

# MAINE STATE LEGISLATURE

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

**VOLUME IV**

**FIRST SPECIAL SESSION**  
August 21, 1989 to August 22, 1989  
Index

**FIRST CONFIRMATION SESSION**  
October 30, 1989  
Index

**SECOND CONFIRMATION SESSION**  
December 12, 1989  
Index

**SECOND REGULAR SESSION**  
January 3, 1990 to March 19, 1990

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

important program." This is definitely not true. This is a non-partisan, collaborative effort.

We had one little problem where the Department of Education had to take \$500,000 out of the medical reserve fund to help our fiscal problems. After we got by that, we had another little problem where they had to take out of another account \$25,000 on which we were planning on or hoping for to run the operating expenses for this program.

This is going to be a very, very tight fiscal problem for the Finance Authority of Maine to run this program. There are a few loose ends to deal with and we have a financial aid transitional advisory committee in place who will continue working with FAME to tie these loose ends together. This landmark program was truly a bipartisan effort involving the Maine Higher Education Council, the College Financial Aid Directors, the College Presidents, high school guidance counselors, bankers, the Commissioner of Finance, the consultants and the CEO of FAME and his staff and many others. It was truly a collaborative effort involving the administration, the legislator, our excellent analyst and the private sector also.

If you have any complaints with this bill and with this program, I suggest you speak to my friend the sponsor of this bill, Speaker John L. Martin. To legislators, when your constituents call the Student Financial Aid about problems, you may now refer them to a financial aid hot line, 1-800-228-3734. This line is in operation and they have answered hundreds of calls already, maybe thousands. This will help parents, students and non-traditional students with their many questions. Later, there will be an outreach and counseling service in Maine, Educational Systems Program that will cover the length and breadth of Maine.

We, the 114th Legislature, can be proud of the program established by us.

This being an emergency measure, a two-thirds vote of the House being necessary, a total was taken. 126 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

(Off Record Remarks)

On motion of Representative Adams of Portland,  
Adjourned until Thursday, March 15, 1990, at  
eight-thirty in the morning.

In Senate Chamber  
Wednesday  
March 14, 1990

Senate called to Order by the President.

Prayer by Pastor Patricia Gibson of the Faith Lutheran Mission Church in Wilton.

PASTOR PATRICIA GIBSON: Gracious God, Creator of all. Thank You for Your people gathered here, for Your presence among us. We thank You for the opportunity to live and work in Maine. A part of Your creation endowed with such great natural beauty.

Bless the deliberations of this legislative body with the spirit of wisdom and understanding, justice and mercy, that they may be wise stewards for the people of Maine. Much has been entrusted to their care, the rivers and lakes, mountains, ocean, fertile farm land, industry and commerce. The very quality of life for Your people who reside in this state, and for the millions who come to enjoy it's beauty and peace. Help those who have been given the authority to govern make wise decisions, that promote the well being of all people, and preserve our natural resources for generations to come. The issues that are debated here, homelessness, poverty, health care for all ages, recycling, waste disposal, nuclear power, jails, drugs that destroy our youth, all are important issues that affect the well being of Your people, and the preservation of the resources that You have so generously bestowed on us.

We pray for Your guidance in all matters coming before this Body, that wise decisions are made in keeping with Your will. We thank You God for the blessing of freedom, for this country that has enjoyed freedom and liberty since it's birth. For it's form of government, representative democracy, that so many nations have recently come to share after much struggle and bloodshed. Help us Lord, to be a people at peace among ourselves, and a blessing to other nations on this earth.

O mighty God, giver of all things, we thank You for the beauty and majesty of this land that restores us, that we often destroy them. Heal us, Lord. We thank You for the great resources that You have blessed us with, that make us rich, though we often exploit them. Forgive us, Lord. We thank You for the men and women who have made this country strong, they are models for us, though we often fall short of them. Inspire us, Lord. We thank You for the torch of liberty that has been lit in this land, that has drawn people from every nation, that we have often hidden from it's light. Enlighten us, Lord. We thank You for the faith we have inherited in all it's rich variety, it sustains our life, though we have been faithless again and again. Renew us, Lord.

Help us O gracious, Lord, to finish the good work here begun. Strengthen our efforts to blot out ignorance and prejudice, and to abolish poverty and crime. And hasten that day when all people, with many voices united as one, will live in peace and prosperity, according to Your promises. Amen.

Reading of the Journal of Tuesday, March 13, 1990.

Off Record Remarks

PAPERS FROM THE HOUSE  
Non-concurrent Matter

HOUSE REPORTS - from the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Annex Township 4, Range 3 WELS to the Town of Island Falls"

H.P. 164 L.D. 229

Majority - Ought Not to Pass.

Minority - Ought to Pass.

In House, March 30, 1989, Reports READ. Bill and Accompanying Papers RECOMMENDED to the Committee on STATE AND LOCAL GOVERNMENT.

In Senate, April 3, 1989, the Majority OUGHT NOT TO PASS Report READ and ACCEPTED in NON-CONCURRENCE.

Comes from the House the Minority OUGHT TO PASS Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-915) in NON-CONCURRENCE.

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending FURTHER CONSIDERATION.

Non-concurrent Matter

Bill "An Act to Promote and Assist Barrier-free Construction in Places of Public Accommodation and Places of Employment"

S.P. 733 L.D. 1932  
(C "A" S-536; S "B" S-568)

In Senate, March 8, 1990, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-536) AND SENATE AMENDMENT "B" (S-568).

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-536) AS AMENDED BY HOUSE AMENDMENT "A" (H-907) thereto, AND SENATE AMENDMENT "B" (S-568) in NON-CONCURRENCE.

On motion by Senator CLARK of Cumberland, the Senate RECEDED from ADOPTION of Committee Amendment "A" (S-536).

House Amendment "A" (H-907) to Committee Amendment "A" (S-536) READ.

THE PRESIDENT: The Chair recognizes that same Senator.

Senator CLARK: Thank you Mr. President. Ladies and Gentlemen of the Senate. This Bill I hope will continue to move right along, certainly it has had the scrutiny of not only one Joint Standing Committee, but two. I simply wish to draw your attention this morning to the addition of House Amendment "A" (H-907), which incorporates an additional fiscal note, which begins approximately line 23, and ends on line 29 of House Amendment "A" (H-907).

While I fully concur with the addition of this fiscal note, I guess I am only using this opportunity this afternoon to express my frustration, that despite the early introduction of this measure, and the scrutiny of two Joint Standing Committees, that this was brought to my attention after 4:30 pm, this paragraph, on Friday last, and frankly, we do not have any choice to accept it.

I do concur that there will be perhaps some future costs should some of our older state buildings be renovated, to adapt them and make them handicapped accessible. I just wish that this could have happened at a more appropriate time. Thank you.

On further motion by same Senator, the Senate CONCURRED.

Non-concurrent Matter

Bill "An Act to Authorize the Annexation of Land Adjacent to the Town of East Millinocket" (Emergency)

S.P. 746 L.D. 1950

(S "A" S-570 to C "A" S-547)

In Senate, March 8, 1990, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-547) AS AMENDED BY SENATE AMENDMENT "A" (S-570) thereto.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-547) AS AMENDED BY HOUSE AMENDMENT "A" (H-900) thereto, in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

Non-concurrent Matter

Bill "An Act to Protect Consumers Against Unsolicited Telefacsimile Transmissions"

H.P. 1423 L.D. 1975  
(C "A" H-845)

In Senate, March 6, 1990, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-845), in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-845) AS AMENDED BY HOUSE AMENDMENT "A" (H-917) thereto, in NON-CONCURRENCE.

On motion by Senator BALDACCI of Penobscot, the Senate RECEDED and CONCURRED.

Non-concurrent Matter

Bill "An Act to Establish the Wells Reserve Management Authority"

H.P. 1457 L.D. 2031  
(C "A" H-853)

In Senate, March 6, 1990, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-853), in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-853) AS AMENDED BY HOUSE AMENDMENT "A" (H-918) thereto, in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

Non-concurrent Matter

Bill "An Act to Amend the Laws Concerning the Department of Human Services to Increase the Maximum Allowable Fine to \$50,000"

H.P. 1521 L.D. 2106  
(C "A" H-830)

In Senate, March 5, 1990, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-830), in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-830) AS AMENDED BY HOUSE AMENDMENT "A" (H-913) thereto, in NON-CONCURRENCE.

On motion by Senator GAUVREAU of Androscoggin, the Senate RECEDED and CONCURRED.

Non-concurrent Matter

Bill "An Act to Amend the Laws Governing the Military and Naval Children's Home"

H.P. 1610 L.D. 2226  
(C "A" H-842)

In Senate, March 6, 1990, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-842), in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-842) AND HOUSE AMENDMENT "A" (H-912) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

LEGISLATIVE RECORD - SENATE, MARCH 14, 1990

COMMUNICATIONS

The Following Communication: S.P. 965  
114TH MAINE LEGISLATURE  
March 13, 1990

Senator R. Donald Twitchell  
Rep. Robert J. Tardy  
Chairpersons  
Joint Standing Committee on Agriculture  
114th Legislature  
Augusta, Maine 04333  
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated the following:

Pursuant to Title 7, MRSA Section 231, Christine C. Vito, Ph.D. of Saco and Stellos M. Tavantzis of Orono for reappointments to the Commission on Biotechnology and Genetic Engineering.

Pursuant to Title 7, MRSA Section 3903, Rachel Leighton of Milbridge and Donald W. Buzzell of Fryeburg for reappointments to the Animal Welfare Board.

These nominations will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

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

Which was READ and REFERRED to the Committee on AGRICULTURE.  
Sent down for concurrence.

The Following Communication:  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
COMMITTEE ON ENERGY AND NATURAL RESOURCES  
March 12, 1990

The Honorable Charles P. Pray  
President of the Senate of Maine  
State House  
Augusta, Maine 04333  
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 114th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Toby B. Hammond of Naples, for appointment to the Citizens' Forestry Advisory Council.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Senators 3  
Representatives 8  
NAYS: 0  
ABSENT: 2 Rep. Jacques of Waterville,  
Rep. Simpson of Casco

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Toby B. Hammond of Naples, for appointment to the Citizens' Forestry Advisory Council be confirmed.

Sincerely,  
S/Senator Judy C. Kany S/Rep. Michael H. Michaud  
Senate Chair House Chair

Which was READ and ORDERED PLACED ON FILE.

Off Record Remarks

THE PRESIDENT: The Joint Standing Committee on Energy and Natural Resources has recommended the nomination of Toby B. Hammond of Naples be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on Energy and Natural Resources be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 114th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators ANDREWS, BALDACCI, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ERWIN, ESTES, ESTY, GAUVREAU, GILL, GOULD, HOBBS, HOLLOWAY, KANY, LUDWIG, MATTHEWS, PEARSON, RANDALL, THERIAULT, TITCOMB, TWITCHELL, WEBSTER, WEYMOUTH, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators BERUBE, PERKINS

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Toby B. Hammond, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
COMMITTEE ON ENERGY AND NATURAL RESOURCES  
March 12, 1990

The Honorable Charles P. Pray  
President of the Senate of Maine  
State House  
Augusta, Maine 04333  
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 114th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Charles E. Hewett of South Casco, for appointment to the Citizens' Forestry Advisory Council.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Senators 3  
Representatives 8  
NAYS: 0  
ABSENT: 2 Rep. Jacques of Waterville,  
Rep. Simpson of Casco

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Charles E. Hewett of South Casco, for appointment to the Citizens' Forestry Advisory Council be confirmed.

Sincerely,  
S/Senator Judy C. Kany S/Rep. Michael H. Michaud  
Senate Chair House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on Energy and Natural Resources has recommended the nomination of Charles E. Hewett of South Casco be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on Energy and Natural Resources be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 114th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None  
 NAYS: Senators ANDREWS, BALDACCI, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ERWIN, ESTES, ESTY, GAUVREAU, GILL, GOULD, HOBBS, HOLLOWAY, KANY, LUDWIG, MATTHEWS, PEARSON, RANDALL, THERIAULT, TITCOMB, TWITCHELL, WEBSTER, WEYMOUTH, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators BERUBE, PERKINS

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Charles E. Hewett, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:  
 ONE HUNDRED AND FOURTEENTH LEGISLATURE  
 COMMITTEE ON ENERGY AND NATURAL RESOURCES  
 March 12, 1990

The Honorable Charles P. Pray  
 President of the Senate of Maine  
 State House  
 Augusta, Maine 04333  
 Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 114th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Wallace H. Jeffrey of Hampden, for appointment to the Citizens' Forestry Advisory Council.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Senators 3  
 Representatives 8  
 NAYS: 0  
 ABSENT: 2 Rep. Jacques of Waterville,  
 Rep. Simpson of Casco

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Wallace H. Jeffrey of Hampden, for appointment to the Citizens' Forestry Advisory Council be confirmed.

Sincerely,  
 S/Senator Judy C. Kany S/Rep. Michael H. Michaud  
 Senate Chair House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on Energy and Natural Resources has recommended the nomination of Wallace H. Jeffrey of Hampden be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on Energy and Natural Resources be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 114th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None  
 NAYS: Senators ANDREWS, BALDACCI, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ERWIN, ESTES, ESTY, GAUVREAU, GILL, GOULD, HOBBS, HOLLOWAY, KANY, LUDWIG, MATTHEWS, PEARSON, RANDALL, THERIAULT, TITCOMB, TWITCHELL, WEBSTER, WEYMOUTH, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators BERUBE, PERKINS

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Wallace H. Jeffrey, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:  
 ONE HUNDRED AND FOURTEENTH LEGISLATURE  
 COMMITTEE ON ENERGY AND NATURAL RESOURCES  
 March 12, 1990

The Honorable Charles P. Pray  
 President of the Senate of Maine  
 State House  
 Augusta, Maine 04333  
 Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 114th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Robert V. Withrow of Dixfield, for appointment to the Citizens' Forestry Advisory Council.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Senators 3  
 Representatives 8  
 NAYS: 0  
 ABSENT: 2 Rep. Jacques of Waterville,  
 Rep. Simpson of Casco

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Robert V. Withrow of Dixfield, for appointment to the Citizens' Forestry Advisory Council be confirmed.

Sincerely,  
 S/Senator Judy C. Kany S/Rep. Michael H. Michaud

Senate Chair                      House Chair  
 Which was READ and ORDERED PLACED ON FILE.  
 THE PRESIDENT: The Joint Standing Committee on Energy and Natural Resources has recommended the nomination of Robert V. Withrow of Dixfield be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on Energy and Natural Resources be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 114th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS:        Senators None  
 NAYS:        Senators ANDREWS, BALDACCI, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ERWIN, ESTES, ESTY, GAUVREAU, GILL, GOULD, HOBBS, HOLLOWAY, KANY, LUDWIG, MATTHEWS, PEARSON, RANDALL, THERIAULT, TITCOMB, TWITCHELL, WEBSTER, WEYMOUTH, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT:     Senators BERUBE, PERKINS

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Robert V. Withrow, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

SENATE PAPERS

Pursuant to Public Law

COMMISSION TO EVALUATE THE ADEQUACY OF THE AID TO FAMILIES WITH DEPENDENT CHILDREN NEED AND PAYMENT STANDARDS

Senator GAUVREAU for the COMMISSION TO EVALUATE THE ADEQUACY OF THE AID TO FAMILIES WITH DEPENDENT CHILDREN NEED AND PAYMENT STANDARDS, pursuant to Public Law 1989, Chapter 501, Part 5 ask leave to submit its findings and to report that the accompanying Resolve, to Direct the Department of Human Services to Develop a Proposal to Adequately Address the Housing Needs of Aid to Families with Dependent Children Recipients

S.P. 962 L.D. 2429

Be referred to the Joint Standing Committee on HOUSING AND ECONOMIC DEVELOPMENT for Public Hearing and printed pursuant to Joint Rule 18.

Which Report was READ.

On motion by Senator GAUVREAU of Androscoggin, the Report was REJECTED and the Resolve referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED, pursuant to Joint Rule 18.

Sent down for concurrence.

Pursuant to Public Law

COMMISSION TO EVALUATE THE ADEQUACY OF THE AID TO FAMILIES WITH DEPENDENT CHILDREN NEED AND PAYMENT STANDARDS

Senator GAUVREAU for the COMMISSION TO EVALUATE THE ADEQUACY OF THE AID TO FAMILIES WITH DEPENDENT

CHILDREN NEED AND PAYMENT STANDARDS, pursuant to Public Law 1989, Chapter 501, Part 5 ask leave to submit its findings and to report that the accompanying Bill "An Act to Provide for Annual Increases in the Aid to Families with Dependent Children Standard of Need" (Emergency)

S.P. 963 L.D. 2430

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

Which Report was READ and ACCEPTED.

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

Sent down for concurrence.

Pursuant to Public Law  
 COMMISSION TO EVALUATE THE ADEQUACY OF THE AID TO FAMILIES WITH DEPENDENT CHILDREN NEED AND PAYMENT STANDARDS

Senator GAUVREAU for the COMMISSION TO EVALUATE THE ADEQUACY OF THE AID TO FAMILIES WITH DEPENDENT CHILDREN NEED AND PAYMENT STANDARDS, pursuant to Public Law 1989, Chapter 501, Part 5 ask leave to submit its findings and to report that the accompanying Resolve, to Reauthorize the Commission to Evaluate the Adequacy of the Aid to Families with Dependent Children Need and Payment Standards

S.P. 964 L.D. 2431

Be referred to the Joint Standing Committee on HUMAN RESOURCES for Public Hearing and printed pursuant to Joint Rule 18.

Which Report was READ and ACCEPTED.

The Resolve referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED, pursuant to Joint Rule 18.

Sent down for concurrence.

Joint Resolution

On motion by President PRAY of Penobscot (Cosponsored by: Speaker MARTIN of Eagle Lake, Representative CLARK of Millinocket, Representative MICHAUD of East Millinocket) the following Joint Resolution:

S.P. 961

JOINT RESOLUTION EXPRESSING THE SENTIMENT OF THE LEGISLATURE CONCERNING THE CONTINUITY OF ECONOMIC OPPORTUNITY IN REGIONS OF THE STATE AFFECTED BY THE COMBINING OF GEORGIA-PACIFIC CORPORATION AND GREAT NORTHERN NEKOOSA CORPORATION

WHEREAS, Georgia-Pacific Corporation and Great Northern Nekoosa Corporation are major employers in and contributors to the economic vitality of Maine's forest products industry; and

WHEREAS, these corporations are presently engaged in a business combination that will result in the world's largest forest products company, will be the largest landowner in this State and will directly employ approximately 4,500 Maine residents; and

WHEREAS, the economic stability of vast areas of northern and eastern Maine, including 5 communities in which major capital facilities of the combining corporations are located, depends on decisions, plans and agreements presently being developed by or for the corporate officers engaged in combining the economic resources and activities of the 2 corporations; and

WHEREAS, the corporate officers and representatives of Georgia-Pacific Corporation, during the course of a protracted effort to acquire the stock and assets of Great Northern Nekoosa

Corporation, represented to the State and the people of Maine their intent to manage, operate, invest in and stabilize the assets of Great Northern Paper Company, a subsidiary of Great Northern Nekoosa Corporation; and

WHEREAS, Mr. A.D. Correll who was recently named president and chief executive officer of Great Northern Nekoosa Corporation, a subsidiary of Georgia-Pacific Corporation, was among the officers of Georgia-Pacific Corporation making those representations; and

WHEREAS, Mr. Correll, following the agreement by Great Northern Nekoosa Corporation to be acquired by Georgia-Pacific Corporation, gives assurance that, "We will do what we said we will do"; and

WHEREAS, the management of Great Northern Paper Company has proposed to its superior corporate officers a strategic business plan calling for \$2,500,000,000 capital investment in the company's facilities in Millinocket and East Millinocket; and

WHEREAS, the Board of Directors of Great Northern Nekoosa Corporation in 1989 voted to adopt certain components of that strategic business plan, including the development of a lightweight coated paper manufacturing facility in Millinocket; and

WHEREAS, the Legislature finds that investment in new capital facilities, such as a lightweight coated paper mill, as well as in modernization of the existing capital facilities of Great Northern Paper Company, are inestimable social and economic value to the people of this State, particularly Penobscot, Piscataquis, Washington and Aroostook counties; and

WHEREAS, it is the desire of the Legislature to ensure the continuity of economic opportunity and security in northern and eastern Maine; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Fourteenth Legislature in the Second Regular Session, respectfully request and urge the Board of Directors of Great Northern Nekoosa Corporation, a subsidiary of Georgia-Pacific Corporation, to adopt any and all parts of the Great Northern Paper Company's strategic business plan, to proceed with the development, construction and operation of a lightweight coated paper facility in the Town of Millinocket, to preserve and revitalize the Pinkham Lumber Company facilities in Ashland and Portage Lake and to honor all representations and commitments made to the people of Maine; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the chief executive officer of Georgia Pacific Corporation and the chief executive officer of Great Northern Nekoosa Corporation.

Which was READ and ADOPTED.

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

COMMITTEE REPORTS

House

Leave to Withdraw

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

The Committee on TAXATION on Bill "An Act to Amend the Maine State Sales and Use Tax Law"

H.P. 1450 L.D. 2019

Ought to Pass

The Committee on HOUSING AND ECONOMIC DEVELOPMENT on Bill "An Act Regarding Foreign Trade Zones"

H.P. 1662 L.D. 2302

Reported that the same Ought to Pass.

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

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

The Bill TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass As Amended

The Committee on BANKING AND INSURANCE on Bill "An Act to Limit the Role of Rating Organizations in Property and Casualty Rate Making"

H.P. 1627 L.D. 2249

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-905).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-905).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-905) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Senate

Ought to Pass As Amended

Senator TITCOMB for the Committee on AGING, RETIREMENT AND VETERANS on Bill "An Act to Clarify the Definition of Earnable Compensation in the Maine State Retirement System Laws"

S.P. 908 L.D. 2311

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-581).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-581) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

SECOND READERS

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

House As Amended

Bill "An Act Concerning Educational Enhancement"

H.P. 762 L.D. 1066

(C "B" H-896)

Bill "An Act to Strengthen and Fund Organic Food Certification in Maine"

H.P. 1437 L.D. 2007

(C "A" H-895)

Bill "An Act to Amend the Law on Intermediate Sanctions in Long-term Care Facilities"

H.P. 1661 L.D. 2301

(C "A" H-897)

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

Bill "An Act Regarding Municipal Shellfish Regulations"

H.P. 1533 L.D. 2118

(S "A" S-579 to C "A" H-887)

Which was READ A SECOND TIME.

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Cahill.



Senator CAHILL: Thank you Mr. President. Ladies and Gentlemen of the Senate. I'd like to just say a few words about this legislation before it goes along its way or doesn't go along its way, whichever the case may be. L.D. 2118 is a Bill that I have watched for a long time in this Legislature. It is something that is sort of an issue that gets muddy occasionally, if you will. It's regarding two-inch clams and I do recognize all the work that the Marine Resources Committee has done on this issue. I served on that Committee on various occasions and I know that this issue is one on the surface, if you will, of that Committee.

But, I am, in seriousness, opposed to this legislation for a couple reasons. First of all, I recognize that the current law, as it is, is unenforceable and I think the Committee on Marine Resources did their best to try to help the enforcement of this legislation by requiring identification tags. I understand that and I agree with that.

The part that I do not agree with removes the 10% tolerance. Currently, if you're a commercial clam digger, the container of clams you dig is allowed to contain 10% or less number of two-inch clams. This is a conservation measure and I'm not debating the merits of the conservation of two-inch clams because anyone who represents the coast, if there were fifteen of us here that represent the coast, we'd get fifteen different opinions regarding the two-inch clam. What I am opposed to is taking the tolerance off from this legislation.

Currently you can have 10% of two-inch clams. What this Bill would do, if enacted, is to take the tolerance off, so that if a clam digger is out in the clam flats and possesses one two-inch clam, he would be subject to a fine. I realize this is a hard piece of legislation to enforce, a hard law, currently, to enforce, but I'm thinking of the clam digger. If any of you have ever been out on the clam flats and dug clams, it's probably one of the most difficult occupations you could ever imagine. Those people are very dedicated people. They go out in all kinds of weather, cold weather, hot weather, they're out on those clam flats. I think, to subject these people to no tolerance is an undue hardship in that industry. Thank you, and I request a Division.

Senator CAHILL of Sagadahoc requested a Division.

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

Senator BRANNIGAN: Thank you Mr. President. Ladies and Gentlemen of the Senate. First of all, the amendment I put on yesterday would delay the effect of the part of the Bill that deals with tolerance, which has just been debated, until after the next session of the Legislature so that it can be more fully debated and more fully accepted or rejected. But, it is true that we have done away with the tolerance starting a year and a half from now.

There are tolerance rules in all laws and tolerance is a word very closely related to prudence. If we drive over 65 miles an hour, if we drive 66, technically, there is no tolerance, we could be arrested. We are not. There is no tolerance for short lobsters. If you have one lobster over the limit, you could be arrested, you probably will not be. Tolerance is allowed by the enforcer, by the judge, by whoever else is dealing with this and so, now we have a law that says clams have a tolerance of 10%.

So really the tolerance is up to 10% and after that, what if it's 11%? What if you have one clam beyond the 10%? Wardens tell us they will not arrest

anyone unless they go to about 16% or 18%. So, we just decided the best way to deal with this problem was to deal with it the way we do with all other types of enforcement, we leave the tolerance, or the prudence, up to the enforcer, the judge, the warden and we did away, in this law, with a 10% tolerance.

However, because it was not in the original Bill, I put an amendment on yesterday that would delay this until 91 days after the First Session of the 115th Legislature so that it could be more fully debated in the next session. I would recommend that we pass this along and see how it fares. Thank you very much.

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Cahill.

Senator CAHILL: Thank you Mr. President. Ladies and Gentlemen of the Senate. Briefly, the gentlemen is right when he speaks about there being no tolerance in short lobsters and I understand that and agree with that, but if you've ever watched a clam digger dig clams, their hands move faster than you could ever possibly imagine. I'm sure they can tell, most often, if a clam, when it appears on the surface of the mud, violates the two-inch clam law or if it doesn't violate a two-inch clam law. To make those people put every single clam through that ring is to me just adding undue and unnecessary burden to the clam diggers. I really fear that if we start fooling with this law and changing this law from what it currently is, I feel that many clambers are just going to stop digging clams in this state.

I know that, for several years, I was in the restaurant business and the name of our restaurant was "Steamers" and we sold steamed clams, obviously, and the clam diggers, at that point, had a terrible problem with the clams. Since I've been in that restaurant business, I've seen the cost of clams absolutely escalate. They've quadrupled in the last several years. I think a lot of it is supply and demand and the supply is just not available like it used to be. I think a lot of it comes from this law and I just don't want to see that industry leave the state of Maine. Thank you.

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

Senator DILLENBACK: Thank you Mr. President. Ladies and Gentlemen of the Senate. I think I started the whole problem several years ago when we put in the two-inch clam law. People from Harpswell asked for the two-inch clam law and then the Committee took it over and the meetings went all over the state. You could debate this for hours. I think the problem is enforcement. If you have a tolerance, who is going to go and count fifty bushels of clams to see if there's a 10% tolerance there? That's the problem and that's what they've had to do. I think the amendments a good one and I think probably you should pass it.

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

Senator WEBSTER: Thank you Mr. President. Ladies and Gentlemen of the Senate. I'd like to let the Senate know that I enjoy steamed clams. I'm an expert on clams. Actually, I wanted to ask a question.

My understanding on the current law when it comes to, like, truck drivers, I have a lot of truck drivers in my district, people who haul logs and pulpwood, is, and somebody on the Transportation Committee could tell me, that there's a 10% tolerance there under hauling forest products and the reason behind that has the same logic to me. I don't know anything about clams, but, obviously, the person who is loading the truck with logs would have no way of knowing if he had exactly 50,000 pounds or 55,000. I

think that's the reason for the 10% tolerance. What makes sense to me is maybe the clam diggers ought to have the same kind of law. I guess I would like to know whether we still have that 10% tolerance on forest products. Thank you.

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

Senator CLARK: Thank you Mr. President. Ladies and Gentlemen of the Senate. An issue dealing with harvesting along Maine's coast always brings an interesting array of Maine Senators to their feet. In addition to that, or perhaps, complementing that, are the remarks like, "I can't debate this issue because my hands are clammy" and "There is no such thing as a two-inch truck." Somehow or rather, we have left the coast and we are now moving into Maine's Western mountains.

It's interesting how often the good Senator from Cumberland, Senator Dillenback, and I agree. For once again, he's distinctly on target. We have a law which is designed to preserve a marine resource which provides a livelihood for a vast number of Maine citizens and, by the way, it's a pretty good livelihood, and, indeed, they do earn their money. That resource is in danger of extinction and overharvesting and that's before the two-inch clam law and before conservation along the coast. It is along mid-coast Maine, precisely along mid-coast Maine, where the best conservation measures are being taken and people from down east and down south come to Maine's mid-coast to harvest the shellfish. The two-inch clam law is, in fact, law and it works.

There was and continues to be a tolerance of 10%, but it's difficult to enforce and our enforcement officials, our local shellfish wardens and Maine's marine wardens have something better to do with their lives and their enforcement abilities than to sit hour after hour after hour, as was graphically displayed recently in a recent edition of The Times Record, which is a mid-coast Maine newspaper, southern mid-coast Maine newspaper, attempting to enforce a law by counting precisely the number of clams harvested and doing the simple math which involves the violations and seeing if they come within or outside of the 10% tolerance.

I compliment the good Senate Chair of the Committee on Marine Resources, Senator Brannigan of Cumberland, for adding the amendment which will certainly raise the awareness of those people most closely associated with shellfish harvesting, the clammers themselves, who, upon hearing of the elimination of this, as deemed wise by the Joint Standing Committee on Marine Resources at a public hearing that was attended by clam wardens and conservation people from not only southern Maine but southern mid-coast Maine which, in fact, may have included some of the area covered by the good Senator from Sagadahoc, Senator Cahill, for it is in that area of Harpswell, Georgetown, Phippsburg and West Bath and Brunswick that have been lauded with the best conservation area for clams in the state of Maine. It is because of that delay in implementation that I continue to support the Committee's action and hope that you also will do that this afternoon. Thank you, Mr. President.

At the Request of Senator CAHILL of Sagadahoc, a Division was had. 21 Senators having voted in the affirmative and 8 Senators having voted in the negative, this Bill was PASSED TO BE ENGROSSED AS AMENDED, in NON-CONCURRENCE.

Sent down for concurrence.

Off Record Remarks

ORDERS OF THE DAY

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

Bill "An Act to Amend the Maine Human Rights Act with Regard to Housing Discrimination on the Basis of Handicap"

H.P. 1542 L.D. 2127  
(C "A" H-868)

Tabled - March 13, 1990, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENGROSSED AS AMENDED, in concurrence

(In Senate, March 12, 1990, READ A SECOND TIME.)

(In House, March 8, 1990, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-868).)

On motion by Senator DUTREMBLE of York, the Senate SUSPENDED THE RULES.

On further motion by same Senator, the Senate RECONSIDERED whereby it ADOPTED Committee Amendment "A" (H-868).

On further motion by same Senator, Senate Amendment "A" (S-580) to Committee Amendment "A" ((H-868) READ and ADOPTED.

Committee Amendment "A" (H-868), as Amended by Senate Amendment "A" (S-580) thereto, ADOPTED in NON-CONCURRENCE.

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

Sent down for concurrence.

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

SENATE REPORTS - from the Committee on TAXATION on Bill "An Act to Repeal the Homestead Exemption" (Emergency)

S.P. 829 L.D. 2137

Majority - Ought to Pass.

Minority - Ought Not to Pass.

Tabled - March 13, 1990, by Senator CLARK of Cumberland.

Pending - Motion of Senator BALDACCI of Penobscot to ACCEPT the Minority OUGHT NOT TO PASS Report

(In Senate, March 6, 1990, Reports READ.)

On motion by Senator CLARK of Cumberland, Tabled 2 Legislative Days, pending the motion of Senator BALDACCI of Penobscot to ACCEPT the Minority OUGHT NOT TO PASS Report.

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

COMMITTEE REPORTS

Senate

Ought to Pass

Senator PERKINS for the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Resolve, Concerning Reauthorization of the \$15,000,000 Bond Issue for Sewage Treatment, Water Quality Improvement Facilities and Restoration and Cleanup of Oil Contaminated Ground Water and Well Water

S.P. 941 L.D. 2379

Reported that the same Ought to Pass.

Which Report was READ and ACCEPTED.

The Resolve READ ONCE.

The Resolve TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass As Amended

Senator ERWIN for the Committee on ENERGY AND NATURAL RESOURCES on Bill "An Act Regarding Resource Protection Zones within Shoreland Zoning Areas"

S.P. 765 L.D. 1990

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-582). Which Report was READ and ACCEPTED. The Bill READ ONCE. Committee Amendment "A" (S-582) READ and ADOPTED. The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

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

COMMUNICATIONS

The Following Communication:  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
COMMITTEE ON MARINE RESOURCES  
March 14, 1990

The Honorable Charles P. Pray  
President of the Senate of Maine  
State House  
Augusta, Maine 04333  
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 114th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Jeffrey Howard Kaelin of Winterport, for reappointment to the Marine Resources Advisory Council.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Senators 3  
Representatives 9  
NAYS: 0  
ABSENT: 1 Representative Constantine of Bar Harbor

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Jeffrey Howard Kaelin of Winterport, for reappointment to the Marine Resources Advisory Council be confirmed.

Sincerely,  
S/Senator Joseph C. Brannigan S/Rep. James Mitchell  
Senate Chair House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on Marine Resources has recommended the nomination of Jeffrey Howard Kaelin of Winterport be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on Marine Resources be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 114th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None  
NAYS: Senators BALDACCI, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ERWIN, ESTES, ESTY, GAUVREAU, GILL, GOULD, HOBBSINS, HOLLOWAY, KANY, LUDWIG, MATTHEWS, PEARSON, RANDALL, THERIAULT, TITCOMB, TWITCHELL, WEBSTER,

WEYMOUTH, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators ANDREWS, BERUBE, PERKINS  
No Senators having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Jeffrey Howard Kaelin, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

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

COMMUNICATIONS

The Following Communication:  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
COMMITTEE ON MARINE RESOURCES  
March 14, 1990

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

Please be advised that Governor John R. McKernan, Jr. has nominated Edward M. Williams of Cape Elizabeth for appointment to the Higher Education Students Financial Assistance Board.

Pursuant to P.L. 1989, Chapter 598, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.

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

Which was READ and REFERRED to the Committee on EDUCATION.

Sent down for concurrence.

Senate at Ease

Senate called to order by the President.

The Following Communication: S.P. 967  
114TH MAINE LEGISLATURE  
March 14, 1990

Senator Judy C. Kany  
Rep. Michael H. Michaud  
Chairpersons  
Joint Standing Committee on Energy and Natural Resources  
114th Legislature  
Augusta, Maine 04333  
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Dr. Thomas E. Eastler of Farmington for reappointment to the Low-Level Radioactive Waste Authority.

Pursuant to Title 38, MRSA Section 1511, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

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

Which was READ and REFERRED to the Committee on ENERGY AND NATURAL RESOURCES.  
Sent down for concurrence.

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

ORDERS

Joint Order

On motion by Senator DILLENBACK of Cumberland the following Joint Order: S.P. 968

ORDERED, the House concurring, that Bill, "An Act Allowing the Yarmouth Water District to Acquire the Assets and Liabilities of the North Yarmouth Water District," H.P. 1665, L.D. 2305, and all its accompanying papers be recalled from the Governor's desk to the Senate.

Which was READ and PASSED.  
Sent down for concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Amending the Laws Governing the Maine Environmental Protection Fund" (Emergency) H.P. 1764 L.D. 2432

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

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

Off Record Remarks

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

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

Off Record Remarks

Senate at Ease

Senate called to order by the President.

On motion by Senator GAUVREAU of Androscoggin, ADJOURNED until Thursday, March 15, 1990, at 8:30 in the morning.

ONE HUNDRED AND FOURTEENTH MAINE LEGISLATURE  
SECOND REGULAR SESSION  
33rd Legislative Day  
Thursday, March 15, 1990

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

Prayer by Reverend Trueman Bray, Penney Memorial United Baptist Church, Augusta.

The Journal of Wednesday, March 14, 1990, was read and approved.

Quorum call was held.

PAPERS FROM THE SENATE

The following Communication:

Maine State Senate  
Augusta, Maine 04333

March 14, 1990

The Honorable John L. Martin  
Speaker of the House  
114th Legislature  
Augusta, Maine 04333

Dear Speaker Martin:

In accordance with Joint Rule 38, please be advised that the Senate today confirmed the following: Upon the recommendation of the Joint Standing Committee on Energy and Natural Resources:

Toby B. Hammond of Naples for appointment to the Citizens' Forestry Advisory Council.

Charles E. Hewett of South Casco for appointment to the Citizens' Forestry Advisory Council.

Wallace H. Jeffrey of Hampden for appointment to the Citizens' Forestry Advisory Council.

Robert V. Withrow of Dixfield for appointment to the Citizens' Forestry Advisory Council.

Sincerely,  
S/Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

The following Communication:

Maine State Senate  
Augusta, Maine 04333

March 14, 1990

The Honorable John L. Martin  
Speaker of the House  
114th Legislature  
Augusta, Maine 04333

Dear Speaker Martin:

In accordance with Joint Rule 38, please be advised that the Senate today confirmed the following: Upon the recommendation of the Joint Standing Committee on Marine Resources:

Jeffrey Howard Kaelin of Winterport for reappointment to the Marine Resources Advisory Council.

Sincerely,  
S/Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

The following Joint Resolution: (S.P. 961)  
JOINT RESOLUTION EXPRESSING THE SENTIMENT OF THE LEGISLATURE CONCERNING THE CONTINUITY OF ECONOMIC OPPORTUNITY IN REGIONS OF THE STATE AFFECTED BY THE COMBINING OF GEORGIA-PACIFIC CORPORATION AND GREAT NORTHERN NEKOOSA CORPORATION

WHEREAS, Georgia-Pacific Corporation and Great Northern Nekoosa Corporation are major employers in and contributors to the economic vitality of Maine's forest products industry; and