

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

LEGISLATIVE RECORD - HOUSE, FEBRUARY 23, 1993

ONE HUNDRED AND SIXTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
20th Legislative Day
Tuesday, February 23, 1993

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

Prayer by Rabbi Emeritus Harry Z. Sky, Temple Beth El, Portland.

National Anthem by the Brunswick High School Band.

The Journal of Thursday, February 18, 1993, was read and approved.

COMMUNICATIONS

The following Communication: (S.P. 172)

116TH MAINE LEGISLATURE

February 18, 1993

Senator Gerard P. Conley, Jr.
Rep. Constance D. Cote
Chairpersons
Joint Standing Committee on Judiciary
116th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated S. Kirk Studstrup of Hallowell for reappointment as a Judge-at-Large of the Maine District Court.

Pursuant to Title 4, MRSA Section 157, this nomination will require review by the Joint Standing Committee on Judiciary 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 **Judiciary**.

Was Read and Referred to the Committee on **Judiciary** in concurrence.

The following Communication:

STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002

February 18, 1993

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

Dear Clerk Mayo:

This is to notify you that I have today made the following appointments:

Pursuant to my authority under Chapter 43 of the Resolves of 1989, I have appointed Rep. Douglas Ahearne, of Madawaska, to the Regional Agriculture Committee;

Pursuant to my authority under 3 MRSA, Section 227, I have reappointed Rep. Michael Michaud, of East Millinocket, and Rep. John L. Martin, of Eagle Lake, and appointed Rep. George Townsend, of Eastport, to the Maine-Canadian Legislative Advisory Commission;

Pursuant to my authority under Chapter 417 of the Public Laws of 1991, I have reappointed Rep. Anne Larrivee, of Gorham, and appointed Rep. Donald Gean, of Alfred, and Rep. Birger Johnson, of South Portland, to the Maine Criminal Justice Commission;

Pursuant to my authority under 20-A MRSA, Section 11002, I have appointed Rep. Stephen Simonds, of Cape Elizabeth, to the New England Board of Higher Education;

Pursuant to my authority under 3 MRSA, Section 201, I have reappointed Rep. Patrick Paradis, of Augusta, and Rep. Dorothy Rotondi, of Athens, and appointed Rep. John L. Martin, of Eagle Lake, to the Interstate Cooperation Commission;

Pursuant to my authority under Chapter 34 of the Resolves of 1991, I have reappointed Rep. Marjorie Kilkelly, of Wiscasset, to the Maine Committee for Global Education;

Pursuant to my authority under 20-A MRSA, Section 11801, I have appointed Rep. Maria Glen Holt, of Bath, to the Advisory Committee on Medical Education;

Pursuant to my authority under Chapter 836 of the Public Laws of 1991, I have reappointed Rep. Virginia Constantine, of Bar Harbor, to the Petroleum Advisory Council;

Pursuant to my authority under 5 MRSA, Section 251, I have appointed Rep. Eleanor Murphy, of Berwick, to the Maine-New Hampshire Boundary Advisory Commission;

Pursuant to my authority under 38 MRSA, Section 1453, I have reappointed Rep. James Mitchell, of Freeport, Rep. James Reed Coles, of Harpswell, Rep. Willis Lord, of Waterboro, and Dr. Joseph Blinick, of Portland, to the Advisory Commission on Radioactive Waste.

Sincerely,

S/John L. Martin
Speaker of the House

Was read and ordered placed on file.

The following Communication:

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

February 18, 1993

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

Dear Clerk Mayo:

Please be advised that Mr. Louis A. Golob has withdrawn his appeal to the Commission on Governmental Ethics and Election Practices regarding the results of the election in House District 106.

Sincerely,

S/Marilyn Canavan
Director

Was read and ordered placed on file.

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

ORDERS

On motion of Representative **GMADOSKY** of Fairfield, the following Order:

ORDERED, that the House of Representatives rescind its action provisionally seating Ruel P. Cross as the State Representative from House District 106; and be it further

ORDERED, that Ruel P. Cross be seated in the House of Representatives as the duly elected State Representative from House District 106.

Was read and passed.

The following Communication:

HEALTH CARE FINANCE COMMISSION
State House Station 102
Augusta, Maine 04333

January 15, 1993

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

Dear Speaker Martin:

I am pleased to transmit to you the Commission's Annual Report. My fellow Commissioners and I hope that our report will be helpful to you and the other members of the Legislature in your efforts to formulate and implement health policy for Maine.

Our report indicates that the cost of hospital services has increased at a significantly lower rate in Maine than in our neighboring states and the nation since the establishment of Maine's hospital payment system. These lower rates of increase have directly benefitted Maine payors in the form of lesser payments and have made hospital services more accessible to Maine citizens.

Unfortunately, this progress in cost containment has been somewhat clouded by the continuing failure of the federal government to pay its fair share of the cost of hospital services. Governmental payment shortfalls have increased significantly over the past several years, causing higher hospital charges and greater payments by Maine's private payors. We recognize that this problem is not unique to Maine and that its solution may require a national initiative.

We note with special emphasis two developments relating to hospital utilization. First, a twelve year decline in hospital admissions was reversed in 1991, and second, hospital utilization by Medicaid patients increased sharply between 1988 and 1991. Both of these developments deserve further analysis and we will discuss the reasons for and the policy implications of these developments in a future report.

In our last Annual Report we described the first phase of the implementation process for the major statutory amendments enacted in 1989. We can now report that the transition from the original hospital payment system to the significantly revised system established in 1989 has been completed and, over this next year, we will be collecting the information necessary to permit the first assessment of these new systems.

We look forward to working with you to assure that quality hospital care is available to all Maine citizens at an affordable cost.

Sincerely,

S/Rosalyn S. Bernstein
Chairman

Was read and with accompanying report 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:

Aging, Retirement and Veterans

Bill "An Act to Extend the Retirement Incentive Option for Two Years" (H.P. 462) (L.D. 599) (Presented by Representative LIPMAN of Augusta) (Cosponsored by Representative: PINEAU of Jay)

Bill "An Act Concerning Funding of the Maine State Retirement System" (H.P. 465) (L.D. 602) (Presented by Representative WENTWORTH of Arundel) (Cosponsored by Representatives: CATHCART of Orono, HATCH of Skowhegan, MORRISON of Bangor, Senator: TITCOMB of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Agriculture

Bill "An Act Allowing Animal Welfare Personnel of the Department of Agriculture, Food and Rural Resources to Enforce Laws Prohibiting the Sale of Certain Fish and Wildlife" (H.P. 448) (L.D. 574) (Presented by Representative MARSH of West Gardiner) (Cosponsored by Representative: TARDY of Palmyra, Senators: PEARSON of Penobscot, WEBSTER of Franklin) (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

Resolve, to Reduce the Administrative Costs of State Government (EMERGENCY) (H.P. 487) (L.D. 645) (Presented by Representative POULIOT of Lewiston) (Cosponsored by Representatives: CARROLL of Gray, CHONKO of Topsham, DORE of Auburn, DUTREMBLE of Biddeford, FOSS of Yarmouth, GWADOSKY of Fairfield, HICHBORN of Howland, JALBERT of Lisbon, KERR of Old Orchard Beach, MacBRIDE of Presque Isle, REED of Falmouth, RYDELL of Brunswick, Senators: FOSTER of Hancock, PEARSON of Penobscot, TITCOMB of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Banking and Insurance

Bill "An Act to Amend the Mutual Holding Company Laws" (H.P. 477) (L.D. 614) (Presented by Representative RYDELL of Brunswick) (Cosponsored by Representatives: CONSTANTINE of Bar Harbor, ERWIN of Rumford, JOSEPH of Waterville, PINEAU of Jay, Senator: MCCORMICK of Kennebec)

Bill "An Act to Strengthen Laws Against Uninsured Motorists" (H.P. 484) (L.D. 642) (Presented by Representative BENNETT of Norway)

Ordered Printed.
Sent up for Concurrence.

Business Legislation

Bill "An Act to Allow All Retailers to Obtain Cigarettes at the Same Price" (H.P. 466) (L.D. 603) (Presented by Representative MICHAEL of Auburn)

(Cosponsored by Representatives: BARTH of Bethel, CAMPBELL of Holden, JOY of Island Falls, KUTASI of Bridgton)

Bill "An Act to Clarify the Laws Related to Debt Collectors and Repossession Companies" (H.P. 470) (L.D. 607) (Presented by Representative KUTASI of Bridgton) (Cosponsored by Representative: CONSTANTINE of Bar Harbor) (Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 24.)

Bill "An Act Regarding Vessels Stored at Marinas" (H.P. 481) (L.D. 618) (Presented by Representative RYDELL of Brunswick) (Cosponsored by Representatives: COLES of Harpswell, HOLT of Bath, MITCHELL of Freeport, PFEIFFER of Brunswick, Senator: HARRIMAN of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Joint Select Committee on Corrections

Bill "An Act to Clarify the Days During Which Prisoners May Be Delivered to the Custody of the Department of Corrections" (H.P. 443) (L.D. 569) (Presented by Representative OLIVER of Portland) (Cosponsored by Representative: OTT of York) (Submitted by the Department of Corrections pursuant to Joint Rule 24.)

Resolve, to Require the Maine Criminal Justice Commission to Study Adult Inmate Education and Training in the Correctional System (EMERGENCY) (H.P. 478) (L.D. 615) (Presented by Representative PFEIFFER of Brunswick) (Cosponsored by Representatives: ADAMS of Portland, DAGGETT of Augusta, ERWIN of Rumford, OLIVER of Portland, WINN of Glenburn, Senators: CONLEY of Cumberland, HANDY of Androscoggin)

Ordered Printed.
Sent up for Concurrence.

Education

Bill "An Act to Amend Teacher Certification Laws" (H.P. 453) (L.D. 579) (Presented by Representative KONTOS of Windham) (Cosponsored by Representatives: BAILEY of Township 27, MITCHELL of Vassalboro, NORTON of Winthrop, PINETTE of Fort Kent, SIMONDS of Cape Elizabeth, Senators: HANDY of Androscoggin, O'DEA of Penobscot)

Bill "An Act Regarding Responsibilities of Union School Committees" (H.P. 456) (L.D. 582) (Presented by Representative AULT of Wayne) (Cosponsored by Representative: NORTON of Winthrop)

Bill "An Act to Allow Elementary and Secondary Schools to Obtain Insurance Coverage through the Bureau of General Services" (H.P. 460) (L.D. 586) (Presented by Representative MITCHELL of Vassalboro) (Cosponsored by Representatives: CATHCART of Orono, CHASE of China, FAIRCLOTH of Bangor, GOULD of Greenville, KONTOS of Windham, LARRIVEE of Gorham,

MELENDY of Rockland, MORRISON of Bangor, NORTON of Winthrop, O'GARA of Westbrook, OLIVER of Portland, PFEIFFER of Brunswick, RAND of Portland, RYDELL of Brunswick, ST. ONGE of Greene, STEVENS of Orono, Senator: O'DEA of Penobscot)

Resolve, to Reduce the Cost of Administration for Public Primary and Secondary Education (EMERGENCY) (H.P. 458) (L.D. 584) (Presented by Representative RYDELL of Brunswick) (Cosponsored by Representatives: CARROLL of Gray, CHONKO of Topsham, HICHBORN of Howland, MITCHELL of Vassalboro, NORTON of Winthrop, PFEIFFER of Brunswick, Senators: O'DEA of Penobscot, PEARSON of Penobscot, TITCOMB of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Energy and Natural Resources

Bill "An Act to Reaffirm the Prohibition of Spaghetti-tots" (H.P. 467) (L.D. 604) (Presented by Representative JACQUES of Waterville) (Cosponsored by Senator LAWRENCE of York and Representatives: ANDERSON of Woodland, COLES of Harpswell, CONSTANTINE of Bar Harbor, GOULD of Greenville, LORD of Waterboro, MARSH of West Gardiner, MITCHELL of Freeport, PINEAU of Jay, POULIN of Oakland, WENTWORTH of Arundel, Senators: CIANCHETTE of Somerset, LUDWIG of Aroostook)

Bill "An Act Concerning Mooring Permits" (H.P. 469) (L.D. 606) (Presented by Representative COLES of Harpswell) (Cosponsored by Senator PINGREE of Knox and Representatives: ADAMS of Portland, CARON of Biddeford, CONSTANTINE of Bar Harbor, GRAY of Sedgwick, HOLT of Bath, KERR of Old Orchard Beach, MELENDY of Rockland, MITCHELL of Freeport, OLIVER of Portland, RAND of Portland, RYDELL of Brunswick, SIMONDS of Cape Elizabeth, SKOGLUND of St. George, SWAZEY of Bucksport, TOWNSEND of Eastport, WALKER of Blue Hill, WENTWORTH of Arundel, Senators: CONLEY of Cumberland, DUTREMBLE of York, LAWRENCE of York, VOSE of Washington)

Bill "An Act to Establish the Maine Parks and Recreation Fund" (H.P. 472) (L.D. 609) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Representatives: BARTH of Bethel, CHONKO of Topsham, GOULD of Greenville, JACQUES of Waterville, MARSH of West Gardiner, RICHARDSON of Portland, WENTWORTH of Arundel)

Ordered Printed.
Sent up for Concurrence.

Fisheries and Wildlife

Bill "An Act to Allow Bow Hunters to Take Antlerless Deer During the Open Firearms Season" (H.P. 440) (L.D. 566) (Presented by Representative AULT of Wayne) (Cosponsored by Senator HALL of Piscataquis and Representatives: AIKMAN of Poland, DEXTER of Kingfield, FARREN of Cherryfield, GOULD of Greenville, LEMONT of Kittery, MARSH of West Gardiner, NICKERSON of Turner, ROTONDI of Athens,

Senators: AMERO of Cumberland, SUMMERS of Cumberland)

Bill "An Act to Require People Applying for the Moose Lottery to Have Hunting Licenses" (H.P. 455) (L.D. 581) (Presented by Representative GEAN of Alfred) (Cosponsored by Representatives: CARROLL of Gray, FARREN of Cherryfield, TRACY of Rome)

Bill "An Act to Ensure Safe Hunting" (H.P. 475) (L.D. 612) (Presented by Representative CONSTANTINE of Bar Harbor) (Cosponsored by Representatives: GEAN of Alfred, HOLT of Bath, ST. ONGE of Greene)

Bill "An Act to Restrict the Taking of Turtles and Snakes from the Wild for Export, Sale or Commercial Purposes" (H.P. 485) (L.D. 643) (Presented by Representative NICKERSON of Turner) (Cosponsored by Representatives: GREENLAW of Standish, ROTONDI of Athens, TRACY of Rome) (Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 24.)

Bill "An Act Authorizing the Commissioner of Inland Fisheries and Wildlife to Regulate the Hunting of Moose" (H.P. 486) (L.D. 644) (Presented by Representative GREENLAW of Standish) (Cosponsored by Representative: SWAZEY of Bucksport) (Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 24.)

Ordered Printed.
Sent up for Concurrence.

Housing and Economic Development

Bill "An Act to Require Job Impact Statements for Investment Programs Administered by the Finance Authority of Maine" (H.P. 449) (L.D. 575) (Presented by Representative TREAT of Gardiner) (Cosponsored by Representative KONTOS of Windham, Senator PINGREE of Knox and Representatives: CHASE of China, COLES of Harpswell, FITZPATRICK of Durham, OLIVER of Portland, PFEIFFER of Brunswick, RICHARDSON of Portland, SIMONDS of Cape Elizabeth, WENTWORTH of Arundel, Senators: CLEVELAND of Androscoggin, McCORMICK of Kennebec)

Ordered Printed.
Sent up for Concurrence.

Human Resources

Bill "An Act to Encourage Payment of Child Support Obligations" (H.P. 441) (L.D. 567) (Presented by Representative POULIN of Oakland) (Cosponsored by Representatives: ADAMS of Portland, MORRISON of Bangor, Senator: PARADIS of Aroostook)

Ordered Printed.
Sent up for Concurrence.

Legal Affairs

Bill "An Act to Further Discourage the Smoking of

Cigarettes by Minors" (H.P. 454) (L.D. 580) (Presented by Representative PARADIS of Augusta) (Cosponsored by Representatives: DAGGETT of Augusta, MICHAEL of Auburn, STEVENS of Sabattus, TRACY of Rome)

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

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

Human Resources

Bill "An Act to Reestablish Pineland Center as a Training, Education, Research and Treatment Center" (H.P. 479) (L.D. 616) (Presented by Representative CARROLL of Gray) (Cosponsored by Senator CLEVELAND of Androscoggin and Representatives: ALIBERTI of Lewiston, BARTH of Bethel, BRENNAN of Portland, BRUNO of Raymond, CHONKO of Topsham, CLARK of Millinocket, CLOUTIER of South Portland, COFFMAN of Old Town, CROSS of Dover-Foxcroft, ERWIN of Rumford, FAIRCLOTH of Bangor, FITZPATRICK of Durham, GAMACHE of Lewiston, GEAN of Alfred, GWADOSKY of Fairfield, HICHBORN of Howland, HUSSEY of Milo, JALBERT of Lisbon, KERR of Old Orchard Beach, KETTERER of Madison, LORD of Waterboro, MARSH of West Gardiner, MARTIN of Eagle Lake, MICHAUD of East Millinocket, MITCHELL of Vassalboro, MORRISON of Bangor, NADEAU of Saco, O'GARA of Westbrook, OLIVER of Portland, PARADIS of Augusta, PFEIFFER of Brunswick, POULIOT of Lewiston, RICKER of Lewiston, RYDELL of Brunswick, STROUT of Corinth, TAYLOR of Cumberland, TREAT of Gardiner, WALKER of Blue Hill, Senators: AMERO of Cumberland, BALDACCI of Penobscot, CONLEY of Cumberland, ESTY of Cumberland, HANDY of Androscoggin, McCORMICK of Kennebec, PARADIS of Aroostook, PEARSON of Penobscot, TITCOMB of Cumberland)

Bill "An Act to Equalize Mental Health Funding Across Regions" (H.P. 483) (L.D. 641) (Presented by Representative PLOWMAN of Hampden) (Cosponsored by Representative COFFMAN of Old Town and Representatives: CATHCART of Orono, GRAY of Sedgwick, MORRISON of Bangor)

Resolve, to Maximize the Availability of Federal Financing of Services for Families and Children (EMERGENCY) (H.P. 450) (L.D. 576) (Presented by Representative TREAT of Gardiner) (Cosponsored by Representative DAGGETT of Augusta, Senator PARADIS of Aroostook and Representatives: GEAN of Alfred, MICHAUD of East Millinocket)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act to Amend the Wrongful Death Laws" (H.P. 451) (L.D. 577) (Presented by Representative CLARK of Millinocket) (By Request)

Bill "An Act to Authorize the Experimental Use of Video Telecommunication for Arraignment" (H.P. 463) (L.D. 600) (Presented by Representative BRENNAN of Portland) (Cosponsored by Representatives: ADAMS of Portland, CARROLL of Gray, FITZPATRICK of Durham, HILLOCK of Gorham, HOGLUND of Portland, JOHNSON of South Portland, LARRIVEE of Gorham, Senator: BRANNIGAN of Cumberland)

Bill "An Act to Abolish All Concurrent Sentences" (H.P. 480) (L.D. 617) (Presented by Representative HILLOCK of Gorham) (Cosponsored by Representative: DONNELLY of Presque Isle)

Ordered Printed.
Sent up for Concurrence.

Labor

Bill "An Act to Further Clarify Appellate Procedures under the Public Sector Labor Laws" (H.P. 459) (L.D. 585) (Presented by Representative LIBBY of Buxton) (Cosponsored by Representatives: AIKMAN of Poland, RUHLIN of Brewer, Senator: HANDY of Androscoggin) (Submitted by the Department of Labor pursuant to Joint Rule 24.)

Ordered Printed.
Sent up for Concurrence.

Legal Affairs

Bill "An Act Concerning Termination of Tenancies at Will" (H.P. 468) (L.D. 605) (Presented by Representative FAIRCLOTH of Bangor) (Cosponsored by Representative BOWERS of Washington, Senator CAREY of Kennebec)

Bill "An Act to Change the Time of the State Primary" (H.P. 488) (L.D. 646) (Presented by Representative QUINT of Paris) (Cosponsored by Senator HANLEY of Oxford and Representatives: BENNETT of Norway, BRUNO of Raymond, CARON of Biddeford, DEXTER of Kingfield, HILLOCK of Gorham, KUTASI of Bridgton, LEMONT of Kittery, MICHAEL of Auburn, PLOURDE of Biddeford, TRUE of Fryeburg, Senators: BERUBE of Androscoggin, CARPENTER of York)

Resolve, to Direct the Commission on Governmental Ethics and Election Practices to Study Accountability and Truth in Campaign Advertising (H.P. 438) (L.D. 564) (Presented by Representative JACQUES of Waterville) (Cosponsored by Senator TITCOMB of Cumberland and Representatives: CLARK of Millinocket, GOULD of Greenville, GWADOSKY of Fairfield, JOSEPH of Waterville, MITCHELL of Vassalboro, POULIN of Oakland, TARDY of Palmyra, Senators: LAWRENCE of York, LUTHER of Oxford)

Ordered Printed.
Sent up for Concurrence.

State and Local Government

Bill "An Act to Ensure Continuity of State-contracted Services" (H.P. 457) (L.D. 583) (Presented by Representative FARNSWORTH of Hallowell) (Cosponsored by Representatives: ADAMS of Portland, KUTASI of Bridgton)

Ordered Printed.
Sent up for Concurrence.

Bill "An Act Regarding Legislative Ethics" (H.P. 471) (L.D. 608) (Presented by Representative ERWIN of Rumford) (Cosponsored by Representatives: CARLETON of Wells, CARROLL of Gray, DORE of Auburn, FARNUM of South Berwick, GWADOSKY of Fairfield, JACQUES of Waterville, MELENDY of Rockland, PFEIFFER of Brunswick, PINEAU of Jay, STEVENS of Sabattus, TOWNSEND of Eastport, Senators: LUTHER of Oxford, PARADIS of Aroostook, PEARSON of Penobscot)

Bill "An Act to Establish an Advisory Board to Ensure That the State Maximizes the Use of Available Federal Funds" (H.P. 473) (L.D. 610) (Presented by Representative WENTWORTH of Arundel)

Bill "An Act to Shorten the Appeal Procedure for the State Bidding Process and to Provide Consistent Administration of Appeal Hearings" (H.P. 476) (L.D. 613) (Presented by Representative DAGGETT of Augusta) (Cosponsored by Senator: BERUBE of Androscoggin) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 24.)

Ordered Printed.
Sent up for Concurrence.

Taxation

Bill "An Act to Exclude Income of Certain College Students from Household Income for Purposes of Determining Eligibility in the Circuit Breaker Program" (H.P. 439) (L.D. 565) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Representatives: CONSTANTINE of Bar Harbor, DORE of Auburn)

Bill "An Act to Adjust Property Tax Levies Based on Household Income" (H.P. 446) (L.D. 572) (Presented by Representative NORTON of Winthrop) (Cosponsored by Representatives: LEMKE of Westbrook, YOUNG of Limestone, Senator: HANDY of Androscoggin)

Bill "An Act to Provide a Local Option Sales and Use Tax" (H.P. 452) (L.D. 578) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Representatives: BRENNAN of Portland, CONSTANTINE of Bar Harbor, DiPIETRO of South Portland, HOGlund of Portland, ROWE of Portland, TOWNSEND of Portland)

Bill "An Act to Increase the County Share of the Real Estate Transfer Tax" (H.P. 464) (L.D. 601) (Presented by Representative BOWERS of Washington) (Cosponsored by Representatives: LINDAHL of Northport, LORD of Waterboro, MELENDY of Rockland, Senators: GOULD of Waldo, PINGREE of Knox)

Bill "An Act to Promote Job Creation, Retention and Development in Economically Depressed Areas" (H.P. 474) (L.D. 611) (Presented by Representative ZIRNKILTON of Mount Desert) (Cosponsored by Representative: AULT of Wayne)

Transportation

Bill "An Act to Create a Pilot Project at the Yarmouth Information Center" (H.P. 442) (L.D. 568) (Presented by Representative MITCHELL of Freeport) (Cosponsored by Representative: FOSS of Yarmouth, Senator: HARRIMAN of Cumberland)

Bill "An Act to Increase Driver Safety in Inclement Weather" (H.P. 444) (L.D. 570) (Presented by Representative TREAT of Gardiner) (Cosponsored by Representative LINDAHL of Northport, Senator BUTLAND of Cumberland and Representatives: SIMONEAU of Thomaston, TUFTS of Stockton Springs, Senator: GOULD of Waldo)

Bill "An Act to Regulate the Safety of Off-system Railroads" (H.P. 445) (L.D. 571) (Presented by Representative MELENDY of Rockland) (Cosponsored by Representatives: BAILEY of Township 27, BAILEY of Farmington) (Submitted by the Department of Transportation pursuant to Joint Rule 24.)

Bill "An Act to Ensure That Towns Do Not Have to Pay for Ambulance or Emergency Vehicle Response on Controlled Access Highways within Their Boundaries" (H.P. 461) (L.D. 598) (Presented by Representative MARSH of West Gardiner) (Cosponsored by Senator McCORMICK of Kennebec and Representatives: ADAMS of Portland, CARLETON of Wells, DiPIETRO of South Portland, KERR of Old Orchard Beach, LIBBY of Kennebunk, LIPMAN of Augusta, PENDEXTER of Scarborough, STEVENS of Sabattus, TREAT of Gardiner, Senator: SUMMERS of Cumberland)

Bill "An Act to Amend the Motor Vehicle Laws" (H.P. 482) (L.D. 619) (Presented by Representative STROUT of Corinth) (Cosponsored by Senator PARADIS of Aroostook and Representatives: BAILEY of Farmington, MARTIN of Van Buren) (Submitted by the Department of Public Safety pursuant to Joint Rule 24.)

Ordered Printed.
Sent up for Concurrence.

Utilities

Bill "An Act to Ensure Residential Consumer Representation on and before the Public Utilities Commission" (H.P. 447) (L.D. 573) (Presented by Representative TREAT of Gardiner) (Cosponsored by Representative ADAMS of Portland and Representatives: CHASE of China, FITZPATRICK of Durham, GRAY of Sedgwick, HOLT of Bath, MARTIN of Eagle Lake, MORRISON of Bangor, RYDELL of Brunswick, WENTWORTH of Arundel, Senators: HANDY of Androscoggin, McCORMICK of Kennebec)

Ordered Printed.
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:

(H.P. 241) (L.D. 320) Bill "An Act to Extend the Reporting Date of the Task Force on Mental Health Education and Licensure" (EMERGENCY) Committee on **Human Resources** reporting "Ought to Pass"

(H.P. 74) (L.D. 104) Bill "An Act to Expand the Membership of the National Conference of Commissioners on Uniform State Laws" Committee on **State and Local Government** reporting "Ought to Pass" as amended by Committee Amendment "A" (H-26)

(H.P. 9) (L.D. 16) Bill "An Act to Authorize Financing of Solid Waste Districts on a Per Capita or a State Valuation Basis" (EMERGENCY) Committee on **Energy and Natural Resources** reporting "Ought to Pass" as amended by Committee Amendment "A" (H-27)

There being no objections, the above items were ordered to appear on the Consent Calendar of Thursday, February 25, 1993, under the listing of Second Day.

PASSED TO BE ENACTED

An Act to Legalize Blue-dot Taillights (S.P. 18) (L.D. 8)

An Act Concerning the Employment of Personnel by the Department of Inland Fisheries and Wildlife (H.P. 161) (L.D. 213)

Were 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.

ORDERS OF THE DAY

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment Thursday, February 18, 1993, have preference in the Orders of the Day and continue with such preference until disposed of as provided by Rule 24.

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

JOINT 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 16, 1993 by Representative GWADOSKY of Fairfield.
PENDING - Passage. (2/3 Vote Required)

On motion of Representative Gwadosky of Fairfield, retabled pending passage (2/3 vote H-193

required) and specially assigned for Thursday, February 25, 1993.

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

Bill "An Act to Centralize Licensing for Retail Businesses" (H.P. 399) (L.D. 512)
- In House, referred to Committee on **Business Legislation**.
- In Senate, referred to Committee on **Taxation** in non-concurrence.
TABLED - February 18, 1993 (Till Later Today) by Representative HOGLUND of Portland.
PENDING - Further Consideration.

On motion of Representative Hوجلund of Portland, retabled pending further consideration and later today assigned.

(At Ease)

The House was called to order by the Speaker.

The Chair laid before the House the following item: Bill "An Act to Centralize Licensing for Retail Businesses" (H.P. 399) (L.D. 512) (In House, referred to Committee on **Business Legislation**. - In Senate, referred to Committee on **Taxation** in non-concurrence) which was tabled earlier in the day and later today assigned pending further consideration.

On motion of Representative Hوجلund of Portland, the House voted to Insist.

On motion of Representative Clark of Millinocket, Adjourned at 10:27 a.m. until Thursday, February 25, 1993, at ten o'clock in the morning.