

# 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  
29th Legislative Day  
Thursday, March 21, 1991

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

Prayer by Reverend D. Clay Pugh, Anchored in Christ Church of Farmington.

The Journal of Monday, March 18, 1991, was read and approved.

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**SENATE PAPERS**

The following Communication:  
Maine State Senate  
Augusta, Maine 04333

March 18, 1991

The Honorable John L. Martin  
Speaker of the House  
115th Legislature  
Augusta, Maine 04333

Dear Speaker Martin:

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

James Libby of Buxton for appointment as Alternate Public Member to the Maine Labor Relations Board. Mr. Libby is replacing Jessie Briggs Gunther.

Eben Marsh of Denmark for appointment as Alternate Employer Representative to the Maine Labor Relations Board. Mr. Marsh is replacing Carroll McGary.

Jimmy McGregor of Coopers Mills for reappointment as Alternate Employer Representative to the Maine Labor Relations Board.

Howard Reiche, Jr. of Falmouth for appointment as Primary Employer Representative to the Maine Labor Relations Board. Mr. Reiche is replacing Thatcher Turner.

Sincerely,

S/Joy J. O'Brien  
Secretary of the Senate

Was read and ordered placed on file.

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Bill "An Act to Amend the Teacher Retirement Laws" (EMERGENCY) (S.P. 436) (L.D. 1157)

Came from the Senate, referred to the Committee on **Aging, Retirement and Veterans** and Ordered Printed.

Was referred to the Committee on **Aging,**

**Retirement and Veterans** in concurrence.

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Bill "An Act to Eliminate the Requirement of Uninsured and Underinsured Motorist Coverage" (S.P. 417) (L.D. 1129)

Came from the Senate, referred to the Committee on **Banking and Insurance** and Ordered Printed.

Was referred to the Committee on **Banking and Insurance** in concurrence.

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Bill "An Act to Require Door-to-door Sellers of Frozen Foods to Disclose Actual Unit Prices" (S.P. 430) (L.D. 1151)

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

Was referred to the Committee on **Business Legislation** in concurrence.

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Bill "An Act to Amend the Requirements for Superintendent Certification" (S.P. 419) (L.D. 1131)

Bill "An Act to Provide Educational Choice" (S.P. 431) (L.D. 1152)

Came from the Senate, referred to the Committee on **Education** and Ordered Printed.

Were referred to the Committee on **Education** in concurrence.

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Bill "An Act to Assist in the Management of Biomedical and Associated Wastes" (S.P. 424) (L.D. 1136)

Bill "An Act to Repeal Certain Redundant Laws Relating to the Bureau of Air Quality Control" (S.P. 425) (L.D. 1137)

Came from the Senate, referred to the Committee on **Energy and Natural Resources** and Ordered Printed.

Were referred to the Committee on **Energy and Natural Resources** in concurrence.

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Bill "An Act to Permit Timely Certificate of Need Approval of Hospital Projects Identified as Urgent" (EMERGENCY) (S.P. 420) (L.D. 1132)

Bill "An Act to Protect Citizens from the Effects of Environmental Tobacco Smoke" (S.P. 422) (L.D. 1134)

Bill "An Act to Extend the Reporting Deadline of the Commission to Study the Certificate of Need Law and the Impact of Competitive Market Forces on Ambulatory Health Services" (EMERGENCY) (S.P. 435) (L.D. 1156)

Came from the Senate, referred to the Committee on **Human Resources** and Ordered Printed.

Were referred to the Committee on **Human Resources** in concurrence.

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Bill "An Act to Clarify the Laws on Manslaughter in the Workplace" (S.P. 416) (L.D. 1128)

Bill "An Act to Amend Sentences of Imprisonment for Class A Crimes Other Than Murder" (S.P. 421) (L.D. 1133)

Came from the Senate, referred to the Committee on **Judiciary** and Ordered Printed.

Were referred to the Committee on **Judiciary** in concurrence.

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Bill "An Act to Require Notification of Employee Termination" (S.P. 432) (L.D. 1153)

Came from the Senate, referred to the Committee on **Labor** and Ordered Printed.

Was referred to the Committee on **Labor** in concurrence.

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Bill "An Act to Provide Affordable Housing in the State" (S.P. 418) (L.D. 1130)

Bill "An Act Concerning the Regulation of Electronic Video Credit Machines by the State Police" (S.P. 423) (L.D. 1135)

Came from the Senate, referred to the Committee on **Legal Affairs** and Ordered Printed.

Were referred to the Committee on **Legal Affairs** in concurrence.

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**LATER TODAY ASSIGNED**

Bill "An Act to Allow Service of Civil Process by any Licensed Private Investigator or Bonded Security Agency" (S.P. 434) (L.D. 1155)

Came from the Senate, referred to the Committee on **Legal Affairs** and Ordered Printed.

On motion of Representative Mayo of Thomaston, tabled pending reference in concurrence and later today assigned.

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Bill "An Act to Strengthen Municipal Borrowing Alternatives" (S.P. 331) (L.D. 887)

Resolve, to Clear Title to Property in the Town of Oxford (EMERGENCY) (S.P. 429) (L.D. 1150)

Came from the Senate, referred to the Committee on **State and Local Government** and Ordered Printed.

Were referred to the Committee on **State and Local Government** in concurrence.

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Bill "An Act to Clarify the Tax Status of Nonprofit Hospitals, Nursing Homes and Boarding Homes" (S.P. 433) (L.D. 1154)

Came from the Senate, referred to the Committee on **Taxation** and Ordered Printed.

Was referred to the Committee on **Taxation** in concurrence.

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Bill "An Act to Clarify the Regulation of Water Districts" (S.P. 426) (L.D. 1138)

Came from the Senate, referred to the Committee on **Utilities** and Ordered Printed.

Was referred to the Committee on **Utilities** in concurrence.

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**Unanimous Ought Not To Pass**

Report of the Committee on **Energy and Natural Resources** reporting "**Ought Not to Pass**" on Bill "An Act to Prohibit the Burying of Low-level Radioactive Waste" (S.P. 89) (L.D. 158)

Report of the Committee on **Energy and Natural Resources** reporting "**Ought Not to Pass**" on Bill "An Act to Ensure Proper Disposal of Waste at Marinas" (S.P. 98) (L.D. 183)

Report of the Committee on **Energy and Natural Resources** reporting "**Ought Not to Pass**" on Bill "An Act Regulating Maine Land Use Regulation Commission Zoning Practices" (S.P. 124) (L.D. 226)

Report of the Committee on **Energy and Natural Resources** reporting "**Ought Not to Pass**" on Bill "An Act Relating to Solid Waste Management" (S.P. 165) (L.D. 377)

Report of the Committee on **Energy and Natural Resources** reporting "**Ought Not to Pass**" on Bill "An Act to Create Citizen Councils on Unorganized Islands" (S.P. 118) (L.D. 217)

Report of the Committee on **Transportation** reporting "**Ought Not to Pass**" on Bill "An Act to Require the Secretary of State to Notify Owners When Motor Vehicle Registrations Are Due to Expire" (S.P. 208) (L.D. 535)

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 in concurrence.

**Unanimous Leave to Withdraw**

Report of the Committee on **Marine Resources** reporting **"Leave to Withdraw"** on Bill "An Act to Change the Scalloping Season" (S.P. 36) (L.D. 52)

Report of the Committee on **Judiciary** reporting **"Leave to Withdraw"** on Bill "An Act to Expand the Duties of the Maine Human Rights Commission" (S.P. 69) (L.D. 125)

Report of the Committee on **Human Resources** reporting **"Leave to Withdraw"** on Bill "An Act to Restrict the Consumption of Alcoholic Beverages in Licensed Day Care Homes" (S.P. 111) (L.D. 208)

Report of the Committee on **Human Resources** reporting **"Leave to Withdraw"** on Bill "An Act to Increase the Funding Level for Congregate Housing" (S.P. 167) (L.D. 379)

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 in concurrence.

**Recalled from Legislative Files pursuant to Joint Order S.P. 415**

**Non-Concurrent Matter**

Bill "An Act to Ensure Access to Boards of Directors" (S.P. 38) (L.D. 60)

In Senate, **"Ought Not to Pass"** Report of the Committee on **Business Legislation** placed in the Legislative Files pursuant to Joint Rule 15 on February 27, 1991.

In House, **"Ought Not to Pass"** Report of the Committee on **Business Legislation** placed in the Legislative Files pursuant to Joint Rule 15 on February 28, 1991.

Recalled from the Legislative Files pursuant to Joint Order S.P. 415.

Came from the Senate with the Bill substituted for the Report and the Bill and accompanying papers recommitted to the Committee on **Business Legislation** in non-concurrence.

The House voted to recede and concur.

**COMMUNICATIONS**

The following Communication:

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
SPEAKER'S OFFICE  
AUGUSTA, MAINE 04333

March 18, 1991

Hon. Edwin H. Pert  
Clerk of the House  
State House Station #2  
Augusta, Maine 04333

Dear Clerk Pert:

This is to notify you that pursuant to my authority under Chapter 9 of the Public Laws of 1991, I have today appointed the following to serve on the Task Force to Evaluate and Revise the Maine Health Program:

Rep. Charlene B. Rydell, of Brunswick  
Rep. Gary W. Reed, of Falmouth  
Edmund McCann, of South Portland  
Christopher St. John, of Bowdoinham

Sincerely,

S/John L. Martin  
Speaker of the House

Was read and ordered placed on file.

The following Communication:

STATE OF MAINE  
STATE HOUSE STATION #120, AUGUSTA, MAINE 04333  
ADVISORY COMMISSION ON RADIOACTIVE WASTE

February 28, 1991

Hon. John Martin  
Speaker of the House  
State House Station #2  
Augusta, Maine 04333

Dear Speaker Martin:

The accompanying document is the Advisory Commission on Radioactive Waste's annual report for the calendar year 1990. This report is submitted to you in accordance with 38 M.R.S.A. 1453 (4), which requires the Advisory Commission to "report to the Governor and the Legislature annually, during the regular legislative session and at other times as necessary."

The Advisory Commission's office is on the third floor of the Maine State Retirement Building at the corner of Sewall and Capitol streets. The office telephone number is 289-3059. If no one answers (the staff is mostly part-time), our toll-free telephone number, 1-800-453-4013, is connected to a 24-hour answering machine. You are cordially invited to call whenever you or your constituents need information about radioactive waste management.

Sincerely,

s/Rep. James Mitchell, Chair  
Advisory Commission on  
Radioactive Waste

Was read and with accompanying report ordered placed on file.

The following was taken up out of order by unanimous consent:

**SPECIAL SENTIMENT CALENDAR**

Recognizing:

The members of the Lawrence High School Girls Basketball Team and Coach Bruce Cooper, winners of the 1991 Maine State Class A Girls Basketball Championship; (HLS 186) by Representative GWADOSKY of Fairfield. (Cosponsors: Senator MATTHEWS of Kennebec, Representative PARENT of Benton, Representative STEVENSON of Unity)

On motion of Representative Martin of Eagle Lake, was removed from the Special Sentiment Calendar.

Was read and passed and sent up for concurrence.

At this point, the Speaker appointed the following members to escort the Agricultural Queens to the rostrum:

Angela Walker, Maine Egg Festival Queen, escorted by Representative Parent of Benton.

Angel Patten, State Grange Queen, escorted by Representative Whitcomb of Waldo.

Dawn Goss, Maine Sea Goddess, escorted by Representative Nash of Camden.

Jennifer Lynn White, Maine Blueberry Queen, escorted by Representative Savage of Union.

ANGELA WALKER: Good Morning! We, the people of Maine, have always taken pride in being independent and striving for perfection in a job well done. It concerns all of us that the Maine egg industry, which consisted of 40 companies in 1977, has slowly declined to 12. Maine has four million laying hens that produce about 3.2 million eggs per day, 75 percent of which are exported out of state.

William Bell, Executive Director of the Maine Egg Council and the New England Poultry Association, has been working, as has Senator William Cohen, in a major effort to establish a brown egg export program with Hong Kong, the world's largest importer of brown eggs. Brown eggs originally came from China when chickens were brought over on the clipper ships. Today the brown egg remains the preferred choice in China.

We are often warned against the cholesterol contents in eggs. We must stress that the Maine egg is a great source of protein with necessary vitamins and minerals. Avian Farms brings new hope to the State of Maine. They are involved in research and development and are in the process of developing better eggs, which in turn, will develop better chickens for consumers in the United States and other parts of the world. Countries including India, China, Japan, Holland, Poland, among others, will all benefit from this improved product.

By combining yankee ingenuity and modern technology, we strive to combine our efforts to improve the declining egg industry in the great State of Maine. Thank you. (applause)

ANGEL PATTEN: Good morning, it is nice to be here. I bring you greetings from the Maine State Grange, all the officers and members.

My name is Angel Patten and on July 28, 1990 I was crowned the Maine State Grange Agricultural Queen.

As Agricultural Queen, I am privileged to represent, not one, but all phases of agriculture within our great state, from blueberries and cranberries, to potatoes and dairy products.

On December 4, 1867, the National Grange was founded, becoming as it still is today, the only agricultural and rural fraternity organization in the world. Being a grange member myself, as the qualifications of this title mean, I could not be more enthusiastic about the work of the grange within our state and throughout the country.

In Maine alone, some 13,000 grangers and well over 250 grangers seek the betterment of all through their community services and pride in agriculture. Let us never take for granted what the grange has accomplished in the past but, more importantly, never fail to realize its tremendous influence and calm hand within the community upon the families of today's fast changing world. Thank you. (applause)

DAWN GOSS: Good morning, my name is Dawn Goss, I am from Rockport and I am glad to be here this morning to represent the midcoast area as the 1990 Maine Sea Goddess.

Due to a large coastline in the State of Maine, the lobster industry is a very important resource to the state. It is known throughout the nation for our lobsters as well as many other delicacies from the sea.

The Lobster Festival has been part of the midcoast area for the last 44 years and has been growing ever since. I believe that festivals are a very important part of the State of Maine because it brings the people and the communities together to promote their industry in their community as well as to the visitors that come to their area. The Lobster Festival takes place the first weekend of August and we hope to see you all there. Thank you. (applause)

JENNIFER LYNN WHITE: Good morning, I am very glad to be here and I bring greetings from the town of Union.

For the past six months, I have been very pleased to be the representative of the vaccinium industry, which is more commonly known to us as the blueberry industry. Just as my knowledge of this product has increased over this time period of the past five months, so has our state's harvest. Our past harvest record was 50.2 million pounds of blueberries. This year though we topped 75 million pounds and a quick calculation shows a 25 million pound increase. We also processed more than 84 million pounds. I think you will all agree that this is quite an achievement.

Each of us should be able to understand why Maine is recognized as the leading grower of this berry. We have more than 50,000 acres of fields. It is quite evident of the fruit's success because, when traveling to other states, we can see on the shelves of other grocery stores, products such as Pillsbury Blueberry Muffins that are labeled Maine State Blueberries.

Also this fruit contributes much to the state's economy. Not only did this year's crop yield over \$100 million dollars worth of products, but also the annual Blueberry Festival which is held in Union attracted thousands of tourists from out of state. This is a definite boost to our area and its businesses.

I would definitely agree that the state berry has promising effects of being the blueberry. There are many achievements that this berry has produced.

I have enjoyed being the Blueberry Queen and on behalf of its industry, I would like to thank you for inviting me here today in celebration of our state and its products. Thank you. (applause)

Subsequently, the Agricultural Queens were escorted from the Hall of the House, amid applause.

At this point, Elaine Beal from the Maine Farm Bureau presented the Speaker with a basket of Maine products.

**PETITIONS, BILLS AND RESOLVES  
REQUIRING REFERENCE**

The following Bills, Resolve 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 Relating to Ordinary Death Benefits under the Maine State Retirement System" (H.P. 859) (L.D. 1225) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsored by Senator CLARK of Cumberland)

Ordered Printed.  
Sent up for Concurrence.

**Agriculture**

Bill "An Act to Promote the Marketing of Fresh Produce Grown Within the State" (H.P. 827) (L.D. 1193) (Presented by Representative KILKELLY of Wiscasset) (Cosponsored by Representative BARTH of Bethel, Representative SPEAR of Nobleboro and Senator HOLLOWAY of Lincoln)

Bill "An Act to Enhance the Integrated Pest Management Capabilities of Agriculture in the State" (H.P. 875) (L.D. 1261) (Presented by Representative DONNELLY of Presque Isle) (Cosponsored by Representative PINES of Limestone and Senator COLLINS of Aroostook) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 24.)

Ordered Printed.  
Sent up for Concurrence.

**Appropriations and Financial Affairs**

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$20,000,000 to Provide Funds to Help Municipalities with the Costs of Capital Construction to Correct Combined Sewer Overflows" (H.P. 841) (L.D. 1207) (Presented by Representative

NORTON of Winthrop) (Cosponsored by Senator BRANNIGAN of Cumberland, Representative POULIOT of Lewiston and Senator GILL of Cumberland)

Ordered Printed.  
Sent up for Concurrence.

**Banking and Insurance**

Bill "An Act to Authorize the Town of Casco to Operate Amusement Devices without Requiring Proof of Insurance" (EMERGENCY) (H.P. 862) (L.D. 1242) (Presented by Representative SIMPSON of Casco) (Cosponsored by Senator TITCOMB of Cumberland)

Bill "An Act to Amend Certain Provisions of the Insurance Code Involving the Powers of the Superintendent" (H.P. 867) (L.D. 1247) (Presented by Representative CARLETON of Wells) (Cosponsored by Senator BUSTIN of Kennebec, Representative MITCHELL of Vassalboro and Senator BRAUN of Knox) (Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 24.)

Bill "An Act to Prohibit the Sale of Disease Insurance Policies that Provide Only Minimal Protection" (H.P. 869) (L.D. 1255) (Presented by Representative RYDELL of Brunswick) (Cosponsored by Representative MITCHELL of Vassalboro and Senator McCORMICK of Kennebec)

Ordered Printed.  
Sent up for Concurrence.

**Business Legislation**

Bill "An Act to Amend the Maine Consumer Credit Code" (H.P. 829) (L.D. 1195) (Presented by Representative GWADOSKY of Fairfield) (Cosponsored by Representative GURNEY of Portland and Representative GRAHAM of Houlton)

Bill "An Act to Amend the Laws Pertaining to Pastoral Counseling Professionals" (H.P. 835) (L.D. 1201) (Presented by Representative KONTOS of Windham) (Cosponsored by Representative GEAN of Alfred, Representative VIGUE of Winslow and Representative LEBOWITZ of Bangor)

Bill "An Act Relating to the Sale of Business Opportunities" (H.P. 840) (L.D. 1206) (Presented by Representative DORE of Auburn) (Cosponsored by Representative RYDELL of Brunswick)

Ordered Printed.  
Sent up for Concurrence.

**Education**

Bill "An Act to Permit Maine School Administrative District Number 53 to Apply for State School Construction Aid for a Building to be Operated in Conjunction with Maine Central Institute" (H.P. 857) (L.D. 1223) (Presented by Representative

GOODRIDGE of Pittsfield) (Cosponsored by President PRAY of Penobscot and Representative POULIOT of Lewiston)

Bill "An Act to Increase the Minimum State Allocation to School Units" (H.P. 863) (L.D. 1243) (Presented by Representative KERR of Old Orchard Beach) (Cosponsored by Representative HEINO of Boothbay and Representative HUGLUND of Portland)

Bill "An Act to Require Payment of Rent for the Residences of University of Maine System Presidents" (H.P. 865) (L.D. 1245) (Presented by Representative DUPLESSIS of Old Town) (By Request)

Ordered Printed.  
Sent up for Concurrence.

#### Energy and Natural Resources

Bill "An Act to Prohibit Funnel Development of Shorefront Areas" (H.P. 834) (L.D. 1200) (Presented by Representative SIMPSON of Casco) (Cosponsored by Senator TITCOMB of Cumberland and Representative MITCHELL of Freeport)

Bill "An Act to Extend the Reporting Deadline of the Maine Water Resources Management Board" (EMERGENCY) (H.P. 849) (L.D. 1215) (Presented by Representative FOSS of Yarmouth) (Cosponsored by Representative MORRISON of Bangor, Senator PEARSON of Penobscot and Representative AIKMAN of Poland)

Bill "An Act Concerning the Packaging of Soymilk" (H.P. 870) (L.D. 1256) (Presented by Representative RUHLIN of Brewer) (Cosponsored by Representative CONSTANTINE of Bar Harbor, Representative MARSANO of Belfast and Senator BALDACCI of Penobscot)

Ordered Printed.  
Sent up for Concurrence.

#### Fisheries and Wildlife

Bill "An Act to Eliminate the Prohibition on Trapping within 200 Yards of a Dwelling" (H.P. 831) (L.D. 1197) (Presented by Representative HEPBURN of Skowhegan) (Cosponsored by Representative GOULD of Greenville)

Bill "An Act to Establish a Nonresident Property Owner Fishing License" (H.P. 833) (L.D. 1199) (Presented by Representative JACQUES of Waterville) (Cosponsored by Representative ROTONDI of Athens, Representative GREENLAW of Standish and Representative SWAZEY of Bucksport)

Ordered Printed.  
Sent up for Concurrence.

#### Housing and Economic Development

Bill "An Act to Clarify the Duties of the Legal Staff of the Maine State Housing Authority" (H.P.

848) (L.D. 1214) (Presented by Representative OLIVER of Portland) (Cosponsored by Senator CONLEY of Cumberland, Representative ADAMS of Portland and Representative GEAN of Alfred)

Ordered Printed.  
Sent up for Concurrence.

#### Human Resources

Bill "An Act to Provide that General Assistance Payments be Made in Vouchers and in Greater Compliance with General Assistance Laws" (EMERGENCY) (H.P. 842) (L.D. 1208) (Presented by Representative CLARK of Brunswick) (Cosponsored by Representative GOODRIDGE of Pittsfield, Senator CONLEY of Cumberland and Representative GEAN of Alfred)

Bill "An Act to Clarify the Authority of the Department of Human Services in Conducting Chronic Disease Investigation and Evaluating the Completeness or Data Quality in Disease Surveillance Programs" (H.P. 843) (L.D. 1209) (Presented by Representative CLARK of Brunswick) (Cosponsored by Representative BOUTILIER of Lewiston, Senator GILL of Cumberland and Representative MANNING of Portland)

Bill "An Act to Increase Drug and Alcohol Abuse Treatment and Education Services in Maine" (H.P. 844) (L.D. 1210) (Presented by Representative CLARK of Brunswick) (Cosponsored by Senator BUSTIN of Kennebec, Representative ANTHONY of South Portland and President PRAY of Penobscot)

Bill "An Act to Enhance Access to Financing for Health Care Facilities" (H.P. 876) (L.D. 1262) (Presented by Representative MITCHELL of Vassalboro) (Cosponsored by Representative MANNING of Portland, Senator BRANNIGAN of Cumberland and Speaker MARTIN of Eagle Lake)

Bill "An Act to Give Legal Effect to General Assistance Decisions Made by the Administrative Hearings Unit of the Department of Human Services" (H.P. 871) (L.D. 1257) (Presented by Representative MANNING of Portland) (Cosponsored by Senator CONLEY of Cumberland)

Ordered Printed.  
Sent up for Concurrence.

#### Judiciary

Bill "An Act to Implement the Recommendations of the Maine Commission on Legal Needs" (H.P. 837) (L.D. 1203) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsored by Senator GAUVREAU of Androscoggin, Senator HOLLOWAY of Lincoln and Senator BRANNIGAN of Cumberland)

Ordered Printed.  
Sent up for Concurrence.

#### Legal Affairs



Bill "An Act Concerning Landlord-tenant Contracts of Adhesion" (H.P. 839) (L.D. 1205) (Presented by Representative GWADOSKY of Fairfield) (Cosponsored by Representative POULIN of Oakland)

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

On motion of Representative Paradis of Augusta, was referred to the Committee on Legal Affairs, ordered printed, and sent up for concurrence.

**Judiciary**

Bill "An Act Regarding Wrongful Death Actions" (H.P. 851) (L.D. 1217) (Presented by Representative FARNSWORTH of Hallowell) (Cosponsored by President PRAY of Penobscot)

Bill "An Act Concerning Witnesses and the Integrity of the Judicial Process" (H.P. 853) (L.D. 1219) (Presented by Representative PARADIS of Augusta) (Cosponsored by Senator GAUVREAU of Androscoggin, Senator MILLS of Oxford and Representative MAYO of Thomaston) (Submitted by the Department of Attorney General pursuant to Joint Rule 24.)

Bill "An Act to Broaden the Crimes of Criminal Mischief and Aggravated Criminal Mischief" (H.P. 854) (L.D. 1220) (Presented by Representative COTE of Auburn) (Cosponsored by Representative PARADIS of Augusta, Senator GAUVREAU of Androscoggin and Representative MAYO of Thomaston) (Submitted by the Department of the Attorney General pursuant to Joint Rule 24.)

Bill "An Act to Expand the Criminal Code Protections Against Abuse to Children" (H.P. 864) (L.D. 1244) (Presented by Representative MORRISON of Bangor) (Cosponsored by Representative SMALL of Bath and Representative COTE of Auburn)

Bill "An Act to Remove Certain Exemptions from Jury Service" (H.P. 868) (L.D. 1254) (Presented by Representative STROUT of Corinth) (Cosponsored by Representative GOULD of Greenville)

Ordered Printed.  
Sent up for Concurrence.

**Labor**

Bill "An Act to Encourage the Prompt Resolution of Workers' Compensation Claims" (H.P. 836) (L.D. 1202) (Presented by Representative McHENRY of Madawaska) (Cosponsored by Senator ESTY of Cumberland, Representative PINEAU of Jay and Representative LUTHER of Mexico)

Bill "An Act to Extend the Jurisdiction of the Maine Labor Relations Board to Public Employees Who Have Been Employed Less Than 6 Months" (H.P. 852) (L.D. 1218) (Presented by Representative OLIVER of Portland) (Cosponsored by Senator CONLEY of

Cumberland, Representative McKEEN of Windham and Representative RAND of Portland)

Bill "An Act to Promote Volunteer Emergency Medical Services through Changes to the Unemployment Laws" (H.P. 866) (L.D. 1246) (Presented by Representative CARROLL of Gray)

Bill "An Act Concerning the Resolution of Medical, Work-capacity and Return-to-work Issues and Procedures under the Workers' Compensation Act" (H.P. 877) (L.D. 1263) (Presented by Representative BAILEY of Farmington) (Cosponsored by Representative GOULD of Greenville)

Ordered Printed.  
Sent up for Concurrence.

**Legal Affairs**

Bill "An Act Concerning Liquor Sales to Lounges, Taverns and Restaurants" (H.P. 847) (L.D. 1213) (Presented by Representative PENDLETON of Scarborough)

Bill "An Act to Permit Access to Cemeteries by Descendants" (H.P. 850) (L.D. 1216) (Presented by Representative MURPHY of Berwick) (Cosponsored by Representative JALBERT of Lisbon, Representative HICHBORN of Howland and Representative FARNUM of South Berwick)

Bill "An Act Concerning Gaming Conducted by the Passamaquoddy Tribe" (H.P. 856) (L.D. 1222) (Presented by Representative BAILEY of Township 27) (Cosponsored by Senator LUDWIG of Aroostook, Senator VOSE of Washington and Representative TOWNSEND of Eastport)

Bill "An Act to Clarify the Landlord's Handling of Abandoned Property" (H.P. 873) (L.D. 1259) (Presented by Representative MURPHY of Berwick) (Cosponsored by Representative JALBERT of Lisbon)

Ordered Printed.  
Sent up for Concurrence.

**State and Local Government**

Bill "An Act to Clarify the Procedures of Local Boards of Appeal" (H.P. 832) (L.D. 1198) (Presented by Representative LOOK of Jonesboro) (Cosponsored by Representative JOSEPH of Waterville)

Bill "An Act Regarding the Authority of Cumberland County to Take Land by Eminent Domain" (EMERGENCY) (H.P. 860) (L.D. 1240) (Presented by Representative MANNING of Portland) (Cosponsored by Representative LARRIVEE of Gorham, Representative JOSEPH of Waterville and Senator BERUBE of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.)

RESOLUTION, Proposing to Require That Certain State Officers Be Appointed by the Governor (H.P.

855) (L.D. 1221) (Presented by Representative BUTLAND of Cumberland) (Cosponsored by Representative AULT of Wayne, Representative SMALL of Bath and Senator RICH of Cumberland)

Ordered Printed.  
Sent up for Concurrence.

Taxation

Bill "An Act to Defer Municipal Duties Related to the Homestead Exemption" (EMERGENCY) (H.P. 830) (L.D. 1196) (Presented by Representative CASHMAN of Old Town) (Cosponsored by Representative STROUT of Corinth, Representative DORE of Auburn and Senator BOST of Penobscot)

Bill "An Act Concerning Interest Deductions for Corporations" (EMERGENCY) (H.P. 838) (L.D. 1204) (Presented by Representative FARNSWORTH of Hallowell) (Cosponsored by Senator MCCORMICK of Kennebec)

Bill "An Act to Correct Certain Errors and Inconsistencies in the Law Enabling Municipal Development Districts" (H.P. 845) (L.D. 1211) (Presented by Representative CASHMAN of Old Town) (Cosponsored by Senator CONLEY of Cumberland, Senator BOST of Penobscot and Representative DUFFY of Bangor)

Ordered Printed.  
Sent up for Concurrence.

Transportation

Bill "An Act to Amend the Laws Governing Motor Vehicles" (H.P. 846) (L.D. 1212) (Presented by Representative SMALL of Bath) (Cosponsored by Representative ROTONDI of Athens and Senator GOULD of Waldo) (Submitted by the Department of Public Safety pursuant to Joint Rule 24.)

Bill "An Act to Clarify Vehicle Registration Laws" (H.P. 861) (L.D. 1241) (Presented by Representative BAILEY of Township 27) (Cosponsored by Representative BAILEY of Farmington)

Bill "An Act to Provide for Equal Opportunity within the Maine Turnpike Authority" (H.P. 872) (L.D. 1258) (Presented by Representative MITCHELL of Vassalboro) (Cosponsored by Senator MILLS of Oxford and Representative HASTINGS of Fryeburg)

Resolve, to Establish the Commission to Study the Safe Operation of Truck Tractors (H.P. 874) (L.D. 1260) (Presented by Representative ERWIN of Rumford) (Cosponsored by Senator MILLS of Oxford and Representative STROUT of Corinth)

Ordered Printed.  
Sent up for Concurrence.

Utilities

Bill "An Act to Increase the Debt Limit of the

Kingfield Water District from \$350,000 to \$2,000,000" (H.P. 828) (L.D. 1194) (Presented by Representative POWERS of Coplin Plantation) (Cosponsored by Representative BAILEY of Farmington, Senator MILLS of Oxford and Senator WEBSTER of Franklin)

Bill "An Act to Amend the Charter of the Lubec Water and Electric District" (H.P. 858) (L.D. 1224) (Presented by Representative TOWNSEND of Eastport) (Cosponsored by Senator VOSE of Washington)

Ordered Printed.  
Sent up for Concurrence.

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

(At Ease)

The House was called to order by the Speaker.

**REPORTS OF COMMITTEES**

**Unanimous Ought Not to Pass**

Representative MANNING from the Committee on **Human Resources** on Bill "An Act to Require the State to Administer and Finance the General Assistance Program" (H.P. 437) (L.D. 620) reporting "**Ought Not to Pass**"

Representative HUSSEY from the Committee on **Transportation** on Bill "An Act to Decrease the Speed Limit to 55 Miles Per Hour" (H.P. 353) (L.D. 483) reporting "**Ought Not to Pass**"

Representative MARSH from the Committee on **Energy and Natural Resources** on Bill "An Act to Allow a Municipality to Assess an Administrative Penalty for Violations of Timber Harvesting and Vegetation Clearing Provisions of the Shoreland Zoning Laws" (H.P. 171) (L.D. 256) reporting "**Ought Not to Pass**"

Representative MARSH from the Committee on **Energy and Natural Resources** on Bill "An Act to Expedite Erosion Control on the Shoreline of Sebago Lake in the Town of Standish" (H.P. 160) (L.D. 245) reporting "**Ought Not to Pass**"

Representative MARSH from the Committee on **Energy and Natural Resources** on Bill "An Act Regarding the Closure of Certain Landfills" (H.P. 152) (L.D. 237) reporting "**Ought Not to Pass**"

Representative GOULD from the Committee on **Energy and Natural Resources** on Bill "An Act Regarding the State's Environmental Policy on Low-density Subdivisions" (H.P. 144) (L.D. 214) reporting "**Ought Not to Pass**"

Representative LORD from the Committee on **Energy and Natural Resources** on Bill "An Act to Permit Larger Docks Within the Saco River Corridor" (H.P. 133) (L.D. 193) reporting **"Ought Not to Pass"**

Representative LARRIVEE from the Committee on **State and Local Government** on Bill "An Act to Reduce the Number of Full-time Legislative Staff Employees" (H.P. 123) (L.D. 168) reporting **"Ought Not to Pass"**

Representative ST. ONGE from the Committee on **State and Local Government** on Bill "An Act to Limit the Volume of Proposed Legislation" (H.P. 25) (L.D. 28) reporting **"Ought Not to Pass"**

Representative HANDY from the Committee on **Aging, Retirement and Veterans** on Bill "An Act to Decrease the Number of Years of Service Required for Receipt of Retirement Benefits" (H.P. 149) (L.D. 221) reporting **"Ought Not to Pass"**

Representative JACQUES from the Committee on **Energy and Natural Resources** on Bill "An Act Regarding the Use of Pesticides and Placing the Board of Pesticides Control under the Authority of the Department of Environmental Protection" (H.P. 403) (L.D. 577) reporting **"Ought Not to Pass"**

Representative CROWLEY from the Committee on **Education** on Bill "An Act to Amend the Composition of the Board of Trustees of the Maine Technical College System" (H.P. 354) (L.D. 484) reporting **"Ought Not to Pass"**

Representative HANDY from the Committee on **Education** on Bill "An Act to Revoke Drivers' Licenses of Students Who Do Not Complete High School" (H.P. 373) (L.D. 527) reporting **"Ought Not to Pass"**

Representative BAILEY from the Committee on **Business Legislation** on Bill "An Act Regarding Emergency Medical Services Personnel" (EMERGENCY) (H.P. 180) (L.D. 265) reporting **"Ought Not to Pass"**

Representative FARREN from the Committee on **Fisheries and Wildlife** on Bill "An Act Giving Preference for Antlerless Deer Permits to Property Owners that Allow Hunting on their Lands" (H.P. 272) (L.D. 392) reporting **"Ought Not to Pass"**

Representative CLARK from the Committee on **Fisheries and Wildlife** on Bill "An Act to Provide Free Hunting, Trapping and Fishing Licenses to Members of the Armed Forces" (H.P. 321) (L.D. 451) reporting **"Ought Not to Pass"**

Representative FARREN from the Committee on **Fisheries and Wildlife** on Bill "An Act to Amend the Hunting Laws" (H.P. 150) (L.D. 235) reporting **"Ought Not to Pass"**

Representative SHELTRA from the Committee on **Business Legislation** on Bill "An Act to Amend the Real Estate Brokerage Licensing Law" (H.P. 358) (L.D. 512) reporting **"Ought Not to Pass"**

Representative SHELTRA from the Committee on **Business Legislation** on Bill "An Act to Amend the Laws Concerning the Administration of Prescription

Drugs by Emergency Medical Services Personnel" (H.P. 181) (L.D. 266) reporting **"Ought Not to Pass"**

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 and sent up for concurrence.

**Unanimous Leave to Withdraw**

Representative SMALL from the Committee on **Transportation** on Bill "An Act to Promote Traffic Safety by Requiring Traffic-hindering Vehicles to Yield" (H.P. 213) (L.D. 304) reporting **"Leave to Withdraw"**

Representative CLARK from the Committee on **Utilities** on Bill "An Act to Clarify the Authority of the Public Utilities Commission to Set Rates of Water Utilities" (H.P. 502) (L.D. 696) reporting **"Leave to Withdraw"**

Representative RICKER from the Committee on **Transportation** on Bill "An Act Relating to the Dissemination of Driver Record Information" (H.P. 316) (L.D. 446) reporting **"Leave to Withdraw"**

Representative TRACY from the Committee on **Fisheries and Wildlife** on Bill "An Act Concerning Renewal of Hunting Licenses for Older Citizens" (H.P. 380) (L.D. 554) reporting **"Leave to Withdraw"**

Representative TAMMARO from the Committee on **Transportation** on Bill "An Act to Increase the Number of Members of the Maine Turnpike Authority" (H.P. 603) (L.D. 863) reporting **"Leave to Withdraw"**

Representative CAHILL from the Committee on **Education** on Bill "An Act to Increase the Minimum Age to Enter School" (H.P. 215) (L.D. 306) reporting **"Leave to Withdraw"**

Representative KERR from the Committee on **State and Local Government** on Bill "An Act to Authorize Residents of Municipalities to Amend Proposed Ordinances at Town Meetings" (H.P. 108) (L.D. 151) reporting **"Leave to Withdraw"**

Representative LARRIVEE from the Committee on **State and Local Government** on Bill "An Act to Amend the Freedom of Access Laws to Include the 7 Campuses of the University of Maine System as Part of State Government" (EMERGENCY) (H.P. 119) (L.D. 164) reporting **"Leave to Withdraw"**

Representative KERR from the Committee on **State and Local Government** on Bill "An Act to Establish Notary Renewal Fees" (H.P. 222) (L.D. 313) reporting **"Leave to Withdraw"**

Representative LARRIVEE from the Committee on **State and Local Government** on Bill "An Act to Permit the Amendment of Municipal Ordinances at Town Meetings" (H.P. 141) (L.D. 201) reporting **"Leave to Withdraw"**

Representative JALBERT from the Committee on **Aging, Retirement and Veterans** on Bill "An Act Concerning Repayment to the Retirement System" (H.P.

286) (L.D. 407) reporting "Leave to Withdraw"

Representative JALBERT from the Committee on Aging, Retirement and Veterans on Bill "An Act to Allow Retirement Credit for Service in Out-of-state Postsecondary Educational Institutions" (H.P. 337) (L.D. 467) reporting "Leave to Withdraw"

Representative JALBERT from the Committee on Aging, Retirement and Veterans on Bill "An Act to Increase Allowable Earnings under the Disability Retirement Laws" (H.P. 284) (L.D. 405) reporting "Leave to Withdraw"

Representative CONSTANTINE from the Committee on Business Legislation on Bill "An Act to Amend the Laws Affecting Permits to Practice Public Accountancy" (H.P. 159) (L.D. 244) reporting "Leave to Withdraw"

Representative PINEAU from the Committee on Banking and Insurance on Bill "An Act to Repeal Antirebate Laws" (H.P. 511) (L.D. 705) reporting "Leave to Withdraw"

Representative SHELTRA from the Committee on Business Legislation on Bill "An Act to Change the Membership Requirements of the Board of Registration in Medicine" (H.P. 633) (L.D. 903) reporting "Leave to Withdraw"

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 and sent up for concurrence.

**Refer to the Committee on Judiciary**

Representative RAND from the Committee on Banking and Insurance on Bill "An Act to Promote Uniform Statutes of Limitations" (H.P. 669) (L.D. 949) reporting that it be referred to the Committee on Judiciary.

Report was read and accepted and the bill referred to the Committee on Judiciary and sent up for concurrence.

**CONSENT CALENDAR**

**First Day**

In accordance with House Rule 49, the following items appeared on the Consent Calendar for the First Day:

(S.P. 132) (L.D. 234) Bill "An Act to Delay the Minimum Lobster Gauge Increases" (EMERGENCY) Committee on Marine Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (S-25)

(S.P. 114) (L.D. 210) Resolve, to Name the Waterville-Winslow Bridge the "Donald V. Carter Bridge" Committee on Transportation reporting "Ought to Pass" as amended by Committee Amendment "A" (S-26)

(S.P. 135) (L.D. 273) Bill "An Act Regarding the Collection of Fines" Committee on Judiciary reporting "Ought to Pass"

(S.P. 28) (L.D. 38) Bill "An Act to Permit Certain Retailers to Conduct Games of Chance" Committee on Legal Affairs reporting "Ought to Pass"

(H.P. 103) (L.D. 146) Bill "An Act Concerning Succession to the Position of Treasurer of State" Committee on State and Local Government reporting "Ought to Pass"

(H.P. 322) (L.D. 452) Bill "An Act to Amend the Law Regarding the Display of Legislative Plates" (EMERGENCY) Committee on Transportation reporting "Ought to Pass"

(H.P. 255) (L.D. 346) Bill "An Act to Amend Qualifying Standards Applicable to Reinsurance Transactions" Committee on Banking and Insurance reporting "Ought to Pass" as amended by Committee Amendment "A" (H-39)

(H.P. 264) (L.D. 384) Bill "An Act to Amend the Juvenile Code Regarding Detention in Homicide Cases" Committee on Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (H-40)

(H.P. 2) (L.D. 2) Bill "An Act Concerning Open Burning Regulations" (EMERGENCY) Committee on Energy and Natural Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-41)

(H.P. 12) (L.D. 15) Bill "An Act to Clarify the Waste Transfer Station Setback Requirements" Committee on Energy and Natural Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-42)

(H.P. 98) (L.D. 139) Bill "An Act to Exempt the Repair and Maintenance of Road Culverts from Approval by the Department of Environmental Protection" Committee on Energy and Natural Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-43)

(H.P. 68) (L.D. 96) Resolve, Authorizing the State to Release Its Interest in Certain Real Property in Rumford, Maine Committee on State and Local Government reporting "Ought to Pass" as amended by Committee Amendment "A" (H-44)

(H.P. 305) (L.D. 435) Bill "An Act to Require Telephone Companies to Include Emergency Numbers for Sheriffs' Departments in Directories" Committee on Utilities reporting "Ought to Pass" as amended by Committee Amendment "A" (H-45)

(H.P. 273) (L.D. 393) Bill "An Act to Prohibit Coerced and Connected Sales in Insurance" Committee on Banking and Insurance reporting "Ought to Pass" as amended by Committee Amendment "A" (H-46)

(H.P. 257) (L.D. 348) Bill "An Act to Amend Certain Provisions of the Laws Relating to Health Insurance" Committee on Banking and Insurance reporting "Ought to Pass" as amended by Committee Amendment "A" (H-47)

(H.P. 399) (L.D. 573) Bill "An Act to Expand the Availability of Automatic Liens to Certain Businesses" Committee on Business Legislation reporting "Ought to Pass"

There being no objections, the above items were ordered to appear on the Consent Calendar of Monday, March 25, 1991, under the listing of Second Day.

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**CONSENT CALENDAR**

**Second Day**

In accordance with House Rule 49, the following item appeared on the Consent Calendar for the Second Day:

(H.P. 36) (L.D. 50) Bill "An Act to Amend the Laws Concerning Registration of Camp Trailers" (C. "A" H-37)

On motion of Representative Clark of Millinocket, was removed from the Consent Calendar, Second day.

Subsequently, the Committee Report was read and accepted, the Bill read once.

Committee Amendment "A" (H-37) was read and adopted and the Bill assigned for second reading, Monday, March 25, 1991.

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**PASSED TO BE ENGROSSED**

Bill "An Act to Increase the Limit of Indebtedness of the Newport Water District from \$1,500,000 to \$3,500,000" (EMERGENCY) (H.P. 306) (L.D. 436)

Was reported by the Committee on Bills in the Second Reading, read the second time, Passed to be Engrossed, and sent up for concurrence.

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**ENACTOR**

**(Reconsidered)**

An Act to Improve the Enforcement of the Maine Insurance Code (S.P. 105) (L.D. 202)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

On motion of Representative Mitchell of Vassalboro, under suspension of the rules, the House reconsidered its action whereby L.D. 202 was passed to be engrossed.

The same Representative offered House Amendment "A" (H-29) and moved its adoption.

House Amendment "A" (H-29) was read by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Vassalboro, Representative Mitchell.

Representative MITCHELL: Mr. Speaker, Ladies and Gentlemen of the House: This amendment adds a fiscal

note to the bill. It was in error by the Committee, we did not get it on at the time. You might take a look at this — it allows the Bureau of Insurance to impose fines and penalties and actually it is a positive fiscal note but we needed to put it on the bill.

Subsequently, House Amendment "A" (H-29) was adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" (H-29) in non-concurrence and sent up for concurrence.

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**ENACTOR**

**(Reconsidered)**

An Act Relating to Medicare Supplement Insurance (S.P. 106) (L.D. 203)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

On motion of Representative Mitchell of Vassalboro, under suspension of the rules, the House reconsidered its action whereby L.D. 203 was passed to be engrossed.

The same Representative offered House Amendment "A" (H-28) and moved its adoption.

House Amendment "A" (H-28) was read by the Clerk. The SPEAKER: The Chair recognizes the Representative from Vassalboro, Representative Mitchell.

Representative MITCHELL: Mr. Speaker, Ladies and Gentlemen of the House: Again, this is an amendment of a fiscal note which allows the Department to promulgate rules.

Subsequently, House Amendment "A" (H-28) was adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" (H-28) in non-concurrence and sent up for concurrence.

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**PASSED TO BE ENACTED**

An Act to Shorten the Tax Abatement Application Period (H.P. 154) (L.D. 239) (H. "A" H-32)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

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**ORDERS OF THE DAY**

**UNFINISHED BUSINESS**

The following matter, in the consideration of which the House was engaged at the time of adjournment on Monday, March 18, 1991 has preference in the Orders of the Day and continues with such preference until disposed of as provided by Rule 24.

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

Bill "An Act to Increase the State Share of Education to 65%" (H.P. 823) (L.D. 1177) (Committee on Education suggested) TABLED - March 18, 1991 (Till Later Today) by Representative GWADOSKY of Fairfield. PENDING - Reference.

On motion of Representative Cashman of Old Town, was referred to the Committee on Taxation, ordered printed, and sent up for concurrence.

The Chair laid before the House the following matter: Bill "An Act to Allow Service of Civil Process by any Licensed Private Investigator or Bonded Security Agency" (S.P. 434) (L.D. 1155) which was tabled earlier in the day and later today assigned pending reference in concurrence.

(Came from the Senate, referred to the Committee on Legal Affairs and Ordered Printed.)

On motion of Representative Mayo of Thomaston, was referred to the Committee on Judiciary in non-concurrence and sent up for concurrence.

Representative Farnsworth of Hallowell was granted unanimous consent to address the House:

Representative FARNSWORTH: Mr. Speaker, Men and Women of the House: On March 18th of this week, I was in the Judiciary Committee and there was so many people in the room during the hearing that I think I misunderstood when the committee broke so I was not able to get here in time for Roll Call #21.

I just asked permission to address the House on the Record because I felt so strongly about that subject matter and that Roll Call and I simply ask that it be on the Record that, had I been here and voting, I would have voted yes on the Roll Call to petition the Governor to rescind the delayed pay dates. Thank you very much.

The following item appearing on Supplement No. 1 was taken up out of order by unanimous consent:

**SENATE PAPER**

The following Joint Order: (S.P. 471)

ORDERED, the House concurring, that when the House and Senate adjourn, the House adjourn until Monday, March 25, 1991, at 11 o'clock in the morning and the Senate adjourn until Monday, March 25, 1991, at 4:00 o'clock in the afternoon.

Came from the Senate, read and passed.

Was read and passed in concurrence.

(At Ease to Gong)

The House was called to order by the Speaker.

The following items appearing on Supplement No. 2 were taken up out of order by unanimous consent:

**SENATE PAPERS**

Bill "An Act to Amend and Clarify the Definition of Earnable Compensation in the Maine State Retirement System Laws" (S.P. 443) (L.D. 1187)

Came from the Senate, referred to the Committee on Aging, Retirement and Veterans and Ordered Printed.

Was referred to the Committee on Aging, Retirement and Veterans in concurrence.

Bill "An Act Relating to Workers' Compensation Self-insurance" (S.P. 448) (L.D. 1192)

Came from the Senate, referred to the Committee on Banking and Insurance and Ordered Printed.

Was referred to the Committee on Banking and Insurance in concurrence.

Bill "An Act to Increase the Fees for Licensure and Registration of Physicians and Physician Assistants and to Extend the Registration Period of Osteopathic Physicians to 2 Years" (S.P. 453) (L.D. 1229)

Bill "An Act to Amend the Motor Vehicle Dealer Manufacturer Laws" (S.P. 459) (L.D. 1235)

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

Were referred to the Committee on Business Legislation in concurrence.

Bill "An Act Relating to Restructuring the Public Schools" (S.P. 445) (L.D. 1189)

Bill "An Act Relating to the Education of Homeless Students" (S.P. 466) (L.D. 1249)

Bill "An Act to Amend and Improve the Laws Relating to Education" (S.P. 469) (L.D. 1252)

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

Were referred to the Committee on Education in concurrence.

Bill "An Act Relating to Navigation Dredge

Maintenance Projects" (S.P. 441) (L.D. 1185)

Bill "An Act to Amend the State Ground Water Classification System and Implement the Maine Wellhead Protection Program for the Protection of Public Water System Wellheads" (EMERGENCY) (S.P. 447) (L.D. 1191)

Bill "An Act to Clarify the Definition of Beverage" (S.P. 454) (L.D. 1230)

Bill "An Act Concerning Special Waste Landfills" (EMERGENCY) (S.P. 472) (L.D. 1264)

Bill "An Act to Prohibit the Siting of Landfills within 10 Miles of Municipalities That Host or Have a Waste-to-energy Facility" (EMERGENCY) (S.P. 473) (L.D. 1265)

Came from the Senate, referred to the Committee on **Energy and Natural Resources** and Ordered Printed.

Were referred to the Committee on **Energy and Natural Resources** in concurrence.

Bill "An Act to Continue the Demonstration Project Serving Victims of Alzheimer's Disease in the State" (S.P. 438) (L.D. 1182)

Came from the Senate, referred to the Committee on **Human Resources** and Ordered Printed.

Was referred to the Committee on **Human Resources** in concurrence.

Bill "An Act to Amend Certain Provisions of the Maine Bail Code" (S.P. 440) (L.D. 1184)

Bill "An Act to Facilitate and Consolidate Certain District Court Cases" (S.P. 455) (L.D. 1231)

Bill "An Act to Allow Right of Entry for Department of Marine Resources Personnel" (S.P. 458) (L.D. 1234)

Bill "An Act to Reestablish Capital Punishment in the State" (S.P. 462) (L.D. 1238)

Bill "An Act to Remedy Statutory Inconsistencies" (EMERGENCY) (S.P. 463) (L.D. 1239)

Came from the Senate, referred to the Committee on **Judiciary** and Ordered Printed.

Were referred to the Committee on **Judiciary** in concurrence.

Bill "An Act to Provide Individual and Family Health Insurance Coverage and Pension Coverage for Injured Workers" (S.P. 442) (L.D. 1186)

Bill "An Act to Amend the Municipal Public Employees Labor Relations Laws" (S.P. 465) (L.D. 1248)

Bill "An Act to Provide Union Security Rights for Municipal Public Employees" (S.P. 467) (L.D. 1250)

Bill "An Act to Raise the Family Allowance in Unemployment Compensation Benefits to a Reasonable Dependent Support Level" (S.P. 468) (L.D. 1251)

Came from the Senate, referred to the Committee on **Labor** and Ordered Printed.

Were referred to the Committee on **Labor** in concurrence.

Bill "An Act to Amend the Schedule of Fees for Permits, Licenses and Certificates Issued by the Department of Public Safety" (S.P. 451) (L.D. 1227)

Bill "An Act Concerning Continuances Requested by Petitioners in Hearings for Operating under the Influence" (S.P. 460) (L.D. 1236)

Resolve, to Allow Martin L. Bruno to Bring Suit Against the City of Lewiston and Its Employees (S.P. 461) (L.D. 1237)

Came from the Senate, referred to the Committee on **Legal Affairs** and Ordered Printed.

Were referred to the Committee on **Legal Affairs** in concurrence.

Bill "An Act Regarding Taking Scallops in the Swan's Island Cable Area" (S.P. 437) (L.D. 1181)

Bill "An Act Regarding the Relaying of Shellfish" (S.P. 439) (L.D. 1183)

Bill "An Act to Foster Marine Research" (S.P. 450) (L.D. 1226)

Bill "An Act Regarding the Exclusivity of an Authorized Aquaculture Lease Site" (S.P. 456) (L.D. 1232)

Bill "An Act Concerning the Suspension of Licenses by the Commissioner of Marine Resources" (S.P. 457) (L.D. 1233)

Came from the Senate, referred to the Committee on **Marine Resources** and Ordered Printed.

Were referred to the Committee on **Marine Resources** in concurrence.

Bill "An Act Concerning Public Representation on Professional and Occupational Boards or Commissions" (S.P. 444) (L.D. 1188)

Bill "An Act Regarding Investment of State Funds in Corporations Doing Business in Northern Ireland" (S.P. 446) (L.D. 1190)

Bill "An Act Regarding the Issuance of Identification Cards" (S.P. 452) (L.D. 1228)

Came from the Senate, referred to the Committee on **State and Local Government** and Ordered Printed.

Were referred to the Committee on **State and Local Government** in concurrence.

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On motion of Representative Jacques of Waterville, the House reconsidered its action whereby Bill "An Act to Extend the Reporting Deadline of the Maine Water Resources Management Board" (EMERGENCY) (H.P. 849) (L.D. 1215) was referred to the Committee on **Energy and Natural Resources**.

Under suspension of the rules, without reference to any committee, the Bill was read twice, passed to be engrossed and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

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(Off Record Remarks)

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On motion of Representative O'Gara of Westbrook, Adjourned at 12:35 p.m. until Monday, March 25, 1991 at eleven o'clock in the morning pursuant to Joint Order (S.P. 471)

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