

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
14th Legislative Day
Tuesday, February 9, 1993

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

Prayer by Father Eugene Gaffey, St. Denis Catholic Church, North Whitefield.

National Anthem by Livermore Falls High School Band.

The Journal of Thursday, February 4, 1993, was read and approved.

Senator Beverly Miner Bustin, Kennebec, Chair
Senator Gerard P. Conley, Jr., Cumberland
Senator R. Leo Kieffer, Aroostook

Sincerely,

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

Was read and ordered placed on file.

SENATE PAPERS

The following Communication:

Maine State Senate
Augusta, Maine 04333

February 4, 1993

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

Dear Clerk Mayo:

Pursuant to Joint Rule 16, please be advised that the following Senate members were appointed on December 10, 1992, to serve on the Joint Select Committee on Rules:

Senator Beverly M. Bustin of Kennebec, Chair
Senator John J. O'Dea of Penobscot
Senator John E. Baldacci of Penobscot
Senator Pamela L. Cahill of Sagadahoc
Senator Philip E. Harriman of Cumberland

Sincerely,

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

Was read and ordered placed on file.

The following Communication:

Maine State Senate
Augusta, Maine 04333

February 4, 1993

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

Dear Clerk Mayo:

Pursuant to Joint Rule 16, please be advised that the following Senate members were appointed on January 4, 1993, to serve on the Joint Select Committee on Corrections:

Non-Concurrent Matter

Expression of Legislative Sentiment (HLS 82) recognizing John Kobritz and Ellen Severence which was passed in the House on February 2, 1993.

Came from the Senate indefinitely postponed in non-concurrence.

The House voted to recede and concur.

COMMUNICATIONS

The following Communication:

COMMISSION ON GOVERNMENTAL ETHICS AND
ELECTION PRACTICES
STATE HOUSE STATION 101
OFFICE OF THE SECRETARY OF STATE
AUGUSTA, MAINE 04333

February 5, 1993

The Honorable Joseph W. Mayo, Clerk
Maine House of Representatives
State House Station #2
Augusta, Maine 04333

Dear Clerk Mayo:

The Findings of Fact and Opinion on the appeal of Clayton L. Fowlie from the results of the election in House District 82 did not accurately state the difference in the views of the members of the Commission who voted in favor of the motion to deny that appeal (February 3, 1993, p. 3, final paragraph). To clarify, some members believe that Mr. Fowlie did present evidence that the knowledge of the special absentee voting place gave Mrs. Melendy an unfair advantage. But they feel that this unfairness does not provide sufficient grounds to recommend a special election in District 82, and so voted with the majority to deny Mr. Fowlie's appeal.

Please attach this letter to our February 3, 1993 report so it is fully consistent with the transcript of our January 28, 1993 hearing.

Thank you.

Sincerely,

S/Robert P. McArthur
Chair

Was read and referred to the House Committee on Elections.

The following Communication: (S.P. 109)

116TH MAINE LEGISLATURE

February 2, 1993

Senator Mark W. Lawrence
Rep. Paul F. Jacques
Chairpersons
Joint Standing Committee on Energy and Natural Resources
116th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Norman A. Dean of Madison for appointment to the Board of Environmental Protection.

Pursuant to Title 38, MRSA Section 341-C, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

Sincerely,

S/Dennis L. Dutremble
President of the Senate

S/John L. Martin
Speaker of the House

Came from the Senate, Read and Referred to the Committee on Energy and Natural Resources.

Was Read and Referred to the Committee on Energy and Natural Resources in concurrence.

**PETITIONS, BILLS AND RESOLVES
REQUIRING REFERENCE**

The following Bills, Resolves 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:

Agriculture

Bill "An Act to Define Farmers' Market" (H.P. 265) (L.D. 343) (Presented by Representative KILKELLY of Wiscasset) (Cosponsored by Representatives: BOWERS of Washington, BRENNAN of Portland, MITCHELL of Vassalboro, SPEAR of Nobleboro, TARDY of Palmyra, Senators: GOULD of Waldo, PARADIS of Aroostook, PINGREE of Knox)

Bill "An Act to Improve Milk Quality" (H.P. 291) (L.D. 378) (Presented by Representative TARDY of Palmyra) (Cosponsored by Representatives: HUSSEY of Milo, KETTERER of Madison, STROUT of Corinth, VIGUE

of Winslow)

Bill "An Act to Permit Animal Shelters to Administer Rabies Vaccine" (H.P. 326) (L.D. 414) (Presented by Representative JONES of Pittsfield) (Cosponsored by Representative: TARDY of Palmyra)

Bill "An Act to More Fully Regulate the Sale of Pets" (H.P. 331) (L.D. 419) (Presented by Representative TARDY of Palmyra)

Bill "An Act to Require Licensing of Cats" (H.P. 332) (L.D. 420) (Presented by Representative HALE of Sanford) (Cosponsored by Representatives: DAGGETT of Augusta, MURPHY of Berwick)

Ordered Printed.
Sent up for Concurrence.

Appropriations and Financial Affairs

Bill "An Act to Improve the Level of Services Provided by the Bureau of General Services on Capital Improvement Projects" (H.P. 279) (L.D. 366) (Presented by Representative BAILEY of Farmington) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 24.)

Ordered Printed.
Sent up for Concurrence.

Banking and Insurance

Bill "An Act Relating to Interspousal Immunity" (H.P. 258) (L.D. 336) (Presented by Representative PFEIFFER of Brunswick) (Cosponsored by Representatives: CATHCART of Orono, FAIRCLOTH of Bangor, MITCHELL of Vassalboro, RAND of Portland)

Bill "An Act Concerning Insurance Rate Increase Requests" (H.P. 266) (L.D. 344) (Presented by Representative AHEARNE of Madawaska) (Cosponsored by Representatives: ADAMS of Portland, ALIBERTI of Lewiston, BRENNAN of Portland, CARON of Biddeford, CARROLL of Gray, CLARK of Millinocket, CLEMENT of Clinton, FAIRCLOTH of Bangor, FITZPATRICK of Durham, JOSEPH of Waterville, KERR of Old Orchard Beach, LEMKE of Westbrook, MELENDY of Rockland, PINEAU of Jay, ST. ONGE of Greene, SULLIVAN of Bangor, TRACY of Rome, VIGUE of Winslow, Senators: BERUBE of Androscoggin, CONLEY of Cumberland, LUTHER of Oxford, McCORMICK of Kennebec, PARADIS of Aroostook)

Bill "An Act Clarifying the Laws Limiting Insurance Charged to Credit Cards" (H.P. 267) (L.D. 345) (Presented by Representative ERWIN of Rumford) (Cosponsored by Senator: KIEFFER of Aroostook)

Bill "An Act Regarding the Workers' Compensation Residual Market Mechanism" (H.P. 288) (L.D. 375) (Presented by Representative MITCHELL of Vassalboro) (Cosponsored by Senator McCORMICK of Kennebec and Representatives: HALE of Sanford, JOSEPH of Waterville, PINEAU of Jay, TRACY of Rome)

Bill "An Act to Require an Employer Majority on

the Board of Governors of the Workers' Compensation Residual Market Mechanism" (EMERGENCY) (H.P. 292) (L.D. 379) (Presented by Representative MITCHELL of Vassalboro) (Cosponsored by Senator McCORMICK of Kennebec and Representatives: CARLETON of Wells, ERWIN of Rumford, HALE of Sanford, HOGLUND of Portland, JOSEPH of Waterville, MARTIN of Eagle Lake, PINEAU of Jay, RUHLIN of Brewer, TRACY of Rome, Senator: CONLEY of Cumberland)

Bill "An Act to Amend the Laws Relating to Financial Institution Service Corporations" (H.P. 301) (L.D. 389) (Presented by Representative MITCHELL of Vassalboro) (Cosponsored by Senator CAREY of Kennebec and Representatives: ERWIN of Rumford, JOSEPH of Waterville, MELENDY of Rockland, TRACY of Rome)

Bill "An Act to Improve Compliance with the Laws Governing Financial Responsibility" (H.P. 312) (L.D. 400) (Presented by Representative REED of Falmouth) (Cosponsored by Representatives: FOSS of Yarmouth, MacBRIDE of Presque Isle, SMALL of Bath, TAYLOR of Cumberland, Senator: BUTLAND of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Joint Select Committee on Corrections

Bill "An Act to Allow Prisoners to Make Local Phone Calls at No Charge" (H.P. 300) (L.D. 388) (Presented by Representative OLIVER of Portland) (Cosponsored by Senator HANDY of Androscoggin and Representatives: AHEARNE of Madawaska, HOLT of Bath, KILKELLY of Wiscasset, MARTIN of Eagle Lake, MORRISON of Bangor, PFEIFFER of Brunswick, RICHARDSON of Portland, SAXL of Bangor)

Ordered Printed.
Sent up for Concurrence.

Education

Bill "An Act to Provide for Middle School Teacher Certification" (H.P. 315) (L.D. 403) (Presented by Representative CONSTANTINE of Bar Harbor) (Cosponsored by Senator: HANDY of Androscoggin)

Bill "An Act Concerning Teacher Certification" (H.P. 316) (L.D. 404) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Representatives: OLIVER of Portland, PFEIFFER of Brunswick)

Ordered Printed.
Sent up for Concurrence.

Energy and Natural Resources

Bill "An Act to Define Composting Operations as Agricultural Activities for Environmental Purposes" (H.P. 270) (L.D. 348) (Presented by Representative MARSHALL of Eliot) (Cosponsored by Representatives:

CAMERON of Rumford, CAMPBELL of Holden, COFFMAN of Old Town, FARNUM of South Berwick, LEMONT of Kittery, LORD of Waterboro, MURPHY of Berwick)

Bill "An Act to Establish the Advisory Council on Energy and the Environment" (H.P. 278) (L.D. 356) (Presented by Representative GRAY of Sedgwick) (Cosponsored by Representatives: ADAMS of Portland, BOWERS of Washington, HEESCHEN of Wilton, HOLT of Bath, KONTOS of Windham, WENTWORTH of Arundel, Senators: GOULD of Waldo, LUTHER of Oxford, PARADIS of Aroostook)

Bill "An Act to Require Greater Accountability on the Part of the Department of Environmental Protection" (H.P. 281) (L.D. 368) (Presented by Representative LORD of Waterboro) (Cosponsored by Representatives: ANDERSON of Woodland, BAILEY of Farmington, CARON of Biddeford, CARR of Sanford, CLARK of Millinocket, CLUKEY of Houlton, DEXTER of Kingfield, DIPIETRO of South Portland, DUTREMBLE of Biddeford, FARNUM of South Berwick, GOULD of Greenville, HUSSEY of Milo, JACQUES of Waterville, KERR of Old Orchard Beach, LOOK of Jonesboro, MARSHALL of Eliot, MORRISON of Bangor, MURPHY of Berwick, PLOURDE of Biddeford, POULIOT of Lewiston, RAND of Portland, ROTONDI of Athens, STEVENS of Sabattus, STROUT of Corinth, TARDY of Palmyra, THOMPSON of Lincoln, Senators: BERUBE of Androscoggin, FOSTER of Hancock, KIEFFER of Aroostook, TITCOMB of Cumberland)

Bill "An Act to Amend the Composition of the Maine Land Use Regulation Commission" (H.P. 282) (L.D. 369) (Presented by Representative SKOGLUND of St. George) (Cosponsored by Representatives: ADAMS of Portland, GRAY of Sedgwick, Senator: PINGREE of Knox)

Bill "An Act Regarding Noncomplying House and Camp Lots" (H.P. 296) (L.D. 384) (Presented by Representative CLARK of Millinocket)

Bill "An Act to Change the Definition of Beverage Container for the Purposes of Recycling" (H.P. 306) (L.D. 394) (Presented by Representative MORRISON of Bangor) (Cosponsored by Representatives: ADAMS of Portland, CATHCART of Orono, MICHAUD of East Millinocket, SAXL of Bangor, TREAT of Gardiner, WENTWORTH of Arundel, Senator: HANDY of Androscoggin)

Bill "An Act to Grandfather Property under Certain Environmental Laws" (H.P. 307) (L.D. 395) (Presented by Representative NORTON of Winthrop) (Cosponsored by Representatives: BAILEY of Township 27, DRISCOLL of Calais, GOULD of Greenville, Senator: BERUBE of Androscoggin)

Bill "An Act to Promote Uniformity of Pricing among Municipalities Serviced by Privately Owned Waste-to-energy Facilities" (H.P. 323) (L.D. 411) (Presented by Representative CAMPBELL of Holden) (Cosponsored by Representative: SAXL of Bangor, Senator: BALDACCI of Penobscot)

Bill "An Act to Extend the Deadline for Landfill Closures" (EMERGENCY) (H.P. 325) (L.D. 413) (Presented by Representative MITCHELL of Vassalboro) (Cosponsored by Senator CAREY of Kennebec and Representatives: BOWERS of Washington, GOULD of Greenville, KILKELLY of Wiscasset, MITCHELL of

Freeport, POULIN of Oakland)

Ordered Printed.
Sent up for Concurrence.

Fisheries and Wildlife

Bill "An Act to Give Preference to Landowners in the Drawing of 'Any Deer' Permits" (H.P. 271) (L.D. 349) (Presented by Representative MARSH of West Gardiner)

Bill "An Act to Make the Minimum Age for a Muzzle-loading License the Same as the Minimum Age for a Hunting License" (H.P. 294) (L.D. 382) (Presented by Representative ROTONDI of Athens)

Bill "An Act to Protect the Smelt Population in Jordan Pond" (H.P. 298) (L.D. 386) (Presented by Representative ZIRNKILTON of Mount Desert)

Bill "An Act to Prohibit the Use of Electronic Calling Devices While Hunting Moose" (H.P. 317) (L.D. 405) (Presented by Representative MARSH of West Gardiner) (Cosponsored by Representative: JACQUES of Waterville)

Bill "An Act Concerning Registration Stations" (H.P. 327) (L.D. 415) (Presented by Representative TARDY of Palmyra) (Cosponsored by Representatives: CLARK of Millinocket, FARREN of Cherryfield, JACQUES of Waterville, LARRIVEE of Gorham, ROTONDI of Athens, TRACY of Rome, Senators: LUTHER of Oxford, O'DEA of Penobscot)

Ordered Printed.
Sent up for Concurrence.

Taxation

Bill "An Act to Create Economic Development Incentives" (H.P. 257) (L.D. 335) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsored by Representative: MELENDY of Rockland, Senator: PINGREE of Knox)

(The Committee on Reference of Bills had suggested reference to the Committee on Housing and Economic Development.)

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

Housing and Economic Development

Bill "An Act to Ensure Equitable Treatment of Manufactured Home Owners" (H.P. 309) (L.D. 397) (Presented by Representative HEESCHEN of Wilton) (Cosponsored by Senator CAREY of Kennebec and Representatives: DEXTER of Kingfield, JACQUES of Waterville, Senator: SUMMERS of Cumberland)

Ordered Printed.

Sent up for Concurrence.

Human Resources

Bill "An Act to Require the Department of Human Services to Provide Hepatitis Vaccines for Volunteer Firefighters" (H.P. 260) (L.D. 338) (Presented by Representative ZIRNKILTON of Mount Desert)

Bill "An Act to Ensure Equal Medicaid Coverage for Hearing Aids to Boarding Home Residents" (H.P. 264) (L.D. 342) (Presented by Representative MURPHY of Berwick) (Cosponsored by Senator BUSTIN of Kennebec and Representatives: AULT of Wayne, PENDLETON of Scarborough, Senator: CARPENTER of York)

Bill "An Act to Enable Parents of Children with Mental Illness to Care for Their Children at Home" (H.P. 268) (L.D. 346) (Presented by Representative DONNELLY of Presque Isle) (Cosponsored by Senator PARADIS of Aroostook and Representatives: BENNETT of Norway, OTT of York, PENDLETON of Scarborough, ROBICHAUD of Caribou, THOMPSON of Lincoln, TREAT of Gardiner, Senators: KIEFFER of Aroostook, McCORMICK of Kennebec)

Bill "An Act to Protect the Health of Anglers" (H.P. 276) (L.D. 354) (Presented by Representative WENTWORTH of Arundel) (Cosponsored by Representative TREAT of Gardiner and Representatives: GEAN of Alfred, ROTONDI of Athens, Senator: PARADIS of Aroostook)

Bill "An Act to Assist Policy Makers in Establishing Health Care Policy" (H.P. 287) (L.D. 374) (Presented by Representative CARLETON of Wells) (Cosponsored by Representative: RYDELL of Brunswick)

Bill "An Act Regarding Smoking in Restaurants" (H.P. 324) (L.D. 412) (Presented by Representative HEESCHEN of Wilton) (Cosponsored by Representatives: DEXTER of Kingfield, FITZPATRICK of Durham, PENDEXTER of Scarborough, Senators: BUSTIN of Kennebec, HANDY of Androscoggin)

Bill "An Act to Promote Maximum Independence of Older People" (H.P. 330) (L.D. 418) (Presented by Representative TREAT of Gardiner) (Cosponsored by Representative RYDELL of Brunswick, Senator PARADIS of Aroostook and Representatives: COLES of Harpswell, CONSTANTINE of Bar Harbor, MARSH of West Gardiner, MITCHELL of Freeport, OLIVER of Portland, PENDEXTER of Scarborough, PFEIFFER of Brunswick, SIMONDS of Cape Elizabeth, STEVENS of Sabattus, Senators: BALDACCI of Penobscot, HARRIMAN of Cumberland, McCORMICK of Kennebec)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act to Require Restitution Rather Than Incarceration for Certain Crimes" (H.P. 277) (L.D. 355) (Presented by Representative MARSHALL of Eliot) (Cosponsored by Representatives: CAMERON of Rumford,

CAMPBELL of Holden, COFFMAN of Old Town, FARNUM of South Berwick, LEMONT of Kittery, MURPHY of Berwick)

Bill "An Act to Amend the Laws Governing Visitation Rights" (H.P. 293) (L.D. 380) (Presented by Representative NORTON of Winthrop)

Bill "An Act Related to the Restoration of Drivers' Licenses" (H.P. 305) (L.D. 393) (Presented by Representative CLARK of Millinocket)

Bill "An Act Concerning the Determination and Modification of Alimony Payments" (H.P. 311) (L.D. 399) (Presented by Representative DORE of Auburn) (Cosponsored by Representatives: CATHCART of Orono, FARNSWORTH of Hallowell, GWADOSKY of Fairfield, HOGLUND of Portland, Senator: FOSTER of Hancock)

Bill "An Act to Make Stalking a Crime in Maine" (H.P. 328) (L.D. 416) (Presented by Representative CATHCART of Orono) (Cosponsored by Representatives: BOWERS of Washington, CARROLL of Gray, CHONKO of Topsham, COFFMAN of Old Town, FAIRCLOTH of Bangor, FITZPATRICK of Durham, HALE of Sanford, HOGLUND of Portland, JACQUES of Waterville, KILKELLY of Wiscasset, LIPMAN of Augusta, MARTIN of Eagle Lake, MICHAEL of Auburn, MITCHELL of Vassalboro, MORRISON of Bangor, MURPHY of Berwick, PARADIS of Augusta, SAXL of Bangor, STEVENS of Orono, WINN of Glenburn, Senators: BALDACCI of Penobscot, FOSTER of Hancock, HANDY of Androscoggin, O'DEA of Penobscot, PARADIS of Arostook, PEARSON of Penobscot, PINGREE of Knox)

Ordered Printed.
Sent up for Concurrence.

Labor

Bill "An Act to Require That Compensable Workers' Compensation Injuries Be the Result of an Accident" (H.P. 262) (L.D. 340) (Presented by Representative ZIRNKILTON of Mount Desert)

Bill "An Act to Create Equality under the Workers' Compensation Laws for Volunteer Law Enforcement Officers" (H.P. 272) (L.D. 350) (Presented by Representative FARRIN of Cherryfield)

Bill "An Act Regarding Family Leave" (H.P. 318) (L.D. 406) (Presented by Representative OLIVER of Portland) (Cosponsored by Representatives: FARNSWORTH of Hallowell, GEAN of Alfred, PFEIFFER of Brunswick, TREAT of Gardiner, Senators: HANDY of Androscoggin, O'DEA of Penobscot)

Ordered Printed.
Sent up for Concurrence.

Legal Affairs

Bill "An Act to Prohibit Public Housing Authorities from Regulating Firearm Possession by Residents" (H.P. 259) (L.D. 337) (Presented by Representative ROTONDI of Athens) (Cosponsored by Representatives: CARROLL of Gray, FARNUM of South Berwick, JACQUES of Waterville, KILKELLY of

Wiscasset, Senators: CAHILL of Sagadahoc, SUMMERS of Cumberland)

Bill "An Act to Ensure Accountability in the Election Process" (H.P. 261) (L.D. 339) (Presented by Representative ZIRNKILTON of Mount Desert)

Bill "An Act Related to Common Nuisances" (H.P. 273) (L.D. 351) (Presented by Representative COTE of Auburn) (Cosponsored by Representatives: CATHCART of Orono, HALE of Sanford, HOGLUND of Portland, JOSEPH of Waterville, MELENDY of Rockland, PARADIS of Augusta)

Bill "An Act to Increase Unenrolled Voter Participation in Primary Elections" (H.P. 280) (L.D. 367) (Presented by Representative LEMKE of Westbrook) (Cosponsored by Representatives: BOWERS of Washington, DEXTER of Kingfield, JOSEPH of Waterville, RICHARDSON of Portland, STEVENS of Sabattus, WENTWORTH of Arundel) (Submitted by the Department of the Secretary of State pursuant to Joint Rule 24.)

Bill "An Act to Allow Rebate Coupons in Agency Liquor Stores" (H.P. 304) (L.D. 392) (Presented by Representative KUTASI of Bridgton) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 24.)

Bill "An Act to Limit the Size of Agency Liquor Stores" (H.P. 310) (L.D. 398) (Presented by Representative DORE of Auburn) (Cosponsored by Representatives: LIBBY of Buxton, MICHAEL of Auburn)

Ordered Printed.
Sent up for Concurrence.

Marine Resources

Bill "An Act to Amend the Lobster Dealer License Fee" (H.P. 274) (L.D. 352) (Presented by Representative ZIRNKILTON of Mount Desert)

Ordered Printed.
Sent up for Concurrence.

State and Local Government

Bill "An Act to Repeal the Statutory Provisions Formerly Governing Unfunded State Mandates" (H.P. 303) (L.D. 391) (Presented by Representative GRAY of Sedgwick)

Bill "An Act to Clarify the Maine Administrative Procedure Act" (H.P. 329) (L.D. 417) (Presented by Representative JOSEPH of Waterville) (Cosponsored by Representative: LOOK of Jonesboro, Senators: BUTLAND of Cumberland, ESTY of Cumberland) (Submitted by the Department of the Secretary of State pursuant to Joint Rule 24.)

Resolve, To Authorize the Director of the Bureau of General Services to Transfer in the Name of the State a Certain State Built Water Pipeline in the Town of Boothbay Harbor (H.P. 308) (L.D. 396)

(Presented by Representative HEINO of Boothbay)
(Cosponsored by Senator: BEGLEY of Lincoln)
(Submitted by the Department of Administrative and
Financial Services pursuant to Joint Rule 24.)

Resolve, to Increase Efficiency and Reduce Costs
for State Agencies (H.P. 321) (L.D. 409) (Presented
by Representative TREAT of Gardiner) (Cosponsored by
Senator HARRIMAN of Cumberland and Representatives:
CARROLL of Gray, GEAN of Alfred, KILKELLY of
Wiscasset, TOWNSEND of Portland)

Ordered Printed.
Sent up for Concurrence.

Appropriations and Financial Affairs

RESOLUTION, Proposing an Amendment to the
Constitution of Maine to Protect Revenue in Other
Special Revenue Funds (H.P. 319) (L.D. 407)
(Presented by Representative TARDY of Palmyra)
(Cosponsored by Representatives: HUSSEY of Milo,
SPEAR of Nobleboro, STROUT of Corinth, VIGUE of
Winslow)

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

On motion of Representative Joseph of Waterville,
was referred to the Committee on Appropriations and
Financial Affairs, ordered printed and sent up for
concurrence.

Taxation

Bill "An Act to Fund the Investment Tax Credit
for Solid Waste Reduction" (H.P. 269) (L.D. 347)
(Presented by Representative WENTWORTH of Arundel)
(Cosponsored by Representatives: BOWERS of
Washington, FARNSWORTH of Hallowell, HUGLUND of
Portland, TREAT of Gardiner)

Bill "An Act to Clarify the Laws Relating to
Property Tax Abatements" (H.P. 283) (L.D. 370)
(Presented by Representative NADEAU of Saco)
(Cosponsored by Representative NADEAU of Saco,
Senator CLEVELAND of Androscoggin and
Representatives: CLARK of Millinocket, DiPIETRO of
South Portland, PLOURDE of Biddeford, RUHLIN of
Brewer, STROUT of Corinth, SULLIVAN of Bangor,
Senators: CAREY of Kennebec, ESTY of Cumberland)

Bill "An Act to Amend the Eligibility
Requirements for the Maine Residents Property Tax
Program" (H.P. 302) (L.D. 390) (Presented by
Representative HOLT of Bath) (Cosponsored by
Representatives: KERR of Old Orchard Beach, KILKELLY
of Wiscasset, NADEAU of Saco, PFEIFFER of Brunswick,
Senator: BERUBE of Androscoggin)

Bill "An Act to Amend the Percentage of Certain
Taxes That are Paid by Banks" (H.P. 314) (L.D. 402)
(Presented by Representative DORE of Auburn)

Bill "An Act Concerning the Payment of Assessed

Property Taxes" (EMERGENCY) (H.P. 322) (L.D. 410)
(Presented by Representative SMALL of Bath)
(Cosponsored by Senator CAHILL of Sagadahoc and
Representatives: AIKMAN of Poland, BARTH of Bethel,
CASHMAN of Old Town, CLARK of Millinocket, CLOUTIER
of South Portland, DiPIETRO of South Portland, HOLT
of Bath, KILKELLY of Wiscasset, KUTASI of Bridgton,
MICHAUD of East Millinocket, O'GARA of Westbrook,
SIMONEAU of Thomaston, Senators: AMERO of Cumberland,
CARPENTER of York, ESTY of Cumberland, LUTHER of
Oxford, PEARSON of Penobscot)

Ordered Printed.
Sent up for Concurrence.

Transportation

Bill "An Act Regarding Reimbursement for Sand and
Salt Storage Facility Construction" (H.P. 286) (L.D.
373) (Presented by Representative SPEAR of Nobleboro)
(Cosponsored by Representatives: GOULD of Greenville,
HEINO of Boothbay, Senator: BEGLEY of Lincoln)

Bill "An Act Concerning the Transfer of Motor
Vehicle Registration Plates" (H.P. 290) (L.D. 377)
(Presented by Representative TRACY of Rome)
(Cosponsored by Representatives: HUSSEY of Milo,
STROUT of Corinth)

Bill "An Act to Establish Signs for Points of
Historic Interest" (H.P. 295) (L.D. 383) (Presented
by Representative WENTWORTH of Arundel) (Cosponsored
by Representatives: ADAMS of Portland, LEMKE of
Westbrook, Senator: DUTREMBLE of York)

Bill "An Act to Require Commercial Trucks to
Operate with Care in Adverse Weather Conditions"
(H.P. 297) (L.D. 385) (Presented by Representative
POULIOT of Lewiston) (Cosponsored by Representatives:
ALIBERTI of Lewiston, BEAM of Lewiston, DUTREMBLE of
Biddeford, HALE of Sanford, HUSSEY of Milo, JALBERT
of Lisbon, MARTIN of Van Buren, RICKER of Lewiston,
STROUT of Corinth, Senator: TITCOMB of Cumberland)

Bill "An Act Concerning Parking Space
Availability for the State's Elderly" (H.P. 313)
(L.D. 401) (Presented by Representative PLOWMAN of
Hampden) (Cosponsored by Representatives: BAILEY of
Township 27, DONNELLY of Presque Isle, FARNUM of
South Berwick, LINDAHL of Northport, MICHAEL of
Auburn, PENDLETON of Scarborough, REED of Dexter,
SIMONEAU of Thomaston, ZIRNKILTON of Mount Desert,
Senator: SUMMERS of Cumberland)

Bill "An Act to Amend the Law Pertaining to
Abandoned Vehicles" (H.P. 320) (L.D. 408) (Presented
by Representative MITCHELL of Vassalboro)
(Cosponsored by Senator CAREY of Kennebec and
Representatives: ERWIN of Rumford, HUGLUND of
Portland)

Resolve, to Privatize Road Maintenance (H.P. 285)
(L.D. 372) (Presented by Representative JOY of Island
Falls) (Cosponsored by Representatives: JONES of
Pittsfield, YOUNG of Limestone)

Ordered Printed.
Sent up for Concurrence.

Utilities

Bill "An Act to Encourage Conservation and Load Management by Electric Utilities" (H.P. 263) (L.D. 341) (Presented by Representative HEESCHEN of Wilton) (Cosponsored by Representatives: ADAMS of Portland, MORRISON of Bangor, Senator: McCORMICK of Kennebec)

Bill "An Act to Amend the Charter of the North Berwick Water District" (EMERGENCY) (H.P. 275) (L.D. 353) (Presented by Representative FARNUM of South Berwick) (Cosponsored by Representatives: CARON of Biddeford, DUTREMBLE of Biddeford, MARSHALL of Eliot, MURPHY of Berwick, TARDY of Palmyra, Senator: CARPENTER of York)

Bill "An Act to Amend the Laws Governing the Conversion of Fuel Systems" (H.P. 284) (L.D. 371) (Presented by Representative DONNELLY of Presque Isle) (Cosponsored by Representatives: AIKMAN of Poland, CARLETON of Wells, CASHMAN of Old Town, COFFMAN of Old Town, DEXTER of Kingfield, MORRISON of Bangor, TAYLOR of Cumberland, THOMPSON of Lincoln, Senators: BALDACCI of Penobscot, CARPENTER of York, KIEFFER of Aroostook)

Bill "An Act to Ensure Economic Benefits from Purchases by Generators of Nuclear Power" (H.P. 289) (L.D. 376) (Presented by Representative HOLT of Bath) (Cosponsored by Senator CLEVELAND of Androscoggin and Representative: COLES of Harpswell, Senator: FOSTER of Hancock)

Bill "An Act to Require Accountability for Bulk-billed Telephone Services" (H.P. 299) (L.D. 387) (Presented by Representative MICHAEL of Auburn) (Cosponsored by Representative COFFMAN of Old Town)

Ordered Printed.
Sent up for Concurrence.

ORDERS

On motion of Representative WHITCOMB of Waldo, the following Order:

Ordered, that House Rule 6 be amended to read:

6. The following standing committees shall be appointed at the commencement of the session, whose duty shall be to consider all subjects referred to them and report thereon:

- On Ways and Means,
- On Leave of Absence,
- On Bills in the Second Reading,
- On Engrossed Bills,
- ~~On Elections,~~

To consist of seven members each;

On Elections.

To consist of six members; and

On Rules and Business of the House,
To consist of three members and the Speaker ex officio.

Ordered, that the House Rules be amended by adding a new House Rule 6-A to read:

6-A. The combined total number of seats on the Standing Committee on Elections must be allocated between majority and minority members equally. Minority leaders of the House shall appoint the minority members to the Standing Committee on Elections.

Was read.

Pursuant to House Rule 54, the Joint Order was tabled and specially assigned for Wednesday, February 10, 1993.

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

ORDERS

On motion of Representative JACQUES of Waterville, the following Order:

ORDERED, that the House of Representatives rescind its action provisionally seating Rita B. Melendy as the State Representative from House District 82; and be it further

ORDERED, that Rita B. Melendy be seated in the House of Representatives as the duly elected State Representative from House District 82.

Was read and passed.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 56 and Joint Rule 34, the following item:

Recognizing:

Judy St. Pierre, for her quick thinking and heroic action that saved Melissa Duval from choking; (HLS 95) by Representative PINEAU of Jay. (Cosponsors: Representative TRACY of Rome, Senator LUTHER of Oxford)

On motion of Representative Pineau of Jay, was removed from Special Sentiment Calendar.

Subsequently, was read and passed and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

ORDERS OF THE DAY

TABLED AND TODAY ASSIGNED

The Chair laid before the House the first tabled and today assigned matter:

HOUSE ORDER - Relative to amending the House Rules by adding Rule 6-A.
TABLED - February 4, 1993 (Pursuant to House Rule #54)
PENDING - Passage. (2/3 Vote Required)

Representative Whitcomb of Waldo withdrew the House Order.

The Chair laid before the House the second tabled and today assigned matter:

JOINT ORDER - Relative to amending the Joint Rules by adding a new Joint Rule 12-D (H.P. 256)
Read in House February 4, 1993
TABLED - February 4, 1993 by Speaker MARTIN of Eagle Lake.
PENDING - Passage. (2/3 Vote Required)

On motion of Representative Gwadosky of Fairfield, tabled pending passage and specially assigned for Wednesday, February 10, 1993.

BILL HELD

Bill "An Act to Amend the Lobster Promotion Fund" (H.P. 253) (L.D. 332)
- In House, Referred to the Committee on **Marine Resources**.
HELD at the Request of Representative DORE of Auburn.

On motion of Representative Dore of Auburn, the House reconsidered its action whereby L.D. 332 was referred to the Committee on **Marine Resources**.

On further motion of the same Representative, L.D. 332 was referred to the Committee on **Taxation**, ordered printed and 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.

On motion of Representative Hussey of Milo,
Adjourned at 7:39 p.m. until Wednesday, February 10, 1993, at four o'clock in the afternoon.
