED.)  
 Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Prohibit Injurious Hazing of Public School Students

S.P. 420 L.D. 1131  
 (S "A" S-148)

Tabled - June 1, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
 (In Senate, May 24, 1989, PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-148).)  
 (In House, May 31, 1989, PASSED TO BE ENACTED.)  
 Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Prevent, Punish and Remedy Violations of Constitutional Rights

H.P. 896 L.D. 1253  
 (C "A" H-325; H "A" H-363; S "A" S-236)

Tabled - June 14, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
 (In Senate, June 9, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-325) AND HOUSE AMENDMENT "A" (H-363) AND SENATE AMENDMENT "A" (S-236), in concurrence.)  
 (In House, June 14, 1989, PASSED TO BE ENACTED.)  
 Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Establish a State Arbitration Program for Lemon Motor Vehicles

S.P. 517 L.D. 1413  
 (H "A" H-500 to C "A" S-222)

Tabled - June 16, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
 (In Senate, June 13, 1989, RECEDED and CONCURRED to PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-222) AS AMENDED BY HOUSE AMENDMENT "A" (H-500) thereto, in concurrence.)  
 (In House, June 16, 1989, PASSED TO BE ENACTED.)  
 Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Promote Reduction, Recycling and Integrated Management of Solid Waste and Sound Environmental Regulation

H.P. 1025 L.D. 1431  
 (H "D" H-661; H "E" H-663; S "J" S-397 to C "A" H-640)

Tabled - June 29, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
 (In Senate, June 21, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-640) AS AMENDED BY HOUSE AMENDMENTS "D" (H-661) AND "E" (H-663) AND SENATE AMENDMENT "J" (S-397) thereto, in concurrence.)  
 (In House, June 22, 1989, PASSED TO BE ENACTED.)  
 Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Establish Greater Communication in the Rule-making Process and to Provide Better Standards for the Adoption of Rules

H.P. 1144 L.D. 1587  
 (C "A" H-588)

Tabled - June 19, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
 (In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-588), in concurrence.)  
 (In House, June 19, 1989, PASSED TO BE ENACTED.)  
 Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Establish the Bureau of Juvenile Corrections

H.P. 1147 L.D. 1590  
 (H "A" H-569 to C "A" H-496)

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 20, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-496) AS AMENDED BY HOUSE AMENDMENT "A" (H-569) thereto, in concurrence.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)  
Which 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 removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Strengthen an Injured Employee's Right to Rehabilitation and to Improve the Workers' Compensation Rehabilitation System

H.P. 1176 L.D. 1630  
(S "B" S-380 to C "A" H-586)

Tabled - June 21, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 20, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-586) AS AMENDED BY SENATE AMENDMENT "B" (S-380) thereto.)

(In House, June 21, 1989, PASSED TO BE ENACTED.)

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

Senate at Ease

Senate called to order by the President.

On motion by Senator PEARSON of Penobscot, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Improve Ferry Service to Matinicus Isle

S.P. 166 L.D. 323  
(C "A" S-24)

Tabled - April 11, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, April 3, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-24).)

(In House, April 10, 1989, PASSED TO BE ENACTED.)

On further motion by same Senator, Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

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

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

Senate at Ease

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:

An Act to Require Country of Origin Labeling on Fresh Produce

H.P. 591 L.D. 809  
(S "A" S-418 to C "A" H-329)

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

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

ENACTORS

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

An Act to Provide Funds for the Maine Potato Breeding Program

H.P. 488 L.D. 668  
(S "A" S-416 to C "A" H-153)

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

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

ENACTORS

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

An Act to Promote Marine Research

S.P. 106 L.D. 140  
(S "A" S-413 to C "A" S-240; H "A" H-536)

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

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

ENACTORS

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

An Act to Allow Municipal Clerks to Inspect Sample Ballots before Election Day

H.P. 794 L.D. 1106  
(S "A" S-420 to C "A" H-398)

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

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

ENACTORS

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

An Act to Encourage Recycling of Lead-acid Batteries

H.P. 108 L.D. 145  
(H "A" H-107; S "A" S-404 to C "A" H-56)

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

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

ENACTORS

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

Emergency  
An Act Regarding Reimbursement for Out-of-district Special Education Placements

S.P. 283 L.D. 729

(S "A" S-405 to C "A"  
S-215)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with No Senators having voted in negative, and 24 being 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.

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 Amend the Growth Management Laws  
H.P. 631 L.D. 854  
(S "A" S-407 to C "A"  
H-192)

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with No Senators having voted in negative, and 26 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.

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:

An Act to Increase the Punishment for Trafficking in and Possession of Cocaine

H.P. 924 L.D. 1290  
(S "A" S-409 to C "A"  
H-339)

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

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

ENACTORS

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

Emergency

An Act Concerning the Inspection of Dams  
S.P. 331 L.D. 868  
(S "A" S-408 to C "A"  
S-70)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with No Senators having voted in negative, and 32 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.

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:

An Act to Require the Licensure of Ambulatory Surgical Facilities

H.P. 891 L.D. 1235  
(H "B" H-419; S "A"  
S-410 to C "A" H-289)

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

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

ENACTORS

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

An Act Providing for the 1989 Amendments Pertaining to the Finance Authority of Maine Act  
S.P. 316 L.D. 821  
(S "A" S-406; C "A"  
S-195)

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

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

ENACTORS

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

An Act to Improve the Early Childhood Educational Plans Grants Program

S.P. 63 L.D. 46  
(S "A" S-412 to C "A"  
S-54)

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

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

ENACTORS

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

An Act to Implement Sound Forest Practices  
H.P. 315 L.D. 429  
(S "C" S-440 to C "B"  
H-635)

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

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

ENACTORS

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

Emergency

An Act to Amend the Law Concerning the Collection of Fees for General Educational High School Equivalency Certificates

S.P. 487 L.D. 1329  
(S "A" S-431 to C "A"  
S-210)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with No Senators having voted in negative, and 32 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.



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 Amend Certain Laws Affecting the Department of Environmental Protection

H.P. 988 L.D. 1366  
(S "A" S-435 to C "A"  
H-529)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with No Senators having voted in negative, and 33 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.

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 Resolve

Resolve, Concerning the Development of a New Master Plan for the Capitol Area

H.P. 1172 L.D. 1626  
(S "A" S-433 to C "A"  
H-551)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with 1 Senator having voted in negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

ENACTORS

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

An Act to Reimburse the Department of Inland Fisheries and Wildlife for Search and Rescue Operations

H.P. 1219 L.D. 1691

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

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

COMMITTEE REPORTS

House

Divided Report

The Majority of the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Clarify the Borrowing Authority of the University of Maine System" (Emergency)

H.P. 1047 L.D. 1458

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-714).

Signed:

Senators:

BRANNIGAN of Cumberland

PEARSON of Penobscot

PERKINS of Hancock

Representatives:

MCGOWAN of Canaan

CARROLL of Gray  
POULIOT of Lewiston  
FOSS of Yarmouth  
HIGGINS of Scarborough  
CARTER of Winslow  
FOSTER of Ellsworth  
CHONKO of Topsham  
LISNIK of Presque Isle

The Minority of the same Committee on the same subject reported that the same Ought Not to Pass.

Signed:

Representative:

RIDLEY of Shapleigh

Comes from the House 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-714).

Which Reports were READ.

The Majority OUGHT TO PASS AS AMENDED Report was ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-714) 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 forthwith to the Engrossing Department.

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

PAPERS FROM THE HOUSE

Non-concurrent Matter

Bill "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 Senate, April 26, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-91), in concurrence.

In House, May 1, 1989, PASSED TO BE ENACTED.

In Senate, July 1, 1989, Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

Comes from the House, that Body ADHERED.

On motion by Senator CLARK of Cumberland, the Senate RECEDED and CONCURRED. The Bill was signed by the President and presented by the Secretary to the Governor for his approval.

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:

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

H.P. 472 L.D. 637

(S "A" S-415 to C "A"

H-147)

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

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

ENACTORS

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

An Act to Assist the Environmental Health Unit of the Maine Bureau of Health

H.P. 359 L.D. 475

(S "A" S-423 to C "A"  
H-130)

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

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

ENACTORS

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

An Act to Expand the Types of Medication Included in the Elderly Low-cost Drug Program

H.P. 229 L.D. 313

(S "A" S-422 to H "A"  
H-61)

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

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

ENACTORS

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

An Act Concerning Law Enforcement Training

S.P. 431 L.D. 1142

(S "A" S-421 to C "A"  
S-286)

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

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

ENACTORS

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

An Act Relating to the Status of Nursing Professions in Maine

H.P. 956 L.D. 1324

(S "A" S-425 to C "A"  
H-453)

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

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

ENACTORS

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

An Act to Increase Displaced Homemakers Program Funding to Continue Rural Outreach, Employment and Training and Support Services for Maine Displaced Homemakers

H.P. 280 L.D. 392

(S "A" S-414)

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

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

ENACTORS

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

Emergency

An Act to Expand the Health Occupations Training Project

S.P. 535 L.D. 1470

(S "A" S-426 to C "A"  
S-189)

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

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:

An Act to Provide Funding for the Beals Island Regional Shellfish Hatchery

H.P. 539 L.D. 736

(S "A" S-434)

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

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

ENACTORS

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

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

(S "A" S-436 to C "A"  
S-135)

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

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

ENACTORS

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

Emergency Resolve

Resolve, to Create the Commission to Study Public Financing of State Elections

H.P. 653 L.D. 887

(S "A" S-437)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with 2 Senators having voted in negative, and 28 being more than two-thirds of the entire elected Membership of the Senate, was FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

ENACTORS

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

Emergency Resolve

Resolve, to Create the Commission to Study Public Financing of State Elections

H.P. 653 L.D. 887

(S "A" S-437)

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

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

ENACTORS

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

Emergency Resolve

Resolve, to Establish a Blue Ribbon Task Force to Promote Equity of Opportunity for Women in the Public School System

S.P. 389 L.D. 1034  
(S "A" S-432 to C "A"  
S-175)

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.

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:

An Act Relating to Drug Testing

H.P. 609 L.D. 833  
(S "B" S-419 to C "A"  
H-599)

An Act to Expand the Maine Job Training Partnership Program

S.P. 462 L.D. 1247  
(H "A" H-698 to C "A"  
S-310)

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

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 Comprehensive Property Tax Relief

H.P. 776 L.D. 1088  
(H "H" H-703 to C "A"  
H-388)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in negative, and 31 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.

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

COMMUNICATIONS

The Following Communication: H.P. 1289  
COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
July 1, 1989

Honorable John L. Martin  
Speaker of the House  
114th Maine Legislature  
Augusta, Maine 04333

Dear Speaker Martin:

This is to advise that the following bills which were referred to the Committee on Appropriations and Financial Affairs for the 114th First Regular Session have been heard in Public Hearing and are now being reported out from this Committee as "Leave to Withdraw".

- LD 54 Bill "An Act to Restrict State Grants for
- HP 43 Community Mental Health Services to Agencies which Provide Salaries Comparable to Equivalent State Positions"
- LD 138 Bill "An Act to Implement Certain
- HP 102 Recommendations of the State Compensation Commission"
- LD 387 Bill "An Act to Assure an Emergency Medical
- HP 275 Services System"
- LD 463 Bill "An Act to Establish Child Care
- HP 344 Availability for Individuals in the Substance Abuse Treatment System"
- LD 689 Bill "An Act to Increase the Funds Available
- HP 509 to Community-based Agencies for Case-management Services to Persons Infected with the Human Immune Deficiency Virus"
- LD 714 Bill "An Act to Make Supplemental
- HP 529 Appropriations and Allocations for the Expenditures of State Government Necessary to the Proper Operations of State of Maine's Workers' Compensation Commission for the Fiscal Years Ending June 30, 1990, and June 30, 1991"
- LD 787 Bill "An Act to Require Continued Funding of
- HP 583 any State-mandated Program or Standard"
- LD 824 Bill "An Act to Increase the Administrative
- HP 600 Allowance for Proprietary Boarding Homes for the Mentally Retarded"
- LD 903 Bill "An Act to Provide Services to Children
- HP 661 with Autism in Central and Northern Maine"
- LD 947 Bill "An Act to Establish a Demonstration
- HP 695 Project in York County to Provide a System of Resources for Children in Need"
- LD 964 Bill "An Act to Expand Statewide Services to
- HP 703 Individuals with Autism and Their Families"
- LD 1002 Bill "An Act to Provide Reasonable Costs of
- HP 725 Wages Paid to E,employees of Boarding Care Facilities"
- LD 1111 Bill "An Act to Establish a Special Housing
- HP 799 Allowance for the Aid to Families with Dependent Children Program"
- LD 1156 Bill "An Act to Appropriate Funds for the
- HP 824 Maine Community Cultural Services Initiative"
- LD 1163 Bill "An Act to Provide Funding for the
- HP 831 Women, Infant and Children's Program"
- LD 1184 Resolve, to Create a Demonstration Project to
- HP 852 Provide for a Transitional Housing Program for Pregnant Teenagers and Teenaged Parents
- LD 1289 Bill "An Act to Enable More Maine People to
- HP 923 Become Homeowners"
- LD 1341 Bill "An Act to Expand Therapeutic Services
- HP 963 for Foster Children who need Specialized Placement"
- LD 1354 Bill "An Act to Increase Eligibility Levels
- HP 976 for the Low-Cost Drugs for the Elderly Program"
- LD 1401 Bill "An Act to Establish a Fund to Provide

- HP 1003 Education for Emergency Medical Service Personnel Statewide and to Provide Matching Funds for Equipment for Emergency Medical Services"
- LD 1415 Bill "An Act to Provide for Community Residential Treatment Provider Contracts to Ensure the Financial Stability of Private Nonprofit Group Care Providers"
- HP 1014 RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding the Undedication of Highway Funds
- LD 1449 Bill "An Act to Create the Maine Affordable Housing Land Trust Fund"
- HP 1038 Resolve, to Create a Pilot Program to Provide the Driver Education and Evaluation Program to Persons Incarcerated for Driving under the Influence of Drugs or Alcohol
- LD 1507 Bill "An Act to Utilize French Heritage in Maine and to Create the Francophone Center"
- HP 1120 Bill "An Act to Increase the Department of Human Services Reimbursement Beds for the Sanford Area"
- LD 1552 Bill "An Act to Provide a Clothing Allowance for Recipients of Aid to Families with Dependent Children"
- HP 1140 Bill "An Act to Require Annual Cost-of-living Increases to Certain Residential Group Care Providers"
- LD 1609 Bill "An Act to Appropriate Funds for a Demonstration Project for the Benefit of Alzheimer's Disease Victims"
- HP 1155 Bill "An Act to Establish a Recognition Awards Program to Promote Child Care Services"
- LD 1614 Bill "An Act to Appropriate Funds for a Demonstration Project to Provide Self-employment Opportunities for Participants of the Additional Support for People in Retraining and Education Program"
- HP 1182 Bill "An Act to Fund and Implement Collective Bargaining Agreements with Certain Maine Vocational-Technical Institute System Employees Represented by the Maine Teachers Association"
- LD 1694 Bill "An Act to Provide Adequate Financial Resources for Suspected Child Abuse and Neglect Teams"

Sincerely,

S/Michael D. Pearson  
Senate Chair

S/Donald V. Carter  
House Chair

Comes from the House READ and with Accompanying Papers ORDERED PLACED ON FILE.

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

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

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator PEARSON for the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act Making Appropriations from the General Fund for the Expenditures of State Government for the Fiscal Years Ending June 30, 1990, and June 30, 1991" (Emergency) S.P. 284 L.D. 730

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-445).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-445) READ.

On motion by Senator BALDACCI of Penobscot, Senate Amendment "A" (S-446) to Committee Amendment "A" (S-445) READ.

Senate at Ease

Senate called to order by the President.

On motion by Senator BALDACCI of Penobscot, Senate Amendment "A" (S-446) to Committee Amendment "A" (S-445) ADOPTED.

Committee Amendment "A" (S-445) as Amended by Senate Amendment "A" (S-446) thereto, ADOPTED.

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

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

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

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

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

COMMUNICATIONS

The Following Communication: S.P. 667  
COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
July 1, 1989

Honorable Charles P. Pray  
President of the Senate  
114th Maine Legislature  
Augusta, Maine 04333  
Dear President Pray:

This is to advise that the following bills which were referred to the Committee on Appropriations and Financial Affairs for the 114th First Regular Session have been heard in Public Hearing and are now being reported out from this Committee as "Leave to Withdraw".

- LD 47 Bill "An Act to Expand the Head Start
- SP 64 Preschool Opportunities in Maine
- LD 865 Bill "An Act to Provide Case Management
- SP 328 Services for Children in Need of Treatment"
- LD 997 Bill "An Act to Increase and Enhance Access
- SP 373 to Home Care"
- LD 1041 Bill "An Act to Provide Coordinating Services
- SP 397 to Emotionally Handicapped Children and Their Families"
- LD 1128 Bill "An Act to Appropriate Funds for the
- SP 417 Home-based Care Program"
- LD 1136 Bill "An Act to Continue Pregnancy-related
- SP 425 Services"
- LD 1194 Bill "An Act to Improve Family Communication
- SP 441 with Adolescents"
- LD 1224 Resolve, to Ensure Accessible Mental Health
- SP 452 Services To Deaf Children and Adults
- LD 1240 Bill "An Act to Sustain and Enhance
- SP 455 Children's Mental Health Services"
- LD 1249 Bill "An Act to Provide Additional Funding
- SP 464 for the Overboard Discharge Assistance Program and the Overboard Discharge Replacement Program"
- LD 1330 Bill "An Act to Increase the Percentage of
- SP 488 State Payment for Accident and Sickness or Health Insurance for Retired Teachers"
- LD 1369 Bill "An Act to Increase the Standard of Need
- SP 495 for Aid to Families with Dependent Children"
- LD 1371 Bill "An Act to Improve Foster Care in the
- SP 497 State"
- LD 1376 Bill "An Act to Provide Funding for

SP 502 Transitional Living Programs"  
 LD 1520 Bill "An Act to Require that All Surplus  
 SP 549 Money be Applied to Property Tax Relief"  
 LD 1560 Bill "An Act to Create the Position of Liquor  
 SP 557 Enforcement Officer in Washington County"  
 LD 1599 Bill "An Act to Establish and Maintain a  
 SP 571 Comprehensive School Health Education  
 Demonstration Program"  
 LD 1714 Bill "An Act to Include Tourism Information  
 SP 618 Center Employees under the Civil Service Law"  
 LD 1719 Bill "An Act to Increase the Funds Available  
 SP 622 to the Mental Health Crisis Intervention  
 Service in York County"  
 LD 1732 Bill "An Act to Establish the Maine Outdoors  
 SP 639 Program"

Sincerely,

S/Michael D. Pearson Senate Chair  
 S/Donald V. Carter House Chair  
 Which was READ and with Accompanying Papers  
 ORDERED PLACED ON FILE.  
 Sent down for concurrence.

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:  
 An Act Relating to the Collection of Specified  
 Health Care Information

H.P. 32 L.D. 32  
 (S "A" S-441 to C  
 "A" H-596)

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

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

ENACTORS

The Committee on Engrossed Bills reported as  
 truly and strictly engrossed the following:  
 An Act Concerning Transportation Expenses for  
 Former AMHI Patients

S.P. 246 L.D. 576  
 (S "B" S-438 to C  
 "A" S-62)

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

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

ENACTORS

The Committee on Engrossed Bills reported as  
 truly and strictly engrossed the following:  
 An Act to Require Parental Consent to a Minor's  
 Abortion

H.P. 457 L.D. 622  
 (S "D" S-424 to C "A"  
 H-127)

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

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

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

COMMITTEE REPORTS

House

Pursuant to Joint Rule 22

The Committee on TAXATION on Bill "An Act  
 Relating to the Meals Tax"

H.P. 168 L.D. 233

being reported pursuant to Joint Rule 22.

Comes from the House with the Bill and  
 Accompanying Papers INDEFINITELY POSTPONED.  
 Which was INDEFINITELY POSTPONED, in concurrence.

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

COMMITTEE REPORTS

House

Pursuant to Joint Rule 22

The Committee on TAXATION on Bill "An Act to  
 Establish A Local Option County Sales Tax"

H.P. 307 L.D. 421

being reported pursuant to Joint Rule 22.

Comes from the House with the Bill and  
 Accompanying Papers INDEFINITELY POSTPONED.  
 Which was INDEFINITELY POSTPONED, in concurrence.

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

COMMITTEE REPORTS

House

Pursuant to Joint Rule 22

The Committee on TAXATION on Bill "An Act to  
 Increase Maine's Sales Tax, to Exempt Low-cost  
 Articles of Clothing from Sales Tax and to Increase  
 the State's Share of Education Funding"

H.P. 941 L.D. 1309

being reported pursuant to Joint Rule 22.

Comes from the House with the Bill and  
 Accompanying Papers INDEFINITELY POSTPONED.  
 Which was INDEFINITELY POSTPONED, in concurrence.

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 Improve Access to Health Care and  
 Relieve Hospital Costs Due to Charity and Bad Debt  
 Care Which are Currently Shifted to Third-party  
 Payors

H.P. 954 L.D. 1322

(H "A" H-702)

This being an Emergency Measure and having  
 received the affirmative vote of 24 Members of the  
 Senate, with 1 Senator having voted in negative, and  
 24 being 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.

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 Continue the Strategic Training for  
 Accelerated Reemployment Program

S.P. 606 L.D. 1700

(H "A" H-700 to C "A"  
 S-322)

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with No Senators having voted in negative, and 27 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 WEBSTER of Franklin, 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:

An Act to Improve Compliance with Truck Weight Limits

H.P. 36 L.D. 36  
(S "B" S-242 to C "A" H-277)

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

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

ENACTORS

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

An Act to Amend the Revised Maine Securities Act and Related Statutes

H.P. 189 L.D. 254  
(H "B" H-275)

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

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

ENACTORS

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

An Act Regarding Governmental Ethics

H.P. 1282 L.D. 1773  
(C C "A" H-699)

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

Emergency Resolve'

Resolve, Establishing a Commission to Study the Level of Services for Maine's Elderly Citizens

H.P. 550 L.D. 747  
(S "B" S-417; H "A" H-215; to C "A" H-183)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with No Senators having voted in negative, and 24 being two-thirds of the entire elected Membership of the Senate, was FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Senate at Ease

Senate called to order by the President.

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

COMMUNICATIONS

The Following Communication:

COMMITTEE ON BANKING AND INSURANCE  
ONE HUNDRED AND FOURTEENTH LEGISLATURE

June 29, 1989

The Honorable Charles P. Pray  
President of the Senate  
114th Legislature

Dear President Pray:

We are pleased to report that all business which was placed before the Committee on Banking and Insurance during the First Regular Session of the 114th Legislature has been completed. The breakdown of bills referred to our committee follows:

Total number of bills received	77
Unanimous reports	72
Leave to Withdraw	35
Ought to Pass	3
Ought Not to Pass	0
Ought to Pass as Amended	33
Ought to Pass in New Draft	1
Divided reports	2
Carryovers	3

Respectfully submitted,

S/Sen. Raynold Theriault S/Charlene B. Rydell

Senate Chair House Chair

Which was READ and ORDERED PLACED ON FILE.

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

COMMUNICATIONS

The Following Communication:

COMMITTEE ON HUMAN RESOURCES  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
June 22, 1989

The Honorable Charles P. Pray  
President of the Senate  
114th Legislature

Dear President Pray:

We are pleased to report that all business which was placed before the Committee on Human Resources during the First Regular Session of the 114th Legislature has been completed. The breakdown of bills referred to our committee follows:

Total number of bills received	106
Unanimous reports	91
Leave to Withdraw	22
Ought to Pass	11
Ought Not to Pass	0
Ought to Pass as Amended	54
Ought to Pass in New Draft	0
Rereferred	4
Divided reports	10
Carry Over	5

Respectfully submitted,

S/N. Paul Gauvreau                      S/Peter J. Manning  
Senate Chair                              House Chair

Which was READ and ORDERED PLACED ON FILE.

ORDERS OF THE DAY

On motion by Senator CLARK of Cumberland, the Senate removed from the Unassigned Table the following matter:

SENATE REPORT - from the Committee on LABOR on Bill "An Act to Prevent Arbitrary Dismissal of Employees Based on Results of Substance Abuse Testing"

S.P. 221 L.D. 537

REPORT - Ought to Pass

Tabled - June 5, 1989, by Senator DUTREMBLE of York.

Pending - ACCEPTANCE OF REPORT

(In Senate, June 5, 1989, Report READ.)

On motion by Senator CLARK of Cumberland, the Bill and Accompanying Papers INDEFINITELY POSTPONED.

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

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

An Act Concerning the Medicaid Advisory Committee to the Bureau of Medical Services in the Department of Human Services

S.P. 666 L.D. 1779  
(S "A" S-411)

Tabled - June 30, 1989, by Senator CLARK of Cumberland.

Pending - ENACTMENT

(In Senate, June 30, 1989, PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-411), without reference to a Committee.)

(In House, June 30, 1989, PASSED TO BE ENACTED.)

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

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

An Act to Strengthen Land Use Management in Maine's Unorganized Territories

H.P. 183 L.D. 248  
(S "A" S-325 to C "A" H-571)

Tabled - July 1, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT

(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-571) AS AMENDED BY SENATE AMENDMENT "A" (S-325) thereto.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)

(In Senate, July 1, 1989, RECONSIDERED whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED. RECONSIDERED ADOPTION of COMMITTEE AMENDMENT "A" (H-571) AS AMENDED BY SENATE AMENDMENT "A" (S-325) thereto. RECONSIDERED ADOPTION of SENATE AMENDMENT "A" (S-325) TO COMMITTEE AMENDMENT "A" (H-571). Senate Amendment "A" (S-325) to Committee Amendment "A" (H-571) INDEFINITELY POSTPONED in NON-CONCURRENCE. PASSED TO BE ENGROSSED AS AMENDED in NON-CONCURRENCE.)

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

Senate at Ease

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:

An Act Establishing the Affordable Housing Partnership Act of 1989

H.P. 1269 L.D. 1765  
(H "A" H-705; S "A" S-430)

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

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

COMMUNICATIONS

The Following Communication:

COMMITTEE ON TAXATION  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
July 1, 1989

The Honorable Charles P. Pray  
President of the Senate  
114th Legislature  
Dear President Pray:

We are pleased to report that all business which was placed before the Committee on Taxation during the First Regular Session of the 114th Legislature has been completed. The breakdown of bills referred to our committee follows:

Total number of bills received	170
Unanimous reports	157
Leave to Withdraw	63
Ought to Pass	5
Ought Not to Pass	73
Ought to Pass as Amended	16
Ought to Pass in New Draft	0
Divided reports	9
Carry Overs	1
Pursuant to Joint Rule 22	3

Respectfully submitted,

S/Thomas H. Andrews                      S/John A. Cashman  
Senate Chair                              House Chair

Which was READ and ORDERED PLACED ON FILE.

LEGISLATIVE RECORD - SENATE, JULY 1, 1989

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

COMMUNICATIONS

The Following Communication:

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
AUGUSTA 04333

July 1, 1989

Honorable Joy J. O'Brien  
Secretary of the Senate  
114th Legislature  
Augusta, Maine 04333  
Dear Madam Secretary:

The House voted today to adhere to its former action whereby it indefinitely postponed Resolve, to Modify the Kennebec County Budget (EMERGENCY) (S.P. 662) (L.D. 1775).

Sincerely,  
S/Edwin H. Pert  
Clerk of the House

Which was READ and ORDERED PLACED ON FILE.

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

COMMUNICATIONS

The Following Communication:

COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS  
ONE HUNDRED AND FOURTEENTH LEGISLATURE

July 1, 1989

The Honorable Charles P. Pray  
President of the Senate  
114th Legislature  
Dear President Pray:

We are pleased to report that all business which was placed before the Committee on Appropriations and Financial Affairs during the First Regular Session of the 114th Legislature has been completed. The breakdown of bills referred to our committee follows:

Total number of bills received	219
Unanimous reports	194
Leave to Withdraw	68
Ought to Pass	9
Ought Not to Pass	46
Ought to Pass as Amended	68
Ought to Pass in New Draft	0
Re-referrals	3
Divided reports	6
Carry Overs	19

Respectfully submitted,  
S/Michael D. Pearson  
Senate Chair

S/Donald V. Carter  
House Chair

Which was READ and ORDERED PLACED ON FILE.

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

COMMITTEE REPORTS

House

Committee of Conference

The Committee of Conference on the disagreeing action between the two branches of the Legislature, on Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$49,500,000 for Construction and Renovation of Correctional Facilities"

S.P. 608 L.D. 1702

Have had the same under consideration and ask leave to report that they are Unable to Agree.

Signed on the part of the House:  
Representative MAYO of Thomaston  
Speaker MARTIN of Eagle Lake  
Representative FARREN of Cherryfield  
Signed on the part of the Senate:  
President PRAY of Penobscot

Senator BUSTIN of Kennebec  
Senator PERKINS of Hancock  
Comes from the House with the Conference Report  
READ and ACCEPTED  
Which Report was READ and ACCEPTED, in concurrence.

ORDERS OF THE DAY

The Chair laid before the Senate the Tabled and Unassigned matter:  
Bill "An Act Relating to Collision Damage Waivers for Rented Motor Vehicles"

H.P. 149 L.D. 201

Tabled - May 26, 1989, by Senator CLARK of Cumberland.

Pending - ADOPTION OF COMMITTEE AMENDMENT "A" (H-242), in concurrence.

(In Senate, May 25, 1989, Committee Amendment "A" (H-242) READ.)

(In House, May 24, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-242).)

The Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

Sent down for concurrence.

The Chair laid before the Senate the Tabled and Unassigned matter:

SENATE REPORTS - from the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Reorganize the Duties of the Board of the Maine Children's Trust Fund"

S.P. 302 L.D. 800

Majority - Ought Not to Pass  
Minority - Ought to Pass as Amended by Committee Amendment "A" (S-214)

Tabled - June 13, 1989, by Senator CLARK of Cumberland.

Pending - Motion of Senator BERUBE to ACCEPT the Minority Ought to Pass as Amended Report

(In Senate, June 8, 1989, Reports READ.)

On motion by Senator BERUBE of Androscoggin, the Minority OUGHT TO PASS AS AMENDED Report was ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-214) READ and ADOPTED.  
Under suspension of the Rules, READ A SECOND TIME and PASSED TO BE ENGROSSED, as Amended.

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

The Chair laid before the Senate the Tabled and Unassigned matter:

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

H.P. 438 L.D. 603

(S "B" S-347; S "C" S-352 to C "B" H-633)

Tabled - June 21, 1989, by President PRAY of Penobscot.

Pending - Motion of Senator ANDREWS of Cumberland to RECONSIDER whereby the Senate ADHERED

(In House, June 21, 1989, PASSED TO BE ENACTED.)

(In Senate, June 21, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-633) AS AMENDED BY SENATE AMENDMENTS "B" (S-347) AND "C" (S-352) thereto, in NON-CONCURRENCE.)

(In House, June 21, 1989, that Body ADHERED.)

(In Senate, June 21, 1989, ADHERED.)

On motion by Senator ANDREWS of Cumberland, the Senate RECONSIDERED whereby it ADHERED.



Senate at Ease  
Senate called to order by the President.

Off Record Remarks

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

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order: H.P. 1290

ORDERED, the Senate concurring, that the following specified matters be held over to any special session or the Second Regular Session of the 114th Legislature:

COMMITTEE

Appropriations and  
Financial Affairs

BILL

(S.P. 0060) (L.D. 43) - An Act Relating to the Maine Correctional Advisory Commission (Reported Pursuant to Joint Order, S.P. 16)

(S.P. 0082) (L.D. 83) - An Act to Move Certain Minor Capital Costs from the Operating Allocation to the Debt Service Allocation under the School Finance Act of 1985

(H.P. 0155) (L.D. 207) - An Act to Increase Funding of the Bureau of Maine's Elderly

(S.P. 0126) (L.D. 211) - An Act to Provide Adequate Salaries for Workers in Residential Treatment Facilities for Emotionally Disturbed Children

(S.P. 0169) (L.D. 326) - An Act to Increase the State Share of Education Funding and to Increase the Minimum State Allocation

(S.P. 0181) (L.D. 338) - An Act to Clarify Costs Associated with the Purchase of Land by School Administrative Units

(S.P. 0183) (L.D. 340) - An Act to Revise the Eligibility Requirements for Elderly Low-cost Drug Recipients

(H.P. 0370) (L.D. 501) - An Act to Encourage Development and Use of Community Corrections Programs

(S.P. 0248) (L.D. 578) - An Act To Provide Respite Care for Care Givers of Diagnosed Victims of Alzheimer's Disease

(S.P. 0257) (L.D. 647) - An Act to Provide Cost-of-living Increases to Homemaker Services Providers and to Appropriate Additional Funds to Equalize Homemaker Services Funding Statewide

(S.P. 0277) (L.D. 723) - An Act to Require Counties to Accept Prisoners with Sentences up to One Year in Length and to Provide Assistance to Counties in

Developing Community  
Corrections Programs

(H.P. 0585) (L.D. 789) - An Act to Create the Youth-at-Risk Alternative Education Program

(H.P. 0650) (L.D. 884) - An Act to Increase Staffing of Child Development Workers

(H.P. 0655) (L.D. 889) - An Act to Improve Indoor Air Quality Through Accurate Testing and Effective Reduction of Radon Levels in Buildings

(H.P. 0687) (L.D. 939) - An Act to Provide a Cost-of-living Adjustment for Residential Treatment of Emotionally Disturbed Children

(H.P. 0691) (L.D. 943) - An Act to Provide Needed Services Identified by the Task Force on Incapacitated and Dependent Adults, and Required by the United States Omnibus Budget Reconciliation Act of 1988

(H.P. 0744) (L.D. 1027) - An Act to Require the Department of Human Services to Set Child Welfare Fee-for-service Rates Based on Yearly Negotiations with Private Nonprofit Community Residential Treatment Providers

(S.P. 0387) (L.D. 1032) - An Act to Expand Medicaid Eligibility to Children, Ages 5 to 8 Years, with Family Incomes Below 100% of Official Poverty Line

(H.P. 0762) (L.D. 1066) - An Act Concerning Educational Enhancement

(H.P. 0805) (L.D. 1117) - An Act to Increase Family Support Services to Maine Families Who Choose to Care for Their Developmentally Disabled Children at Home

(H.P. 0836) (L.D. 1168) - An Act to Provide Adjustments in the Educational Funding Formula

(H.P. 0840) (L.D. 1172) - An Act to Ensure Payment of Reasonable Costs of Operating Community-based Facilities for the Mentally Retarded

(S.P. 0443) (L.D. 1196) - An Act to Provide A Cost of Living Increase for the Home-based Family Service System

(H.P. 0900) (L.D. 1257) - An Act to Provide Medicaid-reimbursable Mental Health Services to Families with Infants and Toddlers

(H.P. 0905) (L.D. 1262) - An Act to Revise the Medical Examiner Act

(H.P. 0972) (L.D. 1350) - An Act Relating to the Boarding

<p>and Clothing of Foster Care Children (S.P. 0496) (L.D. 1370) - Resolve, to Study the Feasibility of Establishing a Piscataqua River Basin Compact between Maine and New Hampshire (H.P. 1033) (L.D. 1439) - An Act to Provide a Minimum Level of State Educational Funding for Schools (H.P. 1035) (L.D. 1446) - An Act to Increase Funding for Lobster Hatcheries (H.P. 1146) (L.D. 1589) - An Act to Appropriate Funds for Improved Juvenile Justice Services (Reported Pursuant to Resolves of 1987, Chapter 68) (S.P. 0570) (L.D. 1598) - An Act to Make Interim Adjustments and Establish a Prospective Reimbursement System for Boarding Care Facilities Serving Persons with Mental Retardation (S.P. 0578) (L.D. 1631) - An Act to Improve the Availability and Effectiveness of Youth and Family Services (Reported Pursuant to Public Law 1987, Chapter 816, Part KK, Section 32) (S.P. 0584) (L.D. 1646) - An Act to Provide Community-based Support for Mental Health and Mental Retardation Clients (H.P. 1199) (L.D. 1666) - An Act to Establish the Department of Child and Family Services (H.P. 1226) (L.D. 1698) - An Act to Create the Maine Family Development Foundation (S.P. 0607) (L.D. 1701) - Resolve, to Create the Commission to Study the Establishment of a State and Tribal Partnership to Encourage Economic Development (H.P. 0952) (L.D. 1320) - An Act to Create a State Fund to Provide Workers' Compensation Insurance Coverage to Employers (H.P. 1249) (L.D. 1747) - An Act to Protect the Public from Unsafe Industrial and Commercial Facilities (H.P. 1250) (L.D. 1748) - An Act to Amend the Procedure for Approval of the Lincoln County Budget (H.P. 0499) (L.D. 679) - An Act to Amend the School Finance Law (H.P. 0876) (L.D. 1219) - An Act to Provide Access to Camps (S.P. 0665) (L.D. 1778) - An Act to Encourage Air Transportation to Designated Locations in Maine</p>	<p>Banking and Insurance</p> <p>Energy &amp; Natural Resources</p> <p>State and Local Government</p> <p>Taxation</p> <p>Transportation</p>	<p>Tabled and Unassigned (H.P. 0164) (L.D. 229) - An Act to Annex Township 4, Range 3 WELS to the Town of Island Falls (H.P. 0438) (L.D. 603) - An Act to Extend the Exemption for Sales Tax for Certain Instrumentalities of Interstate or Foreign Commerce (H.P. 0857) (L.D. 1189) - An Act to Transfer Jurisdiction over County Jails from County Government to the Department of Corrections (S.P. 0459) (L.D. 1244) - An Act Relating to School Construction</p> <p>Comes from the House READ and PASSED.</p> <p>Which was READ and PASSED, in concurrence.</p> <p style="text-align: center;">Senate at Ease Senate called to order by the President.</p> <p>Under suspension of the Rules, all matters thus acted upon were ordered sent forthwith.</p> <p style="text-align: center;">ORDERS OF THE DAY</p> <p>The Chair laid before the Senate the Tabled and Later Today Assigned matter:</p> <p style="text-align: center;">Emergency An Act Relating to the Maine Correctional Advisory Commission</p> <p style="text-align: right;">S.P. 60 L.D. 43 (S "A" S-58 to C "A" S-52)</p> <p>Tabled - July 1, 1989, by Senator PEARSON of Penobscot.</p> <p>Pending - Motion of Senator PEARSON of Penobscot, to INDEFINITELY POSTPONE the Bill and Accompanying Papers (In Senate, April 25, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-52) AS AMENDED BY SENATE AMENDMENT "A" (S-58) thereto.) (In House, May 3, 1989, PASSED TO BE ENACTED.) The Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE. Under suspension of the Rules, ordered sent down forthwith for concurrence.</p> <p>The Chair laid before the Senate the Tabled and Later Today Assigned matter:</p> <p>An Act To Provide Respite Care for Care Givers of Diagnosed Victims of Alzheimer's Disease</p> <p style="text-align: right;">S.P. 248 L.D. 578 (C "A" S-108)</p> <p>Tabled - July 1, 1989, by Senator PEARSON of Penobscot.</p> <p>Pending - Motion of Senator PEARSON of Penobscot, to INDEFINITELY POSTPONE the Bill and Accompanying Papers (In Senate, May 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-108).) (In House, May 19, 1989, PASSED TO BE ENACTED.) (In Senate, July 1, 1989, Bill and Accompanying Papers INDEFINITELY POSTPONED. Subsequently, RECONSIDERED whereby the Bill and Accompanying Papers were INDEFINITELY POSTPONED.)</p>
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The Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

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

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

An Act to Improve Indoor Air Quality Through Accurate Testing and Effective Reduction of Radon Levels in Buildings

H.P. 655 L.D. 889  
(C "A" H-111)

Tabled - July 1, 1989, by Senator PEARSON of Penobscot.

Pending - Motion of Senator PEARSON of Penobscot, to INDEFINITELY POSTPONE the Bill and Accompanying Papers

(In Senate, May 3, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-111), in concurrence.)

(In House, May 5, 1989, PASSED TO BE ENACTED.)

(In Senate, July 1, 1989, Bill and Accompanying Papers INDEFINITELY POSTPONED. Subsequently, RECONSIDERED whereby the Bill and Accompanying Papers were INDEFINITELY POSTPONED.)

The Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

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

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

An Act to Provide Adjustments in the Educational Funding Formula

H.P. 836 L.D. 1168  
(C "A" H-437)

Tabled - July 1, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-437), in concurrence.)

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

The Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

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

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

An Act to Revise the Medical Examiner Act

H.P. 905 L.D. 1262  
(C "A" H-584)

Tabled - July 1, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 16, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-584), in concurrence.)

(In House, June 19, 1989, PASSED TO BE ENACTED.)

The Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

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

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

Resolve

Resolve, to Study the Feasibility of Establishing a Piscataqua River Basin Compact between Maine and New Hampshire

S.P. 496 L.D. 1370  
(S "A" S-244 to C "A" S-185)

Tabled - July 1, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE  
(In Senate, June 9, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-185) AS AMENDED BY SENATE AMENDMENT "A" (S-244) thereto.)

(In House, June 14, 1989, FINALLY PASSED.)

The Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

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

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

An Act to Provide a Minimum Level of State Educational Funding for Schools

H.P. 1033 L.D. 1439  
(C "A" H-517)

Tabled - July 1, 1989, by Senator PEARSON of Penobscot.

Pending - ENACTMENT  
(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-517), in concurrence.)

(In House, June 16, 1989, PASSED TO BE ENACTED.)

The Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

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

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

Emergency Resolve

Resolve, to Create the Commission to Study the Establishment of a State and Tribal Partnership to Encourage Economic Development

S.P. 607 L.D. 1701  
(C "A" S-294)

Tabled - July 1, 1989, by Senator PEARSON of Penobscot.

Pending - FINAL PASSAGE  
(In Senate, June 15, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-294).)

(In House, June 19, 1989, FINALLY PASSED.)

(In Senate, July 1, 1989, Bill and Accompanying Papers INDEFINITELY POSTPONED. Subsequently, RECONSIDERED whereby the Bill and Accompanying Papers were INDEFINITELY POSTPONED.)

The Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

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

Unfinished Business

The following matters in the consideration of which the Senate was engaged at the time of Adjournment, 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 the Tabled and Later Today Assigned matter: (6/30/89)  
 Bill "An Act Relating to School Construction"  
 S.P. 459 L.D. 1244  
 (C "A" S-230)

Tabled - June 30, 1989, by Senator CLARK of Cumberland.

Pending - ENACTMENT  
 (In Senate, June 12, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-230), in concurrence.)

(In House, June 14, 1989, ENACTED.)  
 On motion by Senator CLARK of Cumberland, Tabled Unassigned, pending ENACTMENT.

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

Senator GAUVREAU: Thank you Mr. President. Mr. President, men and women of the Senate. Earlier in the day, you may recall there was a brief debate and discussion regarding L.D. 622, the Parental Consent Bill. The good Senator from Kennebec, Senator Matthews, had some concerns about that measure passing. In the breaks during the day, I took occasion to read some of the debate on L.D. 622, and somewhat to my chagrin I found that I was quoted in the horseblanket incorrectly and I would like to correct an error. On page S-566 of the horseblanket, I made certain remarks regarding our good colleague and friend from Aroostook, Senator Collins. I am quoted as saying, "I find him a person of common intellect and fairness." In fact, what I actually said is that I find him a person of uncommon intellect and fairness. Thank you.

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

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

Senate at Ease  
 Senate called to order by the President.

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

PAPERS FROM THE HOUSE  
 Non-concurrent Matter  
 Bill "An Act to Increase the Office of Advocacy"  
 H.P. 1177 L.D. 1632  
 (C "A" H-717)

In Senate, July 1, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-717), in concurrence.

Comes from the House Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

The Senate ADHERED.  
 Sent down for concurrence.

Non-concurrent Matter  
 Bill "An Act to Improve Ferry Service to Matinicus Isle"

S.P. 166 L.D. 323  
 (C "A" S-24)

In Senate, July 1, 1989, Bill and Accompanying Papers INDEFINITELY POSTPONED.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-24) AS AMENDED BY HOUSE AMENDMENT "B" (H-715) thereto, in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

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:

An Act to Amend the Elderly Low-cost Drug Program  
 H.P. 210 L.D. 290  
 (C "A" H-709)

An Act to Provide Start-up Funds for School-based Child Care

H.P. 272 L.D. 384  
 (C "A" H-711)

An Act to Ensure Community-based Maternal and Child Health Nursing Services Commensurate with Increasing Costs and Community Needs

H.P. 519 L.D. 704  
 (C "A" H-710)

An Act to Increase Access to Long-term Care Services

H.P. 864 L.D. 1203  
 (C "A" H-708)

An Act to Appropriate Funds to the Department of Environmental Protection to Provide Technical Assistance to Community Waste Water Treatment Facilities

H.P. 1187 L.D. 1654  
 (C "A" H-707)

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

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:

An Act Regarding Historical Markers  
 S.P. 521 L.D. 1428  
 (C "A" S-444)

An Act to Provide Funding for Volunteer Literacy Services for Maine Citizens

S.P. 545 L.D. 1516  
 (C "A" S-443)

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 Provide the Reasonable Costs of Wages Paid to Employees of Long-term Care Facilities

H.P. 505 L.D. 685  
 (C "A" H-712)

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

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 Financial Assistance to Expedite the Removal of Underground Oil Tanks

H.P. 753 L.D. 1057  
(C "A" H-713)

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 Regarding the Removal of Hazardous Chemicals from Schools

H.P. 942 L.D. 1310  
(C "A" H-716)

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.

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 Clarify the Borrowing Authority of the University of Maine System

H.P. 1047 L.D. 1458  
(C "A" H-714)

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 Provide Funding for and to Amend Laws Governing the Maine Human Services Council

H.P. 1185 L.D. 1640  
(H "A" H-718 to C "A" H-706)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with 1 Senator having voted in negative, and 28 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Senate at Ease

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 Making Appropriations from the General Fund for the Expenditures of State Government for the Fiscal Years Ending June 30, 1990, and June 30, 1991, and Changing Certain Provisions of Law Necessary for the Proper Operations of State Government

S.P. 284 L.D. 730  
(S "A" S-446 to C "A" S-445)

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with No Senators having voted in negative, and 26 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 CAHILL of Sagadahoc, 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:

PAPERS FROM THE HOUSE  
Non-concurrent Matter

SENATE REPORTS from the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Reorganize the Duties of the Board of the Maine Children's Trust Fund"

S.P. 302 L.D. 800  
(C "A" S-214)

Majority - Ought Not to Pass

Minority - Ought to Pass As Amended by Committee Amendment "A" (S-214)

In Senate, July 1, 1989, the Minority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-214).

Comes from the House the Majority OUGHT NOT TO PASS Report READ and ACCEPTED in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

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:

An Act to Improve Ferry Service to Matinicus Isle  
S.P. 166 L.D. 323  
(H "B" H-715 to C "A" S-24)

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

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

COMMUNICATIONS

The Following Communication:

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
AUGUSTA 04333

July 1, 1989

Honorable Joy J. O'Brien  
Secretary of the Senate

114th Legislature  
 Augusta, Maine 04333  
 Dear Madam Secretary:

The House voted today to adhere to its former action whereby it indefinitely postponed Bill "An Act to Increase the Office of Advocacy" (H.P. 1177) (L.D. 1632).

Sincerely,  
 S/Edwin H. Pert  
 Clerk of the House

Which was READ and ORDERED PLACED ON FILE.

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

ORDERS

On motion by Senator BOST of Penobscot the following Joint Order:

ORDERED, that a message be sent to the House of Representatives informing that Body that the Senate has transacted all the business which has come before it and is ready to Adjourn Without Day.

Which was READ and PASSED.

The requested that the Sergeant-At-Arms to escort the Senator from Penobscot, Senator BOST to convey the message to the House of Representatives.

Subsequently, Senator BOST of Penobscot, reported that he had delivered the message with which he was charged.

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

ORDERS

On motion by Senator CLARK of Cumberland the following Order:

ORDERED, that a message be sent to His Excellency, the Governor, informing him that the Senate has transacted all business which has come before it and is ready to Adjourn Without Day and is ready to receive such communication as he may be pleased to make.

Which was READ and PASSED.

The President requested the Sergeant-At-Arms to escort the Senator from Cumberland, Senator CLARK to convey the message to His Excellency, GOVERNOR JOHN R. MCKERNAN, JR.

Subsequently, Senator CLARK of Cumberland, reported that she had delivered the message with which she was charged, and informed the good Senate that the Governor would attend forthwith.

At this point, a message was received from the House of Representatives, borne by Representative GWADOSKY of Fairfield, informing the Senate that the House had transacted all business before it and was ready to Adjourn Without Day.

At this time, the HONORABLE JOHN R. MCKERNAN, JR., GOVERNOR of the State of Maine, entered the Senate Chamber and was escorted by the Sergeant-At-Arms, to the Rostrum. (Amid prolonged applause, the Members rising.)

THE PRESIDENT: The Chair is pleased to recognize and welcome to the Rostrum, the Honorable John R. McKernan, Jr., the Governor of the State of Maine.

(Applause, the Members rising.)

GOVERNOR MCKERNAN: Mr. President, members of the 114th Maine Senate, finally I want to say how pleased I am to be able to be a part of the concluding ceremonies of this Session and to remind you of something, because it is something that you may not

realize. Back a month or so ago, we passed legislation which I signed into law, which abolished misery gore as a place in Maine. I think that you have resurrected that here in Augusta over the last couple of weeks.

I really do want to commend you on the hours that you have spent. I know who tired everyone is, I know the kind of effort that you have put in and I really think it has made a difference and that is why for those of you who still have some life left in you, I just wanted to say a few words about what I think has been a successful past six months.

Most importantly, I think that we have kept faith with the working men and women of this State by promising the return of any over-collected income taxes and actually doing it. Finally, and hopefully we have completed that process. We also kept faith with working men and women in this State with the property tax relief package, that I think is, frankly, not as much as we had hoped for, but more than most people expected us to be able to accomplish.

We have done all of that and we have also been able to pass landmark legislation. Legislation that is comprehensive and aggressive in addressing our solid waste and recycling needs in this State and protecting what is Maine's special and unique environment. When the dust has settled, I think it may well be this single piece of legislation for which the 114th Legislature is going to be praised above all else and, frankly, it will probably have the longest lasting impact on this State.

In general, I also want to thank you for the hard work that resulted in making higher education, health care, and housing more accessible and more affordable for our citizens and for your concerns for the most vulnerable in our society and in our institutions.

Most importantly, perhaps, for your involvement in the process. People who haven't spent much time in Augusta, don't realize the commitment that it takes to serve in the Maine Legislature, especially this time of the year.

I just wanted to say for those of you who I know haven't had much sleep for the last few days, I am sure that the little bit of sleep that you have had, you have all been dreaming about having some time to enjoy the summer in a state to which you have devoted so much of your time and energy in trying to improve. I want to just let you know that I hope that dream comes true for all of you this summer and that you all have an enjoyable summer in whatever you decide that you are going to do. Also, I would like to congratulate you on what I think has truly been a successful session in the First Regular Session of the 114th Legislature. Thank you very much.

(Applause, the Members rising.)

The Sergeant-At-Arms escorted the Honorable JOHN R. MCKERNAN, JR., GOVERNOR of the State of Maine from the Senate Chamber. (Amid prolonged applause, the Members rising.)

On motion by Senator EMERSON of Penobscot, at 8:54 p.m. on Saturday, July 1, 1989, the Honorable CHARLES P. PRAY, President, declared the Senate of the First Regular Session of the 114th Legislature, ADJOURNED SINE DIE.