

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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
24th Legislative Day
Tuesday, March 9, 1993

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

Prayer by Reverend Robert L. Webster, Clark Memorial United Methodist Church, Portland.

National Anthem by the Brewer High School Band.

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

COMMUNICATIONS

The following Communication: (S.P. 253)

116TH MAINE LEGISLATURE

March 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 Rodney L. McCormick of Hallowell for appointment and Richard P. Bentzel of Fairfield and Franklin P. Eggert of Verona Island for reappointments to the Sludge & Residuals Utilization Research Foundation.

Pursuant to Title 38, MRSA Section 1382, these nominations 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.

The following Communication: (S.P. 254)

116TH MAINE LEGISLATURE

March 2, 1993

Senator Ida Luther
Rep. Dorothy A. Rotondi
Chairpersons

Joint Standing Committee on Fisheries and Wildlife
116th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Gene L. Brown of Durham for reappointment to the Inland Fisheries and Wildlife Advisory Council.

Pursuant to Title 12, MRSA Section 7033-A, this nomination will require review by the Joint Standing Committee on Fisheries and Wildlife 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 **Fisheries and Wildlife**.

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

The following Communication: (S.P. 255)

116TH MAINE LEGISLATURE

March 2, 1993

Senator Richard J. Carey
Rep. Beverly C. Daggett
Chairpersons
Joint Standing Committee on Legal Affairs
116th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Mary Anne Smith of Norway for reappointment to the Maine State Liquor Commission.

Pursuant to Title 28A, MRSA Section 61, this nomination will require review by the Joint Standing Committee on Legal Affairs 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 **Legal Affairs**.

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

The following Communication: (S.P. 256)

116TH MAINE LEGISLATURE

March 2, 1993

Senator Bonnie L. Titcomb
Rep. John Jalbert
Chairpersons
Joint Standing Committee on Aging, Retirement
and Veterans
116th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Grover B. MacLaughlin of Orono for reappointment to the Maine State Retirement Board of Trustees.

Pursuant to Title 5, MRSA Section 17102, this nomination will require review by the Joint Standing Committee on Aging, Retirement and Veterans 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 Aging, Retirement and Veterans.

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

The following Communication:

116th MAINE LEGISLATURE

March 4, 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 pursuant to our authority under Chapter 914 of the Public Laws of 1989, we have today reappointed Sen. Joseph Brannigan, of Cumberland; Rep. Charles Plourde, of Biddeford; and Rep. Ronald Bailey, of Farmington, to the Commission on Investment Capital. We have also appointed Sen. Rochelle Pingree, of Knox, and Rep. Marc Vigue of Winslow, to this panel.

Sincerely,

S/Dennis L. Dutremble
President of the Senate

S/John L. Martin
Speaker of the House

Was read and ordered placed on file.

The following Communication: (H.P. 618)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
AUGUSTA, MAINE 04333

March 5, 1993

John L. Martin
Speaker of the House
116th Legislature

Dennis L. Dutremble
President of the Senate
116th Legislature

Dear Mr. Speaker and Mr. President:

On March 5, 1993, two Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committee on March 5, 1993 as follows:

Judiciary

Bill "An Act to Ensure a Woman's Right to Know" (H.P. 604) (L.D. 819) (Presented by Representative COFFMAN of Old Town) (Cosponsored by Senator PARADIS of Aroostook and Representatives: AHEARNE of Madawaska, BRUNO of Raymond, CLARK of Millinocket, DEXTER of Kingfield, GOULD of Greenville, JOY of Island Falls, KUTASI of Bridgton, MARSHALL of Eliot, MARTIN of Van Buren, MICHAUD of East Millinocket, MURPHY of Berwick, NICKERSON of Turner, PINETTE of Fort Kent, POULIOT of Lewiston, REED of Dexter, VIGUE of Winslow, Senator: CAREY of Kennebec)

Bill "An Act to Ensure a Parent's Right to Know" (H.P. 605) (L.D. 820) (Presented by Representative COFFMAN of Old Town) (Cosponsored by Senator PARADIS of Aroostook and Representatives: AHEARNE of Madawaska, BRUNO of Raymond, CLARK of Millinocket, DEXTER of Kingfield, GOULD of Greenville, JOY of Island Falls, KUTASI of Bridgton, MARSHALL of Eliot, MARTIN of Van Buren, MICHAUD of East Millinocket, MURPHY of Berwick, NICKERSON of Turner, PINETTE of Fort Kent, POULIOT of Lewiston, REED of Dexter, VIGUE of Winslow, YOUNG of Limestone, Senators: CAREY of Kennebec, LUTHER of Oxford)

Sincerely,

S/Joseph W. Mayo
Clerk of the House

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

Was read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 622)

HOUSE OF REPRESENTATIVES
STATE HOUSE
AUGUSTA 04333

March 4, 1993

Speaker John L. Martin
Speaker of Maine House
Augusta, ME 04333

Dear Mr. Speaker:

I am writing this letter to officially offer my resignation as a member of the Reapportionment Commission. I don't do this lightly, but I know that if I am replaced now, the new member will still be coming in at a good time since the Commission has just really begun its actual work.

The fact that Sen. Lawrence and myself are both on the Commission really puts a strain on the work of the Energy and Natural Resources Committee. This problem as well as a very busy schedule elsewhere really prohibits me from doing the kind of job the Commission requires.

I, therefore, offer this resignation and thank you for your consideration.

Respectfully,

S/Paul F. Jacques
State Representative
District #97

Was read and ordered placed on file.

The following Communication: (H.P. 623)

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

March 5, 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 pursuant to my authority under Article IV, Part Third, Section 1-A, of the Constitution of the State of Maine, I am today appointing Rep. Beverly Daggett, of Augusta, to serve on the Reapportionment Commission. She will be replacing Rep. Paul Jacques who has resigned.

Sincerely,

S/John L. Martin
Speaker of the House

Was read and ordered placed on file and sent up

for concurrence.

The following Communication:

MAINE TURNPIKE AUTHORITY
430 RIVERSIDE STREET
PORTLAND, MAINE 04103

March 4, 1993

Hon. Dennis Dutremble
President of the Senate
State House Station 3
Augusta, Maine 04333

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

Dear President Dutremble/Speaker Martin:

I am pleased to forward to the Maine Legislature the Maine Turnpike Authority's 1994 Revenue Fund Operating Budget in accordance with Initiated Bill Chapter 1, 1991. The specific section of the law is Sec. 3, 23 M.R.S.A. 1961 sub - 6.

I look forward to working with the Legislature and presenting background information on the MTA's 1994 Revenue Budget through the Committee process.

Sincerely,

S/Paul E. Violette
Executive Director

Was read and with accompanying papers 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:

Agriculture

Bill "An Act to Extend the Maine Dairy Farm Stabilization Act" (H.P. 591) (L.D. 806) (Presented by Representative TARDY of Palmyra)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act Regarding Judicial Branch Publications" (H.P. 596) (L.D. 811) (Presented by Representative SAXL of Bangor) (Cosponsored by Representatives: ADAMS of Portland, COTE of Auburn,

HATCH of Skowhegan, WALKER of Blue Hill, Senator: CONLEY of Cumberland) (Submitted by the Judicial Department pursuant to Joint Rule 24.)

(The Committee on Reference of Bills had suggested reference to the Committee on Appropriations and Financial Affairs.)

On motion of Representative Chonko of Topsham, was referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

Appropriations and Financial Affairs

Bill "An Act to Enhance the Cost-effectiveness of the Central Motor Pool" (H.P. 610) (L.D. 825) (Presented by Representative JACQUES of Waterville) (Cosponsored by Senator LUTHER of Oxford and Representatives: CLARK of Millinocket, COLES of Harpswell, CONSTANTINE of Bar Harbor, FARREN of Cherryfield, MARSH of West Gardiner, MARTIN of Eagle Lake, MITCHELL of Freeport, POULIN of Oakland, SWAZEY of Bucksport)

Ordered Printed.
Sent up for Concurrence.

Education

Bill "An Act Relating to Conferring of Degrees by the Research Institute for Semiological Mathematics" (H.P. 594) (L.D. 809) (Presented by Representative CATHCART of Orono) (Cosponsored by Senator O'DEA of Penobscot and Representatives: COFFMAN of Old Town, MICHAEL of Auburn, PLOWMAN of Hampden, STEVENS of Orono)

Bill "An Act Regarding Certification Fees for Adult Education Teachers" (H.P. 619) (L.D. 843) (Presented by Representative OLIVER of Portland) (Cosponsored by Senator HANDY of Androscoggin)

Ordered Printed.
Sent up for Concurrence.

Energy and Natural Resources

Bill "An Act to Reduce the Registration Fee on Small Hazardous Waste Generators" (H.P. 607) (L.D. 822) (Presented by Representative ST. ONGE of Greene) (Cosponsored by Representative: JACQUES of Waterville, Senator: CIANCHETTE of Somerset)

Resolve, to Direct the Department of Environmental Protection to Develop a Report Regarding the Feasibility of the State Applying to Assume Permitting Jurisdiction over Federal Wetlands (H.P. 609) (L.D. 824) (Presented by Representative MICHAUD of East Millinocket) (Cosponsored by Representatives: COLES of Harpswell, JACQUES of Waterville, LORD of Waterboro, Senator: LAWRENCE of York)

Ordered Printed.

Sent up for Concurrence.

Housing and Economic Development

Resolve, to Direct the Economic Development and Business Assistance Coordinating Council to Develop a Statement of Principles and Standards for Sustainable Development (H.P. 616) (L.D. 831) (Presented by Representative SIMONDS of Cape Elizabeth) (Cosponsored by Representative MELENDY of Rockland, Senator TITCOMB of Cumberland and Representatives: BENNETT of Norway, BRENNAN of Portland, GWADOSKY of Fairfield, JACQUES of Waterville, KONTOS of Windham, KUTASI of Bridgton, MARSH of West Gardiner, MITCHELL of Vassalboro, MORRISON of Bangor, OLIVER of Portland, STROUT of Corinth, TREAT of Gardiner, Senators: AMERO of Cumberland, HANDY of Androscoggin, LAWRENCE of York, PINGREE of Knox, VOSE of Washington)

Ordered Printed.
Sent up for Concurrence.

Human Resources

Bill "An Act to Encourage Fair Medicare Payments to Hospitals and to Promote Management Improvements and Planning by Hospitals and for Related Purposes" (H.P. 602) (L.D. 817) (Presented by Representative SIMONDS of Cape Elizabeth) (Cosponsored by Senator PARADIS of Aroostook and Representatives: CARROLL of Gray, PENDEXTER of Scarborough, RYDELL of Brunswick, TREAT of Gardiner)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act to Eliminate the Automatic Issuance of Conditional Withholding Orders" (H.P. 593) (L.D. 808) (Presented by Representative FAIRCLOTH of Bangor) (Submitted by the Judicial Department pursuant to Joint Rule 24.)

Bill "An Act to Specify Criminal Liability for Tampering with Food or Drugs and Related Crimes" (H.P. 599) (L.D. 814) (Presented by Representative DiPIETRO of South Portland) (Cosponsored by Senator SUMMERS of Cumberland and Representatives: KERR of Old Orchard Beach, KUTASI of Bridgton, LOOK of Jonesboro, PLOURDE of Biddeford, SIMONEAU of Thomaston, TARDY of Palmyra, YOUNG of Limestone, Senator: CLEVELAND of Androscoggin)

Bill "An Act Regarding Supervision of Foster Children during Visitation" (H.P. 606) (L.D. 821) (Presented by Representative RYDELL of Brunswick) (Cosponsored by Representatives: CASHMAN of Old Town, CATHCART of Orono, COLES of Harpswell, DAGGETT of Augusta, DORE of Auburn, FAIRCLOTH of Bangor, GWADOSKY of Fairfield, HOLT of Bath, MELENDY of Rockland, PENDLETON of Scarborough, TOWNSEND of Canaan, Senators: BALDACCI of Penobscot, BUSTIN of Kennebec, O'DEA of Penobscot)

Bill "An Act to Protect Civil Rights" (EMERGENCY) (H.P. 620) (L.D. 844) (Presented by Representative CATHCART of Orono) (Cosponsored by Representatives: COTE of Auburn, HOGLUND of Portland, MORRISON of Bangor, RAND of Portland, Senator: CONLEY of Cumberland)

Bill "An Act to Create a Cause of Action Against the State for Wrongful Imprisonment" (H.P. 621) (L.D. 845) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsored by Representative: COTE of Auburn)

Ordered Printed.
Sent up for Concurrence.

Legal Affairs

Bill "An Act Requiring Mobile Home Park Operators to Notify Lienholders Prior to Eviction" (H.P. 597) (L.D. 812) (Presented by Representative PLOURDE of Biddeford) (Cosponsored by Representatives: DiPIETRO of South Portland, KUTASI of Bridgton, REED of Dexter, VIGUE of Winslow, Senator: CAREY of Kennebec)

Bill "An Act to Increase the Penalties for Littering" (H.P. 608) (L.D. 823) (Presented by Representative ST. ONGE of Greene) (Cosponsored by Representatives: CARROLL of Gray, CASHMAN of Old Town, FITZPATRICK of Durham, GRAY of Sedgwick, HOGLUND of Portland, JACQUES of Waterville, MARSH of West Gardiner, MICHAEL of Auburn, MITCHELL of Vassalboro, NORTON of Winthrop, TOWNSEND of Eastport, TOWNSEND of Canaan, TUFTS of Stockton Springs, Senator: BERUBE of Androscoggin)

Bill "An Act to Ensure Integrity in Maine Government by Prohibiting Involvement of Constitutional Officers and the State Auditor in Political Action Committees" (H.P. 613) (L.D. 828) (Presented by Representative MARSH of West Gardiner) (Cosponsored by Representative CASHMAN of Old Town, Senator BUTLAND of Cumberland and Representatives: ADAMS of Portland, AHEARNE of Madawaska, ANDERSON of Woodland, BARTH of Bethel, BENNETT of Norway, BRENNAN of Portland, BRUNO of Raymond, CAMERON of Rumford, CARLETON of Wells, CARROLL of Gray, CATHCART of Orono, CHASE of China, CLUKEY of Houlton, COFFMAN of Old Town, CROSS of Dover-Foxcroft, DEXTER of Kingfield, DONNELLY of Presque Isle, FAIRCLOTH of Bangor, FARNUM of South Berwick, FARREN of Cherryfield, FITZPATRICK of Durham, FOSS of Yarmouth, GREENLAW of Standish, HEINO of Boothbay, HILLOCK of Gorham, JOY of Island Falls, KNEELAND of Easton, KONTOS of Windham, LEMKE of Westbrook, LEMONT of Kittery, LIBBY of Buxton, LINDAHL of Northport, LOOK of Jonesboro, LORD of Waterboro, MacBRIDE of Presque Isle, MARSHALL of Eliot, MARTIN of Eagle Lake, MICHAEL of Auburn, MITCHELL of Vassalboro, MURPHY of Berwick, NORTON of Winthrop, OTT of York, PENDEXTER of Scarborough, PLOWMAN of Hampden, QUINT of Paris, REED of Falmouth, RICHARDSON of Portland, ROBICHAUD of Caribou, SIMONDS of Cape Elizabeth, SPEAR of Nobleboro, ST. ONGE of Greene, STEVENS of Sabattus, TAYLOR of Cumberland, THOMPSON of Lincoln, TOWNSEND of Portland, TRUE of Fryeburg, TUFTS of Stockton Springs, YOUNG of Limestone, ZIRNKILTON of Mount Desert, Senators: AMERO of Cumberland, CAHILL of

Sagadahoc, CARPENTER of York, CIANCHETTE of Somerset, CONLEY of Cumberland, FOSTER of Hancock, HANLEY of Oxford, HARRIMAN of Cumberland, KIEFFER of Aroostook, LUDWIG of Aroostook, SUMMERS of Cumberland, TITCOMB of Cumberland, VOSE of Washington, WEBSTER of Franklin)

Ordered Printed.
Sent up for Concurrence.

Marine Resources

Bill "An Act to Change the Opening Date for the Harvesting of Scallops to December 1st" (H.P. 598) (L.D. 813) (Presented by Representative ZIRNKILTON of Mount Desert) (Cosponsored by Senator FOSTER of Hancock)

Ordered Printed.
Sent up for Concurrence.

Fisheries and Wildlife

Bill "An Act to Restrict the Harvesting of Smelts" (H.P. 614) (L.D. 829) (Presented by Representative BAILEY of Township 27) (Cosponsored by Representatives: AIKMAN of Poland, ANDERSON of Woodland, BAILEY of Farmington, BENNETT of Norway, BOWERS of Washington, BRUNO of Raymond, CARLETON of Wells, CARROLL of Gray, CATHCART of Orono, DEXTER of Kingfield, DRISCOLL of Calais, FARNUM of South Berwick, FARREN of Cherryfield, GRAY of Sedgwick, HUSSEY of Milo, JALBERT of Lisbon, KNEELAND of Easton, KUTASI of Bridgton, LEMONT of Kittery, LINDAHL of Northport, LOOK of Jonesboro, MORRISON of Bangor, MURPHY of Berwick, PENDEXTER of Scarborough, PLOWMAN of Hampden, POULIOT of Lewiston, QUINT of Paris, REED of Dexter, ROBICHAUD of Caribou, STEVENS of Sabattus, SULLIVAN of Bangor, THOMPSON of Lincoln, TOWNSEND of Eastport, TUFTS of Stockton Springs, YOUNG of Limestone, Senator: BUTLAND of Cumberland)

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

On motion of Representative Mitchell of Freeport, was referred to the Committee on Fisheries and Wildlife, ordered printed and sent up for concurrence.

State and Local Government

Bill "An Act Regarding Records of Notaries Public" (H.P. 592) (L.D. 807) (Presented by Representative FAIRCLOTH of Bangor) (Submitted by the Judicial Department pursuant to Joint Rule 24.)

Bill "An Act to Eliminate the Bureau of Public Administration" (H.P. 601) (L.D. 816) (Presented by Speaker MARTIN of Eagle Lake)

Bill "An Act to Amend the Kennebec County Budget Process" (H.P. 612) (L.D. 827) (Presented by

Representative VIGUE of Winslow) (Cosponsored by Representative JACQUES of Waterville, Senator CAREY of Kennebec and Representative: NORTON of Winthrop)

Ordered Printed.
Sent up for Concurrence.

Taxation

Bill "An Act to Exempt from State Income Tax Individual Retirement Accounts Funds for the Purchase of Homes or the Renovations of Existing Homes" (H.P. 595) (L.D. 810) (Presented by Representative ZIRNKILTON of Mount Desert) (Cosponsored by Representatives: BENNETT of Norway, BRUNO of Raymond, DONNELLY of Presque Isle, GREENLAW of Standish, KUTASI of Bridgton, PLOWMAN of Hampden, REED of Dexter, TUFTS of Stockton Springs)

Bill "An Act to Increase the Stability of the Maine State Income Tax" (H.P. 600) (L.D. 815) (Presented by Representative NADEAU of Saco)

Bill "An Act to Amend Appeals Procedures in the State Valuation Process for Property Tax Purposes" (H.P. 611) (L.D. 826) (Presented by Representative BOWERS of Washington) (Cosponsored by Senator CAREY of Kennebec and Representatives: BENNETT of Norway, GRAY of Sedgwick, NASH of Camden, SPEAR of Nobleboro)

Ordered Printed.
Sent up for Concurrence.

Transportation

Bill "An Act to Decrease Traffic Accidents through Creation of an Intermediate License for Minors" (H.P. 617) (L.D. 832) (Presented by Representative FAIRCLOTH of Bangor) (Cosponsored by Senator PARADIS of Aroostook and Representatives: BAILEY of Township 27, CARROLL of Gray, DRISCOLL of Calais, MELENDY of Rockland, O'GARA of Westbrook, RYDELL of Brunswick, Senators: AMERO of Cumberland, SUMMERS of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Utilities

Bill "An Act to Modify the Fuel Clause for Electric Utilities" (H.P. 603) (L.D. 818) (Presented by Representative CLARK of Millinocket) (Cosponsored by Representative: MORRISON of Bangor, Senators: CARPENTER of York, VOSE of Washington) (Submitted by the Public Utilities Commission pursuant to Joint Rule 24.)

Bill "An Act Amending the Charter of the Brewer Water District" (EMERGENCY) (H.P. 615) (L.D. 830) (Presented by Representative RUHLIN of Brewer) (Cosponsored by Representative: CAMPBELL of Holden, Senator: O'DEA of Penobscot)

Ordered Printed.
Sent up for Concurrence.

REPORTS OF COMMITTEES

Divided Report

Majority Report of the Committee on Business Legislation reporting "Ought Not to Pass" on Bill "An Act to Revise the Reciprocity Provisions for Licensing of Barbers and Cosmetologists" (H.P. 121) (L.D. 162)

Signed:

Senators: CIANCETTE of Somerset
BUSTIN of Kennebec
MARDEN of Kennebec

Representatives: HOGLUND of Portland
VIGUE of Winslow
ST. ONGE of Greene
HILLOCK of Gorham
THOMPSON of Lincoln

Minority Report of the same Committee reporting "Ought to Pass" as amended by Committee Amendment "A" (H-34) on same Bill.

Signed:

Representatives: REED of Dexter
CLEMENT of Clinton
CAMERON of Rumford

Reports were read.

On motion of Representative Hoglund of Portland, the Majority "Ought Not to Pass" Report was accepted. 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. 20) (L.D. 10) Bill "An Act to Clarify the Enforcement Authority of the Maine Sardine Council" (EMERGENCY) Committee on Marine Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (S-31)

(S.P. 29) (L.D. 25) Bill "An Act to Clarify Insurance Eligibility" (EMERGENCY) Committee on Banking and Insurance reporting "Ought to Pass" as amended by Committee Amendment "A" (S-29)

(H.P. 111) (L.D. 153) Bill "An Act to Revise the Grandfathering Provisions for Acupuncturists" Committee on Business Legislation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-40)

(H.P. 18) (L.D. 20) Bill "An Act Regarding Closed Clam Flats" (EMERGENCY) Committee on Marine Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-41)

(H.P. 364) (L.D. 467) Bill "An Act to Allow Emergency Interruption of Telephone Service for Law Enforcement Purposes" Committee on Utilities reporting "Ought to Pass" as amended by Committee Amendment "A" (H-42)

There being no objections, the above items were ordered to appear on the Consent Calendar of Wednesday, March 10, 1993, under the listing of Second Day.

CONSENT CALENDAR

Second Day

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

(S.P. 71) (L.D. 133) Bill "An Act Related to Private Facilities in the Public Way" (C. "A" S-27)

(H.P. 174) (L.D. 226) Bill "An Act to Allow Game Wardens to Receive Remuneration for Serving in Elected Municipal or County Positions"

(H.P. 303) (L.D. 391) Bill "An Act to Repeal the Statutory Provisions Formerly Governing Unfunded State Mandates"

(H.P. 368) (L.D. 471) Resolve, Renaming Ames Cove of Friendship as Flood's Cove

(H.P. 103) (L.D. 145) Bill "An Act to Permit Professional Review Committees to Work with Impaired Physician Assistants" (C. "A" H-33)

(H.P. 51) (L.D. 67) Bill "An Act to Amend the Public Works Contractors' Surety Bond Law of 1971" (C. "A" H-35)

(H.P. 93) (L.D. 123) Bill "An Act to Amend the Archery Hunting Requirements" (C. "A" H-36)

(H.P. 91) (L.D. 121) Bill "An Act Relating to the Protection of Public Water Supplies" (EMERGENCY) (C. "A" H-37)

No objections having been noted at the end of the Second Legislative Day, the Senate Paper was Passed to be Engrossed as Amended in concurrence and the House Papers were Passed to be Engrossed or Passed to be Engrossed as Amended and sent up for concurrence.

SECOND READER

Later Today Assigned

Bill "An Act to Amend the Confidentiality Provisions of the Maine Juvenile Code" (EMERGENCY) (S.P. 251) (L.D. 770) (Governor's Bill)

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

On motion of Representative Gwadosky of Fairfield, tabled pending passage to be engrossed and later today assigned.

PASSED TO BE ENGROSSED

As Amended

Bill "An Act to Amend the Municipal Public Employees Labor Relations Laws" (H.P. 165) (L.D. 217)

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

Representative Ruhlin of Brewer offered House Amendment "A" (H-38) and moved its adoption.

House Amendment "A" (H-38) was read by the Clerk and adopted.

The bill was passed to be engrossed as amended by House Amendment "A" (H-38) and sent up for concurrence.

PASSED TO BE ENGROSSED

As Amended

Bill "An Act to Utilize Local Enforcement Mechanisms for Land Use Violations" (H.P. 73) (L.D. 103) (H. "A" H-39 to C. "A" H-28)

Resolve, Creating a Special Commission to Erect a Plaque in the Hall of Flags Honoring Medal of Honor Recipients from Maine (S.P. 101) (L.D. 279) (S. "A" S-30)

Were reported by the Committee on Bills in the Second Reading, read the second time, the Senate Paper was Passed to be Engrossed as Amended in concurrence and the House Paper was Passed to be Engrossed as Amended and sent up for concurrence.

ORDERS OF THE DAY

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment Thursday, March 4, 1993, 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:

HOUSE ORDER relative to Propounding Questions to the Justices of the Supreme Judicial Court. (Relative to I.B. 1, L.D. 751)
TABLED - March 4, 1993 (Till Later Today) by Representative GWADOSKY of Fairfield.
PENDING - Tabling. (Pursuant to House Rule #40)

On motion of Representative Martin of Eagle Lake, retabled pending tabling (Pursuant to House Rule #40) and specially assigned for Wednesday, March 10, 1993.

TABLED AND TODAY ASSIGNED

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

HOUSE DIVIDED REPORT - Majority (9) "Ought Not to Pass" - Minority (4) "Ought to Pass" as amended by Committee Amendment "A" (H-30) - Committee on Energy and Natural Resources on Bill "An Act to Amend the Energy Policy of the State" (H.P. 72) (L.D. 102)

TABLED - March 4, 1993 by Representative JACQUES of Waterville.

PENDING - Motion of same Representative to accept the Majority "Ought Not to Pass" Report.

The SPEAKER: The Chair recognizes the Representative from Bath, Representative Holt.

Representative HOLT: Mr. Speaker, Ladies and Gentlemen of the House: I hope when we go on to take the vote for L.D. 102 you will not vote for the motion on the floor that was tabled last week, "Ought Not to Pass".

I ask that when the vote is taken that we do it by roll call.

I placed on everyone's desk the Maine Energy Policy Act, which we passed in the 113th Legislature, and you will see (it is on the green sheet) how very simple it is. The legislature found that we needed to have what is called a Least-cost Plan and that plan would take into account many things, including cost, risk, diversity of supply and all available alternatives, etcetera. We were talking then about Hydro-Quebec most particularly, power from Canada.

L.D. 102 simply adds two words to the policy set in place back then when I first came to this legislature and the two words were "environmental impact."

You all know that the threats of climate change and pollution are beginning to make us realize that these threats are also threats to our economic and our social progress. Back then, we were beginning to feel a little embarrassed that the United States ranked ninth out of the top ten industrial nations in energy efficiency. We had come through the oil crisis realizing that we had to put into place our own Maine beliefs, "waste not, want not" and we continued our efforts to save energy with the help of the Public Utilities, I must say. When we use less energy to do the same amount of work or perhaps even more, we are polluteless, but we were not winning the war on pollution then and we are not winning the war on pollution now. The effects on our pocketbooks are enormous.

A recent MIT study showed that even if we rely heavily on energy conservation and cleaner sources such as natural gas for electricity production and other uses that, in the next 20 years, carbon dioxide emissions will increase by 50 percent.

In 1989, the 114th Legislature mandated that the Public Utilities Commission describe and analyze methods of accounting for environmental impact of

power sources in Maine's Least Energy Cost Plan which you have before you. Nearly half the states in our country have already put such factoring into place or are in the process of finding ways of doing so. The others are realizing that they are going to have to do so eventually. We know by now that if we don't do this soon that, in time, we will lose our drought, our famine, our forests, our water, our wild species, our eagles, our agriculture, our very livelihood. We know too that if we don't do it, we compromise the health and livelihood of future generations.

What happened next? In Maine, the electric companies did some admirable work in beginning to save energy, but in its report of May 19, 1991 on environmental impact on new resources, the Public Utilities Commission told the 115th Legislature that it failed to do the required analysis because it was too complex and too difficult. In this statement, it echoed the verdict of the power companies. The Public Utilities Commission and the power lobby know perfectly well that there is an excess of electric power capacity as well in New England. They know too that an energy plan that would take into account harmful effects on our environment and our health — these are the things that we call externalities. I understand that some of us legislators have been approached by the lobby and told that if you ever see this word "eternality" on anything, vote no. I don't call that very responsible.

We know that new sources will not need to be in place for 8 or 10 years and that's according to our experts from the utilities themselves. This would apply to new sources, remember.

They know too that there is a great deal of information that is available from private and government sources (both) to tell us how to do this, how to take into account the cost that we pay every day in planning for energy sources.

I would like to mention here that hydro power, and I believe BAMS is one of those favorite sources of power of our Honorable Chairman of the Energy and Natural Resources Committee, would look very good in a Least-cost Energy Plan taking into account externalities because then they would have to undergo a great deal of environmental scrutiny by our Federal Energy Regulatory Commission. If other sources of power had to go through that stringent process and have their costs accounted for, you would see that hydro-power would look very good indeed and Maine has a lot of that. It can be responsibly built with low heads for good fishways when we need new power. Also, the power companies tell us that it would cost the ratepayers too much to count these environmental costs. There isn't any evidence to support this and there is a lot of evidence to show that, in the long run, all of us will benefit from taking externalities into account as far as harm to the environment goes.

Keep in mind that the cost of smog really does cost us everyday in health. Unclean water costs us everyday, right out of our tax money. Agricultural and forest depletion from pollution are costly for us. Those medical costs that are growing are a sign of growing illnesses — childhood asthma, cancers. Cancer is on the rise sharply and it cannot be attributed to smoking or diet entirely. We know pollution has a hand in it.

That report from the Public Utilities Commission had a Minority Report attached to it in 1991 in May and one Commissioner who is no longer in that office stated her belief that the Majority Report did not do

what this legislature asked it to do. Furthermore, she said that it falsely framed the issues as a choice between a cleaner environment or a better economy. That's what a teacher of mine years ago told me was a binary trap — you have this choice or that, nothing in between. It's like saying, you can either walk the plank or you can scuttle the ship. How about if we don't give up the ship? How about if we get some better seamanship going here?

Well, that's just what the 115th Legislature tried to provide for us when it put in place a Comprehensive Energy Planning Commission, whose report has just come out recently. In that report it recommended to us an advisory council to be set up to take externalities into account in energy planning. As you would expect, the power companies lobbied hard against putting any such accounting into action. I don't know why really because in the long run, the power companies are going to profit from this.

Change comes hard as you know, especially sitting here, but we need to remind ourselves of a legislator's responsibility here. The legislature sets public utility policy and the commission puts it in place. The power companies will have a hand in carrying it out but we set the policies.

Now the power companies say that they are being unfairly singled out in considering the cost of externalities but please remember the new mandates that we have had to put in place on transportation to curb those pollutions — we are all in this together. Many industrial sectors are feeling the effects of changes that good government must require on behalf of economic success. I am talking about the economic success that doesn't have built into it a method of self-destruct down the line.

So, this L.D. 102 was put before this 116th Legislature as a simple concept to be inserted in Maine's Energy Policy Act. I know someone will bring up the fiscal note, you haven't seen that I believe, we are all looking for those these days, of \$100,000. That fiscal note seems to be based on a misunderstanding, I am afraid. I say this because when the Maine Energy Policy Act came before the legislature in the first place, there wasn't any talk of any great expense to the Public Utilities Commission. Yet, remember at that time, the PUC was mandated to consider energy from Canada with all its ramifications, to consider risk of all energy sources, to consider the reliability of all energy sources and, as you all know, of the many ways to kill bills and the dread fiscal note is the dreadliest.

Other bills are going to come before you to carry out a policy of considering environmental impact in electrical energy planning. This bill simply sets the stage for developing a sustainable energy future. Why a fiscal note at all?

I urge overriding the Majority "Ought Not to Pass" Committee Report in good conscience. This is why — because I feel the Committee was not able to give full consideration to the implications in the bill. In the past, they have been, after all, Utilities Committee issues. The Energy and Natural Resources Committee has not been as intimately involved in utility issues and has been overwhelmed with an enormous number of bills dealing with basic natural resources.

I have felt for a long time that the Utilities Committee evolved into an Energy and Utilities Committee and the Natural Resources Committee

functions with less burden.

Finally, in this technological age it is very hard to keep up with all the information we need to start and to chart a successful, sustainable energy course and a healthy energy course for the people we represent.

I ask you please to vote in favor of L.D 102 so that we may at least commit ourselves to the goal of making that effort. Thank you.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of more than one-fifth of the members present and voting. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken and more than one-fifth of the members present and voting having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The Chair recognizes the Representative from Wilton, Representative Heesch.

Representative HEESCHEN: Mr. Speaker, Members of the House: I, too, support the good Representative from Bath's recommendation that we vote against the motion on the floor. If we do not have full information, we can't make informed and wise decisions. If we don't look at environmental cost, we certainly don't have full information before us when we make our decisions. When we make decisions based on complete information, we often find ourselves paying a much higher cost later for pollution clean up, health care, and depletion of our resources. We can wait and do nothing and find ourselves in an uncompetitive position later as pressure increases from both consumers and investors to do business only with companies who are environmentally aware and in a sustainable position. We will also end up having to play catch-up. We can wait and do nothing and let the Japanese or Europeans position themselves to take advantage of this market.

The only way that we are going to achieve a society and an economy that is sustainable is if we start now looking at the total cost of all our choices.

The SPEAKER: The Chair recognizes the Representative from from Woodland, Representative Anderson.

Representative ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: The problem with the concept of externalities is that the cost of these impacts cannot be easily qualified. Which impacts? How much money is it worth? Those impacts that can be identified should be subject to the usual process of environmental regulation. That would internalize them; otherwise the idea is just another tax.

This is nothing more than just another tax. Where is the money going to go and what is it going to be used for? If it isn't offset by reducing taxes somewhere else, is it just another tax? Is it going to fall on energy which makes it only regressive but added to a time when the federal government is now also proposing an increase?

If we want to stop using one type of power generation or another, then let's have a bill to ban it or restrict it and discuss it on its merits right here. Let's not hide behind some theatrical excuse to say it might cost too much to use. Let's just say so.

Environmental impacts are dealt with through all the environmental protection laws and regulations that we pass. The concept of externalities suggests

that the laws aren't working. If they aren't working, let's make the changes that are needed. If they are working, we don't need this bill.

Mr. Speaker, I would like to pose a question to the sponsor of this bill. If we pass this bill, will our electric rates go higher?

The SPEAKER: The Representative from Woodland, Representative Anderson, has posed a question through the Chair to the sponsor who may respond if she so desires.

The Chair recognizes the Representative from Bath, Representative Holt.

Representative HOLT: Mr. Speaker, Ladies and Gentlemen of the House: There isn't any evidence, as I have said, to show that this is so and we don't need any new sources of electricity production now. There are many, many sources coming on line that will be competitive when we need them.

You have to understand that the costs are many and varied. My answer to that is that there isn't any reason to think that they will go up except there will be costs associated with a great many other influences, but as far as taking environmental impact resources into account, there isn't any reason to think so.

The SPEAKER: A roll call has been ordered. The pending question before the House is the motion of Representative Jacques of Waterville that the House accept the Majority "Ought Not to Pass" Report. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 12

YEA - Ahearne, Aikman, Aliberti, Anderson, Ault, Bailey, H.; Bailey, R.; Barth, Bennett, Bruno, Cameron, Campbell, Carleton, Carr, Carroll, Chonko, Clark, Clement, Cloutier, Clukey, Constantine, Cote, Cross, Dexter, DiPietro, Dore, Driscoll, Dutremble, L.; Erwin, Farnum, Farren, Foss, Gamache, Gould, R. A.; Greenlaw, Gwadosky, Heino, Hichborn, Hillock, Hoglund, Hussey, Jacques, Jalbert, Joseph, Joy, Kerr, Ketterer, Kneeland, Kutasi, Larrivee, Lemont, Lindahl, Lipman, Look, Lord, MacBride, Marshall, Martin, H.; Michaud, Morrison, Murphy, Nadeau, Nash, Nickerson, Norton, O'Gara, Ott, Paradis, P.; Pendexter, Pineau, Plourde, Poulin, Pouliot, Quint, Reed, G.; Reed, W.; Ricker, Robichaud, Rotondi, Ruhlin, Saint Onge, Simoneau, Small, Spear, Stevens, A.; Strout, Tardy, Taylor, Thompson, Townsend, G.; True, Tufts, Vigue, Whitcomb, Young, Zirkilton.

NAY - Adams, Beam, Bowers, Brennan, Cashman, Cathcart, Chase, Coffman, Coles, Daggett, Faircloth, Fitzpatrick, Gean, Gray, Hatch, Heeschen, Holt, Johnson, Kilkelly, Kontos, Libby James, Marsh, Michael, Mitchell, E.; Mitchell, J.; Oliver, Pfeiffer, Pinette, Rand, Richardson, Rowe, Rydell, Saxl, Simonds, Skoglund, Stevens, K.; Swazey, Townsend, E.; Townsend, L.; Tracy, Treat, Walker, Wentworth, Winn.

ABSENT - Caron, Donnelly, Farnsworth, Hale, Lemke, Libby Jack, Melendy, Pendleton, Plowman, Sullivan, The Speaker.

Yes, 96; No, 44; Absent, 11; Paired, 0; Excused, 0.

96 having voted in the affirmative and 44 in the negative with 11 absent, the Majority "Ought Not to Pass" Report was accepted. Sent up for concurrence.

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

Bill "An Act to Impose Term Limitations on Legislators, Constitutional Officers and the State Auditor" (I.B. 1) (L.D. 751)

TABLED - March 4, 1993 by Representative GWADOSKY of Fairfield.

PENDING - Reference.

On motion of Representative Gwadosky of Fairfield, retabled pending reference and specially assigned for Wednesday, March 10, 1993.

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

Bill "An Act to Strengthen the Laws Prohibiting Driving under the Influence of Alcohol or Drugs" (S.P. 261) (L.D. 799)

- In Senate, Referred to Committee on Judiciary.

TABLED - March 4, 1993 by Representative GWADOSKY of Fairfield.

PENDING - Reference in concurrence.

Was referred to the Committee on Legal Affairs in non-concurrence and sent up for concurrence.

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

ORDER

On motion of Representative MICHAUD of East Millinocket, the following Joint Resolution: (H.P. 624) (Cosponsors: Representative ADAMS of Portland, Senator PEARSON of Penobscot, and Representatives ANDERSON of Woodland, COLES of Harpswell, CONSTANTINE of Bar Harbor, GOULD of Greenville, JACQUES of Waterville, LORD of Waterboro, MARSH of West Gardiner, MITCHELL of Freeport, TREAT of Gardiner, WENTWORTH of Arundel, Senators DUTREMBLE of York, TITCOMB of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 35)

JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO REAFFIRM AND IMPROVE OUR NATION'S EFFORTS TO PROTECT AND RESTORE THREATENED AND ENDANGERED SPECIES

WE, your Memorialists, the Members of the One Hundred and Sixteenth Legislature of the State of Maine, now assembled in the First Regular Session, most respectfully present and petition the President and the Congress of the United States, as follows:

WHEREAS, the State of Maine has previously enacted legislation, commonly referred to as the Maine Endangered Species Act, aimed at protecting and promoting the recovery of threatened and endangered species, in part through evaluation of activities that affect habitat essential to those species; and

WHEREAS, that legislation has made possible

significant progress in restoration of the bald eagle population and that of other endangered species, and the continued success of these critical conservation efforts and similar efforts in states across the nation depends on federal support under the federal Endangered Species Act; and

WHEREAS, Congress is considering legislation this year to reauthorize the federal Endangered Species Act; and

WHEREAS, biodiversity, the fundamental objective of federal and state endangered species laws, ensures preservation and sustainable use of ecosystems upon which the well-being and natural heritage of the people of our State and of all Americans depend; and

WHEREAS, experience at both federal and state levels has shown that this vital conservation effort has not significantly impeded economic growth, as only one project reviewed under Maine's endangered species habitat protection laws and 18 of 17,650 projects under federal endangered species review from 1987 to 1991 have been prevented due to endangered species concerns; and

WHEREAS, state and federal endangered species laws involve economic and social considerations beyond the biological question of whether a species should be listed; and

WHEREAS, despite concerted state and federal efforts, dozens of species across the nation are at increased risk of extinction due to delays in the federal listing process, inadequate funding for states, stalled efforts to designate habitats necessary for the recovery of species and inadequate enforcement; now, therefore, be it

RESOLVED: That, We, your Memorialists, take this occasion to urge the Congress of the United States to reauthorize the federal Endangered Species Act with provisions to streamline the bureaucratic process for listing threatened and endangered species, to improve critical habitat designation and enhance recovery planning efforts, to ensure adequate funding for vital conservation activities at all levels, to strengthen enforcement provisions and to broaden the scope of the Act to prevent further degradation of biodiversity; and be it further

RESOLVED: that suitable copies of this Memorial, duly authenticated by the Secretary of State, be transmitted to the Honorable William Clinton, President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States and to each member of the Maine Congressional Delegation.

Was read.

The SPEAKER: The Chair recognizes the Representative from East Millinocket, Representative Michaud.

Representative MICHAUD: Mr. Speaker, Men and Women of the House: I present this Order today and hopefully it will receive passage. I think time has proven it right that one of our policies that we made years ago was the passage of the Maine Endangered

Species Act. That Act was aimed at protecting and promoting the recovery and restoration of Maine endangered species from eagles to turtles. Maine law has also made us a leader in preserving habitat, open land and it also helped protect the diversity of Maine forest lands for all of us to enjoy. A sustainable environment makes Maine special. It also makes good sense. I believe that conservation and economic growth can go hand and hand.

It is my understanding that only one project has ever been delayed under the terms of Maine's Endangered Species Act. Because of our Endangered Species Act that was passed years ago, Maine is the national leader in the restoration of the eagle. The eagle, as you all know, is the symbol of our nation. Hopefully, you had a chance to see Bart the eagle out in the hall earlier today. I was pleased to see so many young people here today visting the exhibits because Maine is their state too. It is our future and it is the future of the younger generations with its clean water, clean air and abundant wildlife. I think we ought to protect that for our children and their children.

I am also pleased to see that Governor McKernan proclaimed today to be Maine Endangered Species Day, so I hope that you adopt this Order.

Subsequently, the Order was adopted and sent up for concurrence.

By unanimous consent, was ordered sent forthwith to the Senate.

Representative Murphy of Berwick moved that the House reconsider its action whereby the Majority "Ought Not to Pass" Report was accepted on Bill "An Act to Revise the Reciprocity Provisions for Licensing of Barbers and Cosmetologists" (H.P. 121) (L.D. 162).

On further motion of the same Representative, tabled pending her motion that the House reconsider its action whereby the Majority "Ought Not to Pass" Report was accepted on Bill "An Act to Revise the Reciprocity Provisions for Licensing of Barbers and Cosmetologists" (H.P. 121) (L.D. 162) and specially assigned for Wednesday, March 10, 1993.

On motion of Representative Barth of Bethel, the House reconsidered its action whereby the Rangeley Lakes Regional School Girls Basketball Team, winners of the State Class D Basketball Championship: captains Sarah Bicknell, Beth Morton and Karen Spaulding; team members Aimee Danforth, Pam Haley, Tori Hofmann, Liz Linnell, Lisa McLaughlin, Jessica Mallory, Allison Morton, Kelly Morton, Beth Sheehan and Becca Thomas; managers Joe Clark and Deanna Dunham; and Coach Heidi DeRaps; (HLS 154) was passed.

The SPEAKER: The Chair recognizes the Representative from Bethel, Representative Barth.

Representative BARTH: Mr. Speaker, Ladies and Gentlemen of the House: I would just like to read into the Record a rather remarkable record of this particular basketball team. Last year, they were undefeated during the regular season, won the Western Maine Championship and lost to Central Aroostook in the state final, compiling a record of 21/1. This year, they had an identical record, 21/1; however,

the one loss came during the season fortunately for them and they defeated Southern Aroostook for the State Championship. There are 79 students in this school and the basketball team of 15 represents almost 20 percent of the entire student body. It is also of note that the coach, Heidi DeRaps, was a senior on the Rangeley Lakes team, the only other team to win a state title in 1984. Thank you.

Subsequently, was passed and sent up for concurrence.

On motion of Representative Anderson of Woodland,
Adjourned at 10:58 a.m. until Wednesday, March
10, 1993, at nine-thirty in the morning.
