

MAINE STATE LEGISLATURE

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

VOLUME I

FIRST REGULAR SESSION

House of Representatives
December 5, 1990 to May 16, 1991

ONE HUNDRED AND FIFTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
14th Legislative Day
Tuesday, February 5, 1991

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

Prayer by Reverend E. Charles Markman, Leeds Community Church.

Pledge of Allegiance.

The Journal of Saturday, February 2, 1991, was read and approved.

COMMUNICATIONS

The following Communication:

DEPARTMENT OF CONSERVATION
STATE HOUSE STATION 22
AUGUSTA, MAINE 04333

February 1, 1991

The Honorable John L. Martin
Speaker of the House
State House Station #2
Augusta, Maine 04333

Dear Speaker Martin:

Pursuant to Chapter 875 of the Public Laws of 1990, I am submitting to the Standing Committee on Appropriations and Financial Affairs a report on funding alternatives for the reconstruction of Churchill Dam in the Allagash Wilderness Waterway. I am pleased to transmit a copy of the report to you.

Sincerely,

S/Herb Hartman
Director

Was Read and Referred to the Committee on Appropriations and Financial Affairs.

**PETITIONS, BILLS AND RESOLVES
REQUIRING REFERENCE**

The following Bills and Resolution were received and, upon the recommendation of the Committee on Reference of Bills, were referred to the following Committees, Ordered Printed and Sent up for Concurrence:

Aging, Retirement and Veterans

Bill "An Act to Extend the Right to Purchase Service Credits to State Employees Who Had Military Service in Grenada or Panama" (H.P. 212) (L.D. 303) (Presented by Representative AULT of Wayne) (Cosponsored by Representative NORTON of Winthrop, Representative STEVENSON of Unity and Representative JALBERT of Lisbon)

Ordered Printed.
Sent up for Concurrence.

Agriculture

Bill "An Act to Amend the Laws Pertaining to Horsemen's Purse Accounts and Racetrack Improvements" (H.P. 246) (L.D. 337) (Presented by Representative TARDY of Palmyra)

Ordered Printed.
Sent up for Concurrence.

Banking and Insurance

Bill "An Act to Amend Qualifying Standards Applicable to Reinsurance Transactions" (H.P. 255) (L.D. 346) (Presented by Representative HASTINGS of Fryeburg) (Cosponsored by Representative RAND of Portland, Senator BRAWN of Knox and Senator THERIAULT of Arrostook) (Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 24.)

Bill "An Act to Amend Certain Provisions of the Laws Relating to Health Insurance" (H.P. 257) (L.D. 348) (Presented by Representative DUFFY of Bangor) (Cosponsored by Representative RUHLIN of Brewer, Senator TITCOMB of Cumberland and Representative MITCHELL of Vassalboro)

Bill "An Act to Require Insurance Coverage for Reconstructive Breast Surgery for Women Who Have Had Mastectomies" (H.P. 230) (L.D. 321) (Presented by Representative PFEIFFER of Brunswick) (Cosponsored by Representative DORE of Auburn, Representative KETOVER of Portland and Representative LARRIVEE of Gorham)

Ordered Printed.
Sent up for Concurrence.

Business Legislation

Bill "An Act to Prohibit Telephone Solicitation in Maine" (H.P. 231) (L.D. 322) (Presented by Representative MELENDY of Rockland) (Cosponsored by Representative LEMKE of Westbrook, Representative STEVENS of Sabattus and Senator SUMMERS of Cumberland)

Bill "An Act to Amend the Laws Pertaining to Car Dealerships" (H.P. 247) (L.D. 338) (Presented by Representative MICHAUD of East Millinocket)

Ordered Printed.
Sent up for Concurrence.

Joint Select Committee on Corrections

Bill "An Act to Develop Additional Resources for Juvenile Corrections Clients" (H.P. 242) (L.D. 333) (Presented by Representative ANTHONY of South Portland) (Cosponsored by Senator BRANNIGAN of Cumberland, Senator BUSTIN of Kennebec and

Representative CARROLL of Gray)

Ordered Printed.
Sent up for Concurrence.

Education

Bill "An Act to Increase the Minimum Age to Enter School" (H.P. 215) (L.D. 306) (Presented by Representative AULT of Wayne)

Bill "An Act to Enhance the Effectiveness of the Quality Incentive Adjustment Allocation" (H.P. 195) (L.D. 286) (Presented by Representative REED of Falmouth)

Bill "An Act to Amend the Student Incentive Scholarship Program" (H.P. 200) (L.D. 291) (Presented by Representative GOODRIDGE of Pittsfield) (Cosponsored by Representative HANDY of Lewiston and Senator ESTES of York)

Bill "An Act to Allow Spouses of School Board Members to Work for the Same School District" (H.P. 235) (L.D. 326) (Presented by Representative CLARK of Millinocket) (Cosponsored by Representative HANDY of Lewiston and Representative OLIVER of Portland)

Bill "An Act to Revise the Composition of the Board of Trustees of the University of Maine System" (H.P. 251) (L.D. 342) (Presented by Representative MAHANY of Easton) (Cosponsored by Representative HANDY of Lewiston, Representative KILKELLY of Wiscasset and Senator McCORMICK of Kennebec)

Ordered Printed.
Sent up for Concurrence.

Energy and Natural Resources

Bill "An Act to Amend Certain Definitions in the Laws Governing Solid Waste" (H.P. 204) (L.D. 295) (Presented by Representative BOUTILIER of Lewiston) (Cosponsored by Representative GOULD of Greenville)

Bill "An Act to Allow Persons with Medical Problems to Purchase Beverages in Aseptic Containers" (EMERGENCY) (H.P. 205) (L.D. 296) (Presented by Representative GRAHAM of Houlton) (Cosponsored by Senator LUDWIG of Aroostook, Representative DUPLESSIS of Old Town and Representative GURNEY of Portland)

Ordered Printed.
Sent up for Concurrence.

Tabled and Assigned

Bill "An Act to Promote Affordable Housing and Comprehensive Planning" (H.P. 206) (L.D. 297) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Senator CLARK of Cumberland)

(The Committee on Reference of Bills had suggested the Committee on **Energy and Natural**

Resources.)

On motion of Representative Jacques of Waterville, tabled pending reference and specially assigned for Wednesday, February 6, 1991.

Energy and Natural Resources

Bill "An Act Regarding Clear-cutting of Wood" (H.P. 211) (L.D. 302) (Presented by Representative ROTONDI of Athens) (Cosponsored by Senator WEBSTER of Franklin)

Bill "An Act to Discourage the Improper Disposal of Tires" (H.P. 240) (L.D. 331) (Presented by Representative FARNSWORTH of Hallowell)

Bill "An Act to Amend the Subdivision Laws within the Jurisdiction of the Maine Land Use Regulation Commission" (H.P. 244) (L.D. 335) (Presented by Representative GOULD of Greenville) (Cosponsored by Representative ANDERSON of Woodland)

Bill "An Act Concerning Commercial Landfill Facilities" (H.P. 249) (L.D. 340) (Presented by Representative HANLEY of Paris)

Bill "An Act to Facilitate Municipal Road Reconstruction" (H.P. 252) (L.D. 343) (Presented by Representative LORD of Waterboro) (Cosponsored by Representative BAILEY of Farmington)

Ordered Printed.
Sent up for Concurrence.

Human Resources

Bill "An Act to Provide Funding for Certain Dual Diagnosis Treatment Services" (H.P. 197) (L.D. 288) (Presented by Representative MANNING of Portland)

Bill "An Act Concerning Postsecondary Student Immunization Requirements" (H.P. 198) (L.D. 289) (Presented by Representative MANNING of Portland) (Cosponsored by Senator BOST of Penobscot, Representative PENDLETON of Scarborough and Representative DUPLESSIS of Old Town)

Ordered Printed.
Sent up for Concurrence.

Taxation

Bill "An Act to Increase Eligibility for the Elderly Low-cost Drug Program" (H.P. 214) (L.D. 305) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Senator McCORMICK of Kennebec)

(The Committee on Reference of Bills had suggested the Committee on **Human Resources.**)

On motion of Representative Manning of Portland, was referred to the Committee on **Taxation**, ordered printed, and sent up for concurrence.

Human Resources

Bill "An Act to Repeal the Law Relating to Monosodium Glutamate" (H.P. 220) (L.D. 311) (Presented by Representative DiPIETRO of South Portland) (Cosponsored by Representative PLOURDE of Biddeford)

Bill "An Act to Facilitate the Participation of Community Hospitals in the Development of Mental Health Services" (H.P. 223) (L.D. 314) (Presented by Representative MITCHELL of Vassalboro) (Cosponsored by Representative MANNING of Portland, Senator GILL of Cumberland and Representative SIMONDS of Cape Elizabeth)

Bill "An Act to Facilitate Physician Access to Ambulatory Surgical Facilities" (H.P. 233) (L.D. 324) (Presented by Representative GARLAND of Bangor) (Cosponsored by Representative PINES of Limestone and Representative DUPLESSIS of Old Town)

Bill "An Act to Increase Funding to Programs Dealing with Domestic Violence" (H.P. 239) (L.D. 330) (Presented by Representative MANNING of Portland) (Cosponsored by Representative JOSEPH of Waterville, Senator BRANNIGAN of Cumberland and Representative PARADIS of Frenchville)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act to Amend the Domestic Relations Law" (H.P. 194) (L.D. 285) (Presented by Representative CATHCART of Orono) (Cosponsored by Representative STEVENS of Bangor, Senator GAUVREAU of Androscoggin and Senator HOLLOWAY of Lincoln)

Bill "An Act to Amend the Law Concerning the Court Appointed Special Advocate Advisory Panel" (H.P. 196) (L.D. 287) (Presented by Representative PARADIS of Augusta) (Submitted by the Judicial Department pursuant to Joint Rule 24.)

Bill "An Act to Increase Public Awareness of the Availability of Living Wills" (H.P. 201) (L.D. 292) (Presented by Representative FARNSWORTH of Hallowell) (Cosponsored by Representative STEVENS of Bangor, Representative PFEIFFER of Brunswick and Representative HASTINGS of Fryeburg)

Bill "An Act Regarding District Court Location" (H.P. 207) (L.D. 298) (Presented by Representative OTT of York) (Submitted by the Judicial Department pursuant to Joint Rule 24.)

Bill "An Act Regarding the Filing of a Uniform Traffic Ticket and Complaint by Law Enforcement Officers" (H.P. 208) (L.D. 299) (Presented by Representative FARNSWORTH of Hallowell) (Submitted by the Judicial Department pursuant to Joint Rule 24.)

Bill "An Act to Promote the Emotional Health of

Children During Periods of Stress" (H.P. 210) (L.D. 301) (Presented by Representative ANTHONY of South Portland) (Cosponsored by Representative DORE of Auburn, Representative STEVENS of Bangor and Representative RICHARDS of Hampden) (Submitted by the Judicial Department pursuant to Joint Rule 24.)

Bill "An Act Concerning the Role of Guardians Ad Litem and Other Children's Advocates" (H.P. 226) (L.D. 317) (Presented by Representative RICHARDS of Hampden) (Cosponsored by Representative MORRISON of Bangor, Representative DUPLESSIS of Old Town and Senator GAUVREAU of Androscoggin)

Bill "An Act to Ensure Proper Funding for County Jails" (H.P. 227) (L.D. 318) (Presented by Representative PENDLETON of Scarborough) (Cosponsored by Senator GAUVREAU of Androscoggin)

Bill "An Act to Permit Jury Duty Exemptions for Primary Caregivers of Children Under the Age of 15" (H.P. 229) (L.D. 320) (Presented by Representative HOLT of Bath) (Cosponsored by Representative HICHENS of Eliot, Representative PFEIFFER of Brunswick and Senator HOLLOWAY of Lincoln)

Bill "An Act to Modify Joint and Several Liability in Medical Malpractice Actions" (H.P. 243) (L.D. 334) (Presented by Representative HANLEY of Paris) (Cosponsored by Senator TWITCHELL of Oxford and Senator BERUBE of Androscoggin)

Bill "An Act to Establish a Limit on Noneconomic Damages in Medical Liability Actions" (H.P. 253) (L.D. 344) (Presented by Representative HASTINGS of Fryeburg) (Cosponsored by Representative RICHARDS of Hampden, Senator TWITCHELL of Oxford and Senator BERUBE of Androscoggin)

Bill "An Act Relating to Surrogate Parenting" (H.P. 254) (L.D. 345) (Presented by Representative DORE of Auburn) (Cosponsored by Representative PARADIS of Frenchville, Representative COTE of Auburn and Senator KANY of Kennebec)

Ordered Printed.
Sent up for Concurrence.

Labor

Bill "An Act to Ensure the Equitable Payment of Costs Associated with Unemployment Compensation during a Strike" (H.P. 209) (L.D. 300) (Presented by Representative McHENRY of Madawaska) (Cosponsored by Representative PINEAU of Jay, Senator ESTY of Cumberland and Representative RAND of Portland)

Bill "An Act to Clarify the Definition of "Average Weekly Wages, Earnings or Salary" in the Workers' Compensation Act" (H.P. 217) (L.D. 308) (Presented by Representative MARSANO of Belfast) (Cosponsored by Representative HASTINGS of Fryeburg and Representative CARLETON of Wells)

Bill "An Act to Protect the Public from Unsafe Industrial and Commercial Facilities" (H.P. 258) (L.D. 349) (Presented by Representative McHENRY of Madawaska) (Cosponsored by Representative JOSEPH of

Waterville, Senator MILLS of Oxford and Representative PINEAU of Jay)

Bill "An Act Concerning Teacher Collective Bargaining Agreements" (H.P. 259) (L.D. 350) (Presented by Representative NADEAU of Saco) (Cosponsored by Representative HANDY of Lewiston and Representative PINEAU of Jay)

Bill "An Act to Regulate Employee Dismissals" (H.P. 260) (L.D. 351) (Presented by Representative McHENRY of Madawaska) (Cosponsored by Representative RAND of Portland, Senator ESTY of Cumberland and Representative PINEAU of Jay)

Ordered Printed.
Sent up for Concurrence.

Legal Affairs

Bill "An Act to Establish September Primary Elections" (H.P. 219) (L.D. 310) (Presented by Representative MARSH of West Gardiner) (Cosponsored by Senator GAUVREAU of Androscoggin, Representative PLOURDE of Biddeford and Representative HASTINGS of Fryeburg)

Bill "An Act to Amend the Election Laws Dealing with Local Elections" (H.P. 224) (L.D. 315) (Presented by Representative AULT of Wayne) (Cosponsored by Representative NORTON of Winthrop, Representative BUTLAND of Cumberland and Senator BERUBE of Androscoggin)

Bill "An Act to Authorize Law Enforcement Officers of the University of Maine System to Enforce Municipal Parking Ordinances" (H.P. 236) (L.D. 327) (Presented by Representative MANNING of Portland) (Cosponsored by Senator MILLS of Oxford and Representative LAWRENCE of Kittery)

Ordered Printed.
Sent up for Concurrence.

Marine Resources

Bill "An Act to Conform Seasonal Restrictions on Mussel Dragging to Those Governing Scallop Harvesting" (H.P. 225) (L.D. 316) (Presented by Representative RUHLIN of Brewer) (Cosponsored by Senator BRAUN of Knox, Representative MITCHELL of Freeport and Representative TOWNSEND of Eastport)

Ordered Printed.
Sent up for Concurrence.

State and Local Government

Bill "An Act to Place the Deferred Compensation Plan Under the Direction of the Maine State Retirement System" (H.P. 202) (L.D. 293) (Presented by Representative DAGGETT of Augusta) (Cosponsored by Senator BERUBE of Androscoggin, Representative MORRISON of Bangor and Representative NORTON of

Winthrop)

Bill "An Act to Improve Transportation Energy Efficiency" (H.P. 203) (L.D. 294) (Presented by Representative HEESCHEN of Wilton) (Cosponsored by Representative HOLT of Bath, Representative SIMONDS of Cape Elizabeth and Senator MILLS of Oxford)

Bill "An Act to Clarify the Powers and Duties of the Department of Administration, through the Bureau of Purchases" (H.P. 221) (L.D. 312) (Presented by Representative BAILEY of Farmington) (Cosponsored by Representative FOSS of Yarmouth) (Submitted by the Department of Administration pursuant to Joint Rule 24.)

Bill "An Act to Establish Notary Renewal Fees" (H.P. 222) (L.D. 313) (Presented by Representative ROTONDI of Athens)

Bill "An Act to Ensure That Towns Do Not Have to Pay for Ambulance or Emergency Vehicle Responses on Controlled Access Highways within Their Town Lines" (H.P. 232) (L.D. 323) (Presented by Representative MARSH of West Gardiner) (Cosponsored by Senator McCORMICK of Kennebec and Representative BAILEY of Farmington)

Ordered Printed.
Sent up for Concurrence.

Taxation

Bill "An Act Concerning the Requirement of Notification of Municipal Tax Liens to Mortgagees of Record" (H.P. 241) (L.D. 332) (Presented by Representative OTT of York)

(The Committee on Reference of Bills had suggested the Committee on State and Local Government.)

(On motion of Representative Joseph of Waterville, referred to the Committee on Taxation, ordered printed, and sent up for concurrence.)

State and Local Government

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for 4-year Terms for Senators and Members of the House of Representatives (H.P. 256) (L.D. 347) (Presented by Representative MAHANY of Easton) (Cosponsored by Representative ANDERSON of Woodland, Senator CONLEY of Cumberland and Representative LARRIVEE of Gorham)

Ordered Printed.
Sent up for Concurrence.

Taxation

Bill "An Act to Require Registration of Temporary Renters of Retail Space" (H.P. 228) (L.D. 319)

(Presented by Representative PENDLETON of Scarborough) (Cosponsored by Representative DiPIETRO of South Portland, Representative RICHARDSON of Portland and Senator SUMMERS of Cumberland)

Bill "An Act to Ensure the Full Benefit of Veterans' Property Tax Exemptions" (H.P. 234) (L.D. 325) (Presented by Representative MELENDY of Rockland) (Cosponsored by Representative JALBERT of Lisbon, Representative ERWIN of Rumford and Representative PLOURDE of Biddeford)

Bill "An Act to Exempt Heating Fuel Storage Structures from Property Tax" (H.P. 237) (L.D. 328) (Presented by Representative TRACY of Rome) (Cosponsored by Representative MURPHY of Berwick and Representative MAHANY of Easton)

Bill "An Act to Create a Local Option Sales Tax" (H.P. 245) (L.D. 336) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Senator CLARK of Cumberland, Representative LAWRENCE of Kittery and Representative CONSTANTINE of Bar Harbor)

Ordered Printed.
Sent up for Concurrence.

Later Today Assigned

Bill "An Act to Establish the State of Maine Credit Card" (H.P. 248) (L.D. 339) (Presented by Representative HUGLUND of Portland) (Cosponsored by Representative DORE of Auburn, Representative WENTWORTH of Arundel and Representative RAND of Portland)

(The Committee on Reference of Bills had suggested the Committee on Taxation.)

On motion of Representative Cashman of Old Town, tabled pending reference and later today assigned.

Taxation

Bill "An Act to Increase the Sales Tax" (EMERGENCY) (H.P. 250) (L.D. 341) (Presented by Representative FARNSWORTH of Hallowell) (Cosponsored by Representative GOULD of Greenville)

Ordered Printed.
Sent up for Concurrence.

Transportation

Bill "An Act to Promote Traffic Safety by Requiring Traffic-hindering Vehicles to Yield" (H.P. 213) (L.D. 304) (Presented by Representative AULT of Wayne)

Bill "An Act to Require Seat Belts in School Buses" (H.P. 199) (L.D. 290) (Presented by Representative MURPHY of Berwick) (Cosponsored by Representative PLOURDE of Biddeford)

Bill "An Act to Amend the School Bus Inspection Laws" (H.P. 216) (L.D. 307) (Presented by Representative DAGGETT of Augusta) (Cosponsored by Senator THERIAULT of Aroostook, Representative MACOMBER of South Portland and Representative CROWLEY of Stockton Springs)

Bill "An Act Regarding Truck Weights for Sand and Gravel Hauling" (H.P. 218) (L.D. 309) (Presented by Representative DUPLESSIS of Old Town) (Cosponsored by Representative LOOK of Jonesboro and Representative NUTTING of Leeds)

Bill "An Act to Provide Greater Safety for School Children Crossing Public Ways" (H.P. 238) (L.D. 329) (Presented by Representative CATHCART of Orono) (Cosponsored by Senator MILLS of Oxford, Representative LAWRENCE of Kittery and Representative NORTON of Winthrop)

Ordered Printed.
Sent up for Concurrence.

ORDERS

On motion of Representative HICHBORN of Howland, the following Order:

ORDERED, that Representative John H. Richards of Hampden be excused February 1 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Elden McKeen of Windham be excused February 5 through 13 for personal reasons.

Was read and passed.

SECOND READER

Tabled and Assigned

Bill "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government for the Fiscal Year Ending June 30, 1991 and to Change Certain Provisions of the Law" (EMERGENCY) (H.P. 192) (L.D. 274)

Was reported by the Committee on Bills in the Second Reading and read the second time.

On motion of Representative Gwadosky of Fairfield, tabled pending passage to be engrossed and specially assigned for Wednesday, February 6, 1991.

ORDERS OF THE DAY

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment Saturday, February 2, 1991, have preference in the Orders of the Day and continue with such preference until disposed of as provided by Rule 24.

The Chair laid before the House the first item of Unfinished Business:

JOINT RESOLUTION SUPPORTING THE UNITED STATES PRESENCE IN THE PERSIAN GULF (S.P. 113)
 - In Senate, Read and Adopted.
 TABLED - February 1, 1991 (Till Later Today) by Representative GWADOSKY of Fairfield.
 PENDING - Adoption.

On motion of Representative Gwadosky of Fairfield, retabled pending adoption and specially assigned for Wednesday, February 6, 1991.

The Chair laid before the House the second item of Unfinished Business:

JOINT RESOLUTION IN HONOR AND RECOGNITION OF THE LATE PETER A. MCKERNAN (S.P. 115)
 - In Senate, Read and Adopted as amended by Senate Amendment "A" (S-4)
 TABLED - February 1, 1991 (Till Later Today) by Representative GWADOSKY of Fairfield.
 PENDING - Adoption.

The SPEAKER: The Chair recognizes the Representative from Waldo, Representative Whitcomb.

Representative WHITCOMB: Mr. Speaker, Ladies and Gentlemen of the House: This Resolution which has been tabled for a number of days now is the official Legislative Sentiment recognizing the loss of the Governor's son.

I think it is appropriate that we pause for a few minutes and reflect on how this, along with so many other factors, has come to bear upon our lives as legislators and as participants in the state government process.

It has truly been a tragic year for us in so many ways. In one sense, even though the budget process divides us, as a family of the citizens of the State of Maine, the tragedy has somehow brought us to understand how those things can affect each and every family in the state, how the life of someone so near, in this case, the only son of our Chief Executive, can be counted among the tragedies we have faced in this institution this year.

I know many of you were there in Bangor that cold day to participate in the services that honored the short life of Peter McKernan. I say participate because it had gone on so long, the young man's life hanging by a thread, that the loss of this friend of a number of members in this body and an acquaintance of a number of others, certainly a name that we knew about was a foregone conclusion. In essence, I think we had come, as I understood from the Governor, to accept the fact that Peter McKernan eventually would not live.

At that service in Bangor, it became a celebration of his life. Those of you who were there came to understand a young man that did his best, frankly, to avoid the political spotlight, although he certainly was not afraid of it and was very proud of his father's participation in the process, but a young man who did his best to share, to impart, to bring joy to the life of everyone around him.

I did not know Peter McKernan personally, I had never met the young man and yet you could not be a

part of that ceremony and not share in the vibrant life of that young man. No matter what aspect of his life that was brought to our attention that day, as a high school student, as a participant in athletic events, childhood days, the days that he accompanied his father, the days at Dartmouth College, he brought joy to the lives of everyone around him. I cannot imagine how a young man, in so few years, could have more inspired the people that he came in contact with, to have lived life to its fullest. As he became well-known, he did not dwell upon his academic endeavors, he had to be encouraged in that regard, he certainly didn't do poorly, but it seemed that his whole life was focused upon other people, from the story that was told at the funeral service of how he came marching across the field carrying long underwear of one of his fellow soccer players because the young man was so cold sitting in the snow, of how this individual never seemed to stop caring for other people.

The tale of Peter McKernan is a tragic one. The story of his life, the story that was left with those of us that day, certainly those of you and others who knew him, is one that you can recognize in terms of triumph. He was a person who did his best to make others feel wanted, others feel that they had a place in life, and to just simply be happy.

It is only fitting that this body stand for a few minutes, stand in a rhetorical sense in recognition of one person in this state. As someone said to me, it may be indicative of many others but we don't hear about those because we are always addressing problems in this body. There are many other young people in this state like the Peter McKernan's who are outstanding young individuals, who bring joy to other people's lives and who represent the best of the young people of Maine.

As we make our parting comments to this outstanding young individual, it seems to me the words that will be impressed in my mind and maybe others is that he was an example, that he was, in a quiet way, an outstanding individual, a role model for the young people of Maine.

We offer this Resolution to his family, sharing with them in a small way the loss of an outstanding young person. There are others in this body (as I said) who knew him personally, who were deeply touched as he was ill, who shared very personally in his loss, but all of us have lost an outstanding young citizen.

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

Representative GWADOSKY: Mr. Speaker, Ladies and Gentlemen of the House: I rise to also offer our support on behalf of the pending Resolution and what a fitting tribute it is to a very remarkable young man.

As Representative Whitcomb has mentioned, I am sure that those members of the House that attended Peter McKernan's funeral would agree that it was, indeed, a deeply moving experience as friends and classmates of Peter, one by one, told their often humorous and emotional stories of friendship with a person they knew as Peter McKernan, a person from their perspective who was not the Governor's son, but their friend whose Dad just happened to be Governor.

We were told that Peter McKernan had no acquaintances because he was a friend to everyone. We were told that, while some may have lived longer,

none lived better than Peter McKernan. It was clear that Peter McKernan placed friendship above and beyond most things in this life. I can only think how proud his parents must have been to hear the celebration of his life by these young people and what an inspiration to each of us to hear and see these remarkable young people, to see how they had come to grips with the tragedy that had unfolded over the past several weeks.

Most of us spend our lifetime preparing for the eventuality of death and there is a natural expectation that someday each of us will be called to bury our parents. I suspect that few of us are ever prepared for the thought that someday we may have to bury our children. It just seems to violate life's natural cycle and so, as we adopt this Resolution today, our hearts and our prayers are with Governor McKernan, with Peter's mother, Judith, and the many members of the family and friends as they struggle through this very difficult time. May Peter's spirit and God's love be with them all.

Was read.

Senate Amendment "A" (S-4) was read by the Clerk and adopted.

The Joint Resolution was adopted as amended in concurrence.

On motion of Representative Nadeau of Saco.

Adjourned at 4:57 p.m. until Wednesday, February 6, 1991, at ten o'clock in the morning.
