

MAINE STATE LEGISLATURE

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

VOLUME I

FIRST REGULAR SESSION

House of Representatives
December 2, 1992 to May 13, 1993

ONE HUNDRED AND SIXTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
7th Legislative Day
Tuesday, January 19, 1993

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

Prayer by Reverend Ronald Chaffee, United Methodist Church of Milo and Brownville Junction.

Pledge of Allegiance.

The Journal of Thursday, January 14, 1993, was read and approved.

COMMUNICATIONS

The following Communication:

INTERIM COMMITTEE ON BANKING AND INSURANCE
ONE HUNDRED AND SIXTEENTH LEGISLATURE
AUGUSTA, MAINE 04333

December 23, 1992

The Honorable John L. Martin
Speaker of the House
116th Legislature
State House
Augusta, Maine 04333

Dear Mr. Speaker:

Pursuant to P.L. 1991, Ch. 885, the Interim Joint Standing Committee on Banking and Insurance has met to review the appointments of Harvey Picker of Camden, Helen Dudman of Ellsworth and Martin Hanish of Manchester as public members to the Maine Employers' Mutual Insurance Company Board of Directors.

After review, the Committee proceeded to vote on the approval of these appointments. The Committee Clerk called the roll with the following result:

YEAS: Senators 3 Sen. McCormick of Kennebec,
Sen. Carey of Kennebec
Sen. Kieffer of Aroostook

Representatives 9 Rep. Mitchell of Vassalboro
Rep. Erwin of Rumford, Rep.
Paradis of Augusta, Rep.
Joseph of Waterville, Rep.
Rand of Portland, Rep.
Rydell of Brunswick, Rep.
Aikman of Poland, Rep.
Bennett of Norway, Rep.
Zirnkilton of Mount Desert

NAYS: 0

ABSENT: 1 Rep. Daggett of Augusta

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the appointments of Harvey Picker of Camden, Helen Dudman of Ellsworth and Martin Hanish of Manchester as public members to the Maine Employers' Mutual Insurance Company Board of Directors be approved.

Signed:

S/Dale McCormick
Senate Chair

S/Elizabeth H. Mitchell
House Chair

Was read and ordered placed on file.

The following Communication:

DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
STATE CLAIMS COMMISSION
State House Station 49
Augusta, Maine 04333

January 14, 1993

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

RE: Report of Small Claims to Legislature

Dear Speaker Martin:

Herewith is Report of Small Claims which were received in this office during 1992 and which is being submitted to you for your information and records in accordance with Title 5 M.R.S.A., Section 1510-A, Subsection 8.

A similar report is also being submitted to the Honorable Dennis Dutremble, President of the Senate, and if you or your staff should have any questions in connection with this report, please communicate with this office.

Yours very truly,

S/Ronald M. Roy
Chief Counsel

Was read and with accompanying report ordered placed on file.

The following Communication:

DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION
BUREAU OF BANKING
State House Station 36
Augusta, Maine 04333

January 15, 1993

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

Dear Speaker Martin:

In accordance with Title 9-B Maine Revised Statutes Annotated, Section 217, as amended, I am submitting "The Status of Maine's Financial

Institutions."

This report contains information on the number, type and legal structure of all regulated financial institutions in the state of Maine, as well as the location of offices and total deposits held by these institutions. This past year reflected a slow, but steady, recovery of the banking system in Maine. As both the state and national economic recovery proceeds, Maine financial institutions are in a position to be active providers of credit to Maine consumers and businesses.

Copies of this report have been distributed to the Office of the Clerk of the House of Representatives in order to provide one copy for each member of the House.

Very truly yours,

S/H. Donald DeMatteis
Superintendent

Was read and with accompanying report ordered placed on file.

The following Communication:

THE SENATE OF MAINE
OFFICE OF THE MINORITY LEADER
STATE HOUSE STATION 3
AUGUSTA, MAINE 04333

January 15, 1993

Joseph W. Mayo
Clerk of the House
State House Station 2
Augusta, ME 04333

Dear Clerk Mayo:

Pursuant to Joint Rule 39 please be advised that May Ross has been designated as the Partisan Staff Assistant for Nominations to represent the Minority Party.

If you have any questions, please don't hesitate to contact me. Thank you.

Sincerely,

S/Pamela L. Cahill
Senate Minority Leader

Was read and ordered placed on file.

**PETITIONS, BILLS AND RESOLVES
REQUIRING REFERENCE**

The following Bills and Resolves 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:

Banking and Insurance

Bill "An Act to Preserve the Public Advocate's Participation in Residual Market Deficit Proceedings at the Bureau of Insurance" (EMERGENCY) (H.P. 50) (L.D. 66) (Presented by Representative MITCHELL of Vassalboro)

Resolve, Directing the Bureau of Banking and the Bureau of Consumer Credit Protection to Develop Additional Consumer Credit Protections (H.P. 46) (L.D. 62) (Presented by Representative LIBBY of Buxton) (Cosponsored by Representative NICKERSON of Turner)

Ordered Printed.
Sent up for Concurrence.

Business Legislation

Bill "An Act to Amend the Public Works Contractors' Surety Bond Law of 1971" (H.P. 51) (L.D. 67) (Presented by Representative FARREN of Cherryfield) (Cosponsored by Representative ANDERSON of Woodland, Representative LOOK of Jonesboro and Senator VOSE of Washington)

Ordered Printed.
Sent up for Concurrence.

Joint Select Committee on Corrections

Bill "An Act to Require the Department of Corrections to Provide Certain Services to Juveniles" (H.P. 42) (L.D. 58) (Presented by Representative LARRIVEE of Gorham) (Cosponsored by Representative JOHNSON of South Portland)

Bill "An Act to Change the Manner in Which Debt Service on Jail Facility Bonds Is Repaid to Counties" (H.P. 43) (L.D. 59) (Presented by Representative LARRIVEE of Gorham) (Cosponsored by Senator ESTY of Cumberland and Representative CARROLL of Gray)

Ordered Printed.
Sent up for Concurrence.

Energy and Natural Resources

Resolve, Concerning Long-term Protection from Low-level Radioactive Waste (H.P. 49) (L.D. 65) (Presented by Representative HOLT of Bath) (Cosponsored by Senator McCORMICK of Kennebec, Senator TITCOMB of Cumberland and Representative MITCHELL of Freeport)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act to Establish Consecutive Sentencing and Mandatory Minimum Sentences for Certain Persons Convicted of Gross Sexual Assault" (H.P. 48) (L.D. 64) (Presented by Representative OTT of York) (Cosponsored by Representative MARSHALL of Eliot and Senator LAWRENCE of York)

Ordered Printed.
Sent up for Concurrence.

Legal Affairs

Bill "An Act to Extend to Land Surveyors the Limitation of Actions That Applies to Design Professionals" (H.P. 44) (L.D. 60) (Presented by Representative CARROLL of Gray) (Cosponsored by Representative CAMPBELL of Holden)

Ordered Printed.
Sent up for Concurrence.

Marine Resources

Bill "An Act to Establish a Consistent Expiration Date for Shellfish Licenses and Marine Worm Digger's Licenses" (H.P. 45) (L.D. 61) (Presented by Representative FARREN of Cherryfield) (Cosponsored by Representative TOWNSEND of Eastport, Senator VOSE of Washington and Representative LOOK of Jonesboro)

Ordered Printed.
Sent up for Concurrence.

Transportation

Bill "An Act Regarding the Issuance of Special License Plates" (H.P. 47) (L.D. 63) (Presented by Representative CARROLL of Gray)

Ordered Printed.
Sent up for Concurrence.

(Off Record Remarks)

On motion of Representative Gamache of Lewiston,
Adjourned at 10:35 a.m. until Thursday, January
21, 1993, at 4 o'clock in the afternoon.
