

MAINE STATE LEGISLATURE

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

VOLUME V

SECOND REGULAR SESSION
March 20, 1990 to April 14, 1990
Index

HOUSE & SENATE LEGISLATIVE SENTIMENTS
December 7, 1988 to April 14, 1990

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

In Senate Chamber
 Monday
 April 9, 1990

Senate called to Order by the President.

competitive but at least try to keep the employees that you have. If you can do it by retraining them on the same level that you are going to retrain people from outside of the state, then you ought to do it. That is all it says. You can try to paint it different ways, but we are trying to provide a little protection for our greatest asset that we have in the State of Maine and that is our workers and not have people come in from outside of the state and take over those jobs.

On motion of Representative Gwadosky of Fairfield, tabled pending the motion of Representative Ruhlin of Brewer that L.D. 2306 and all its accompanying papers be indefinitely postponed and later today assigned.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

The following item appearing on Supplement No. 3 was taken up out of order by unanimous consent:

PAPER FROM THE SENATE
 Divided Report

Majority Report of the Committee on Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (S-682) on Bill "An Act to Correct Errors and Inconsistencies in the Laws of Maine" (EMERGENCY) (S.P. 927) (L.D. 2345)

Signed:

Senators: HOBBS of York
 GAUVREAU of Androscoggin
 Representatives: PARADIS of Augusta
 CONLEY of Portland
 STEVENS of Bangor
 ANTHONY of South Portland
 FARNSWORTH of Hallowell
 COTE of Auburn

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Signed:

Senator: HOLLOWAY of Lincoln
 Representatives: RICHARDS of Hampden
 HASTINGS of Fryeburg
 MacBRIDE of Presque Isle
 HANLEY of Paris

Came from the Senate with the Majority "Ought to Pass" as amended Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (S-682).

Reports were read.

Subsequently, the Majority "Ought to Pass" Report was read and accepted, the Bill read once.

Committee Amendment "A" (S-682) was read by the Clerk and adopted.

Pursuant to Joint Rule 20, tabled pending second reading and especially assigned for Tuesday, April 10, 1990.

On motion of Representative Cote of Auburn, Adjourned until Tuesday, April 10, 1990, at ten o'clock in the morning.

Prayer by Reverend Dr. William Doughty, Jr. of the Pineland Center in Pownal.

REVEREND DR. WILLIAM DOUGHTY, JR.: Honorable members of the Senate. I have been granted just two minutes of your valuable time. Please allow me to thank Senator Nancy Clark for suggesting my name, and also please accept my invitation to visit me at Pineland Center, where I serve as Chief of Volunteer Services. You are always welcome to drop in whenever you are in the area. If you like, I will come to you, and bring you my slide presentation of Pineland, past, present, and future.

Let us pray. Gracious Creature of the Universe, God of compassion, honor, and good will. As we gather here on the eve of the great spiritual moments of history, the passover of the Jewish faith, and the Holy Week of the Christian, we call upon you to send down Your vibrant Holy Spirit, to enter into the hearts and minds of these, our elected Senators and their staffs.

In the noble tradition of the native American, let Your great Spirit speak to the highest level of human ethic, living in each person here present. Guide the deliberation of this day and all coming days with Your hand of mercy and justice. Bring, we pray, a sense of willingness to negotiate and compromise to all who enter into the debates that will determine the future of our great and beloved State of Maine. Open new vistas of thought that will enable these, our lawmakers, to see the future so clearly, that their decisions will be hailed as inspired by generations yet to come.

During this election year, raise the standard of ethical behavior and political rhetoric to a level of honesty and clarity never equaled before. Bless, strengthen, and protect these good people as they go about the business of government. Bring healing to body and mind and soul and every individual and their family, so that peace and concur will prevail throughout our cities and towns. Return us to the prosperity of our past as we face the future together. All this we pray this in humility, as servants of the people, under Your will. Amen.

Reading of the Journal of Saturday, April 7, 1990.

Off Record Remarks

COMMUNICATIONS

The Following Communication:
 STATE OF MAINE
 HOUSE OF REPRESENTATIVES
 AUGUSTA 04333

April 7, 1990

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 failed to enact An Act to Authorize

Franklin County to Acquire a Parcel of Land in Coburn Gore (EMERGENCY) (S.P. 969) (L.D. 2436) (C "A" S-653).

Sincerely,
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 to Reduce Toxics Use, Toxics Release and Hazardous Waste Generation

H.P. 1583 L.D. 2192
(C "A" H-1082)

Senator LUDWIG of Aroostook moved to INDEFINITELY POSTPONE the Bill and Accompanying Papers.

On further motion by same Senator, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

Senate at Ease

Senate called to order by the President.

Senator LUDWIG of Aroostook requested and received Leave of the Senate to withdraw her motion to INDEFINITELY POSTPONE the Bill and Accompanying Papers.

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

Senator BALDACCI: Thank you Mr. President. Ladies and Gentlemen of the Senate. A Parliamentary inquiry, would it be appropriate to speak before making the motion to explain why or not.

THE PRESIDENT: The Chair would advise the Senator that in response to his inquiry that Tabling motions are not debatable, nor are Suspension of Rules motions debatable. The Chair recognizes the Senator from Penobscot, Senator Baldacci.

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

Senator BALDACCI: Thank you Mr. President. Ladies and Gentlemen of the Senate. The issue here is because of a fluke last Saturday, and not being here when the issue was taken up, I was not afforded an opportunity, and probably people were not aware of it, to present what I felt to be an alternate proposal that I would like to have this Chamber review. Because of that procedure that did occur, I did not have that ability. What I will be trying to do is get into the position so that I would be able to offer that Amendment to this Body for it's review, and whatever it decides is fine. Thank you Mr. President.

On motion by Senator BALDACCI of Penobscot, the Senate SUSPENDED THE RULES.

The same Senator further moved the Senate RECONSIDER whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED.

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

Senator KANY: Thank you Mr. President. Ladies and Gentlemen of the Senate. I did not object to Suspension of the Rules. Just out of courtesy to the gentlemen from Penobscot, Senator Baldacci, but I do object to the motion to Reconsider.

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

Senator CLARK: Thank you Mr. President. Ladies and Gentlemen of the Senate. I would ask that we would extend to the Senator from Penobscot, the

courtesy of allowing this Bill to be Reconsidered, because, in fact, the fault rests with me.

Last Saturday morning, knowing he was going to be about five minutes late, Senator Baldacci did call the Majority Office and notified me of his potential lateness, which I duly recorded, and didn't connect this Bill with his lateness. By the time he arrived, which was exactly five minutes late, we had already dispensed with the Bill, Passed it to be Engrossed, and sent it off Forthwith. And so for that reason, as we have consistently throughout our Legislative Session, and our dealings with one another in this 114th Legislature, I would hope that we would continue to be courteous to our colleagues.

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

Senator DUTREMBLE: Thank you Mr. President. Ladies and Gentlemen of the Senate. I would like to pose a question to anyone who cares to answer. I, too, would like to have anything Reconsidered, especially when someone hasn't had a chance to present their Amendment, especially if it was done in a way that a person wasn't ready for it or wasn't here for it. The question that I have, is the Amendment ready?

THE PRESIDENT: The Senator from York, Senator Dutremble, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Penobscot, Senator Baldacci.

Senator BALDACCI: Thank you Mr. President. Ladies and Gentlemen of the Senate. To answer the question of the good Senator from York, Senator Dutremble, the Amendment is being drafted by the Revisor of the Statutes Office. Right now.

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

Senator KANY: Thank you Mr. President. Ladies and Gentlemen of the Senate. I do recall that Senator Baldacci of Penobscot, already offered an Amendment to this Bill, and I would like to know the difference between the Amendment which was offered, which really gutted the Bill, and this one?

THE PRESIDENT: The Chair would advise the Senator that the Amendment is presently not before us so would not necessarily be debatable. The Chair recognizes the Senator from Kennebec, Senator Kany.

Senator KANY: Thank you Mr. President. Ladies and Gentlemen of the Senate. Because of the circumstances, I too will go along with the motion to reconsider. But I really don't like it.

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

Senator BALDACCI: Thank you Mr. President. Ladies and Gentlemen of the Senate. Just to answer some of the concerns of some of the people in the Chamber, this proposal is very much different than the proposal that was offered. This is my Amendment to this Bill.

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

Senator DUTREMBLE: Thank you Mr. President. Ladies and Gentlemen of the Senate. I guess the only point that I have to make is, if what happened last Saturday, if a person said he didn't get here on time to offer an Amendment, why isn't that Amendment ready now? I think that the rest of us would like to get out of here by Thursday, and I suppose that all of us could come up with thousands of Amendments between now and whenever to try to kill a Bill. I would just hope that if we say that we have an Amendment that was supposed to be ready last Saturday, why isn't it here? I would hope that if we were going to say those things, let's have them ready!

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

Senator BALDACCI: Mr. President.

THE PRESIDENT: The Chair would advise the Senator the Tabling motion is not debatable.

Senator BALDACCI: Mr. President. I am not debating the Tabling Motion.

THE PRESIDENT: The Senator is allowed to ask for a Division.

Senator BALDACCI: Mr. President, I would request unanimous consent to very briefly address the Senate off the Record.

THE PRESIDENT: The Chair would advise the Senate, that the request for unanimous consent, in an attempt to subvert the Rules, would be a violation of those Rules. If the attempt to request unanimous consent to address the Senate either on or off the Record for purpose of debating a Tabling Motion, thus, would be in violation of the Rules. If the Senator desires unanimous consent for other reasons, than that may be granted. The Chair recognizes the Senator from Penobscot, Senator Baldacci.

Senator BALDACCI of Penobscot requested and received Leave of the Senate to withdraw his motion to address the Senate off the Record.

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

ORDERS OF THE DAY
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 (4/5/90) Assigned matter:

Bill, "An Act to Promote Economic Development"
S.P. 907 L.D. 2306

Tabled - April 5, 1990, by Senator CLARK of Cumberland.

Pending - ADOPTION of Committee Amendment "A" (S-628) as Amended by Senate Amendment "C" (S-655) thereto (Roll Call Ordered)

(In Senate, April 5, 1990, Committee Amendment "A" READ and ADOPTED. Subsequently, RECONSIDERED ADOPTION of Committee Amendment "A" (S-628). Senate Amendment "C" (S-655) to Committee Amendment "A" (S-628) READ and ADOPTED.)

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

Committee Amendment "A" (S-628), as Amended by Senate Amendment "C" (S-655) thereto, ADOPTED.

Which was, 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 Later (4/6/90) Assigned matter:

NOMINATION - of Robert A. Moore of Falmouth for appointment to the Maine Maritime Academy Board of Trustees.

Tabled - April 6, 1990, by Senator CLARK of Cumberland.

Pending - CONSIDERATION

(In Senate, April 6, 1990, Communication from the Committee on EDUCATION READ and ORDERED PLACED ON FILE.)

On motion by Senator CLARK of Cumberland, Tabled Unassigned, pending CONSIDERATION.

The Chair laid before the Senate the Tabled and Later (4/7/90) Assigned matter:

Bill "An Act to Establish the Department of Child and Family Services"

H.P. 1199 L.D. 1666
(H "A" H-1008; S "B" S-672 to C "C" H-820)

Tabled - April 7, 1990, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENGROSSED AS AMENDED in NON-CONCURRENCE (Roll Call Ordered)

(In House, April 5, 1990, PASSED TO BE ENACTED.)

(In Senate, April 6, 1990, RECONSIDERED PASSAGE TO BE ENGROSSED AS AMENDED. RECONSIDERED ADOPTION of Committee Amendment "C" (H-820) as Amended by House Amendment "A" (H-1008) thereto. Senate Amendment "B" (S-672) to Committee Amendment "C" (H-820) READ and ADOPTED. Committee Amendment "C" (H-820) as Amended by House Amendment "A" (H-1008) and Senate Amendment "B" (S-672) thereto, ADOPTED in NON-CONCURRENCE.)

Senate at Ease

Senate called to order by the President.

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

The Chair laid before the Senate the Tabled and Later (4/7/90) Assigned matter:

An Act to Provide Tax Amnesty and Necessary Administrative Support to the Bureau of Taxation
H.P. 1731 L.D. 2390
(C "A" H-1093)

Tabled - April 7, 1990, by Senator CLARK of Cumberland.

Pending - ENACTMENT

(In Senate, April 6, 1990, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1093), in concurrence.)

(In House, April 7, 1990, PASSED TO BE ENACTED.)

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

Senator ANDREWS: Thank you Mr. President. Ladies and Gentlemen of the Senate. Just when you thought it was safe to return to the Legislature, I have just learned that the revenue projection for L.D. 2390 is incorrect. We are, as you know, dealing with a \$210 million shortfall due to a miscalculation or projection of revenue, and we have learned that the miscalculation was based upon a down turn in the economy, and among the various items that we have had to deal with and swallow as a Legislature, is L.D. 2390, An Act to Provide Tax Amnesty. The reason we have been asked to swallow it is because it would help generate to offset this \$210 million shortfall, or at least be a piece of, and this was going to be a major piece of that effort to eliminate that \$210 million shortfall.

Ladies and Gentlemen of the Senate, I have learned just a few minutes ago that the projections on how much is going to be generated on this Bill are incorrect, they also have been miscalculated. They also have been underestimated, and we are going to have to go back to the drawing board to find out exactly how much money will be generated by this

Bill, and we are all going to have to make new calculations as a result.

I am frankly getting tired of this, and I would ask that someone please Table this Bill 1 Legislative Day.

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

Senate at Ease

Senate called to order by the President.

The Chair laid before the Senate the Tabled and Later (4/7/90) Assigned matter:

Emergency

An Act to Provide Funds for the Maine Solid Waste Management Fund

H.P. 1821 L.D. 2494

Tabled - April 7, 1990, by Senator CLARK of Cumberland.

Pending - ENACTMENT
(In Senate, April 6, 1990, PASSED TO BE ENGROSSED, in concurrence.)

(In House, April 7, 1990, PASSED TO BE ENACTED.)

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

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

Emergency Resolve

Resolve, for Laying of the County Taxes and Authorizing Expenditures of York County for the Year 1990

H.P. 1822 L.D. 2495

Tabled - April 7, 1990, by Senator DUTREMBLE of York.

Pending - FINAL PASSAGE
(In House, April 7, 1990, FINALLY PASSED.)
(In Senate, April 7, 1990, PASSED TO BE ENGROSSED, in concurrence.)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with 3 Senators having voted in the 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.

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

Bill "An Act to Establish a Five-year Medical Liability Demonstration Project"

S.P. 782 L.D. 2023

Tabled - April 7, 1990, by Senator CLARK of Cumberland.

Pending - FURTHER CONSIDERATION
(Reported pursuant to Joint Rule 13.)
(In Senate, April 5, 1990, Bill and Accompanying Papers RECOMMITTED to the Committee on JUDICIARY.)

(In House, April 6, 1990, Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.)

On motion by Senator CLARK of Cumberland, Tabled Unassigned, pending FURTHER CONSIDERATION.

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 Maine's Underground Oil Storage Law

S.P. 632 L.D. 1725

(H "A" H-1071 to C "A" S-633)

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:

COMMITTEE REPORTS

Senate

Divided Report

The Majority of the Committee on JUDICIARY on Bill "An Act to Correct Errors and Inconsistencies in the Laws of Maine" (Emergency)

S.P. 927 L.D. 2345

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-682).

Signed:

Senators:

HOBBINS of York
GAUVREAU of Androscoggin

Representatives:

PARADIS of Augusta
CONLEY of Portland
STEVENS of Bangor
ANTHONY of South Portland
FARNSWORTH of Hallowell
COTE of Auburn

The Minority of the same Committee on the same subject reported that the same Ought Not to Pass.

Signed:

Senator:

HOLLOWAY of Lincoln

Representatives:

RICHARDS of Hampden
HASTINGS of Fryeburg
MACBRIDE of Presque Isle
HANLEY of South Paris

Which Reports were READ.

Senator HOBBINS of York moved to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report.

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

Senator WEBSTER: Thank you Mr. President. Ladies and Gentlemen of the Senate. I would like to pose a question to Senator Hobbins. Would he please explain to the Body the significance of this legislation. The Chair recognizes the Senator from York, Senator Hobbins.

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

Senator HOBBINS: Thank you Mr. President. Ladies and Gentlemen of the Senate. The Senator from Franklin, Senator Webster, asked me a question concerning the significance of this Errors and Inconsistencies Bill.

Quite frankly, the way I have been feeling lately, I feel as the Minority of the Bill, those who signed reported that we vote this Bill Ought Not to Pass. Let me explain to you the reason for their signatures. I believe it is a matter of civil disobedience on the part of the Minority Members of

our Committee. Obviously, I respect their significant tokenism, however, the responsible thing to do, obviously, is to support the Ought to Pass Report.

The Errors and Consistencies Bill, as you know, in my first dealings with the Maine Legislature, sometimes was used and abused as a mechanism to utilize the system. However, during my tenor as the Senate Chair of the Committee, and I believe during the past several terms of this particular Legislative Body, the Errors Bill has been a positive, useful tool, in order to insure legislative economy, and insuring those matters which have been inadvertently omitted from statutes have been included. In those errors and those inconsistencies with our statutes have been provided for thought a cogent review by the Judiciary Committee. But, I do understand and respect the Minority Members of my Committee for their tokenism of civil disobedience.

On motion by Senator HOBBS of York, the Majority OUGHT TO PASS AS AMENDED Report was ACCEPTED. The Bill READ ONCE.

Committee Amendment "A" (S-682) READ and ADOPTED. Which was, under suspension of the Rules READ A SECOND TIME.

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

Senator KANY: Mr. President. Ladies and Gentlemen of the Senate. I am having an Amendment drafted, and would like to offer it to the Committee Amendment, so I am hoping that we do not have our Second Reading at this time.

Senate at Ease
Senate called to order by the President.

Which was PASSED TO BE ENGROSSED, as Amended. 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
House Papers

Resolve, to Reimburse Certain Municipalities on Account of Taxes Lost Due to Lands Being Classified Under the Tree Growth Tax Law (Emergency)
H.P. 1823 L.D. 2496

Committee on TAXATION suggested and ORDERED PRINTED.

Comes from the House, under suspension of the Rules. READ TWICE and PASSED TO BE ENGROSSED, without reference to a Committee.

Which was, under suspension of the Rules, READ TWICE and PASSED TO BE ENGROSSED, without reference to a Committee, and ORDERED PRINTED, in concurrence.

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

ORDERS OF THE DAY

On motion by Senator CLARK of Cumberland, the Senate removed from the Unassigned Table the following:

Resolve, to Establish the Commission to Study the Harness Racing Industry (Emergency)
S.P. 781 L.D. 2022
(C "A" S-556)

Tabled - March 8, 1990, by Senator CLARK of Cumberland.

Pending - PASSAGE TO BE ENGROSSED AS AMENDED (In Senate, March 8, 1990, READ A SECOND TIME.)

On motion by Senator CLARK of Cumberland, Bill and Accompanying Papers INDEFINITELY POSTPONED.

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:

COMMUNICATIONS

The Following Communication:

STATE OF MAINE
HOUSE OF REPRESENTATIVES
AUGUSTA 04333

April 6, 1990

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

The Speaker appointed the following conferees to the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Concerning the State Minimum Wage" (H.P. 1646) (L.D. 2279) (C "A" H-1046):

Representative MCHENRY of Madawaska
Representative RUHLIN of Brewer
Representative PARENT of Benton

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:

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 Concerning the State Minimum Wage" H.P. 1646 L.D. 2279

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 MCHENRY of Madawaska
Representative RUHLIN of Brewer
Representative PARENT of Benton

Signed on the part of the Senate:
Senator BUSTIN of Kennebec
Senator DUTREMBLE of York
Senator WHITMORE of Androscoggin

Comes from the House with the Conference Report READ and ACCEPTED.

Which Report was READ.

On motion by Senator DUTREMBLE of York, Tabled until Later in Today's Session, pending ACCEPTANCE of the Report.

Off Record Remarks

ORDERS OF THE DAY

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

An Act to Reduce Toxics Use, Toxics Release and Hazardous Waste Generation

H.P. 1583 L.D. 2192
(C "A" H-1082)

Tabled - April 9, 1990, by Senator CLARK of Cumberland.

Pending - motion of Senator BALDACCI of Penobscot to RECONSIDER PASSAGE TO BE ENGROSSED AS AMENDED.

(In Senate, April 7, 1990, PASSED TO BE ENGROSSED AS AMENDED; in concurrence.)

(In House, April 7, 1990, PASSED TO BE ENACTED).

(In Senate, April 9, 1990, RULES SUSPENDED for purpose of Reconsideration.)

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending motion of Senator BALDACCI of Penobscot to RECONSIDER PASSAGE TO BE ENGROSSED AS AMENDED.

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

COMMITTEE OF CONFERENCE REPORT - on Bill "An Act Concerning the State Minimum Wage"

H.P. 1646 L.D. 2279

Report: Unable to Agree

Tabled - April 9, 1990, by Senator Dutremble of York.

Pending - ACCEPTANCE

(In Senate, April 9, 1990, Committee of Conference Report, READ.)

(In House, April 7, 1990, Committee of Conference Report READ and ACCEPTED.)

On motion by Senator DUTREMBLE of York, Tabled 1 Legislative Day, pending ACCEPTANCE.

Off Record Remarks

On motion by Senator TWITCHELL of Oxford, ADJOURNED until Tuesday, April 10, 1990, at 10:00 in the morning.

ONE HUNDRED AND FOURTEENTH MAINE LEGISLATURE
SECOND REGULAR SESSION

47th Legislative Day

Tuesday, April 10, 1990

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

Prayer by Reverend Cecil Jones, Federated Church of Norridgewock.

The Journal of Monday, April 9, 1990, was read and approved.

Quorum call was held.

At this point, the Speaker appointed Representative McGowan of Canaan to act as Speaker pro tem.

The House was called to order by the Speaker pro tem.

PAPER FROM THE SENATE

Ought to Pass as Amended

Report of the Committee on Agriculture reporting "Ought to Pass" as Amended by Committee Amendment "A" (S-556) on Resolve, to Establish the Commission to Study the Harness Racing Industry (EMERGENCY) (S.P. 781) (L.D. 2022)

Came from the Senate, with the Bill and accompanying papers indefinitely postponed.

Report was read and accepted, the Resolve read once.

Committee Amendment "A" (S-556) was read by the Clerk and adopted.

Under suspension of the rules, the Resolve was read the second time without reference to the Committee on Bills in the Second Reading.

Under further suspension of the rules, the Resolve was passed to be engrossed as amended by Committee Amendment "A" (S-556) in non-concurrence and sent up for concurrence.

ORDERS

On motion of Speaker Martin of Eagle Lake, the following Joint Resolution: (H.P. 1825) (Cosponsors: Representative POULIOT of Lewiston, Senator DUTREMBLE of York and Representative PLOURDE of Biddeford)

JOINT RESOLUTION CONGRATULATING

THE ST. ANDRE HOME, INC. ON THE OCCASION
OF ITS FIFTIETH ANNIVERSARY

WHEREAS, St. Andre Home, Inc. is celebrating fifty years of continuous service to women, rendered in a spirit of compassion and dedication; and

WHEREAS, St. Andre Home was established through the vision and foresight of the Sisters - Servants of the Immaculate Heart of Mary, also known as the Good Shepherd Sisters of Quebec; and

WHEREAS, St. Andre Home originated out of faith and compassionate respect for life at all levels; and

WHEREAS, St. Andre Home provided care to thousands of young women experiencing unplanned pregnancies and women in crisis; and

WHEREAS, St. Andre Home first provided institutional and hospital services at 407 Pool Road in Biddeford from 1940 to 1974; and

WHEREAS, through an Act of the 106th Legislature of the State of Maine funds were appropriated for St. Andre Home to establish residential group homes in Biddeford, Lewiston and Bangor; and

WHEREAS, over the last half century St. Andre Home has facilitated the placement of more than 1,500