

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred And Sixteenth Legislature

OF THE

State Of Maine

VOLUME II

FIRST REGULAR SESSION

House of Representatives
May 17, 1993 to July 14, 1993

ONE HUNDRED AND SIXTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
62nd Legislative Day
Wednesday, June 2, 1993

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

Prayer by Reverend Robert Hargreaves, St. Mark's Episcopal Church, Augusta.

(At Ease until 4:00 p.m.)

The House was called to order by the Speaker.

The Journal of Tuesday, June 1, 1993, was read and approved.

SENATE PAPERS

The following Communication:

Maine State Senate
Augusta, Maine 04333

June 1, 1993

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

Dear Clerk Mayo:

Please be advised that the Senate today insisted and joined in a Committee of Conference on the disagreeing action between the two branches of the Legislature on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Protect State Parks (H.P. 176) (L.D. 228).

Sincerely,

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

Was read and ordered placed on file.

Ought to Pass as Amended

Report of the Committee on Fisheries and Wildlife reporting "Ought to Pass" as amended by Committee Amendment "A" (S-248) on Bill "An Act to Provide Additional Funding for the Department of Inland Fisheries and Wildlife through Increased License Fees" (S.P. 369) (L.D. 1126)

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (S-248).

Report was read and accepted, the Bill read once.

Committee Amendment "A" (S-248) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read a second time and passed to be engrossed as amended by Committee Amendment "A" (S-248) in concurrence.

Ought to Pass as Amended

Report of the Committee on Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (S-251) on Resolve, to Authorize Bonding by the Maine Court Facilities Authority (S.P. 493) (L.D. 1504)

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (S-251).

Report was read and accepted, the Bill read once. Committee Amendment "A" (S-251) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read a second time and passed to be engrossed as amended by Committee Amendment "A" (S-251) in concurrence.

Divided Report

Majority Report of the Committee on Utilities reporting "Ought to Pass" as amended by Committee Amendment "A" (S-250) on Bill "An Act to Expedite Maintenance of Utility Facilities" (S.P. 346) (L.D. 1041)

Signed:

Senators: VOSE of Washington
CARPENTER of York
CLEVELAND of Androscoggin

Representatives: CASHMAN of Old Town
TAYLOR of Cumberland
KONTOS of Windham
COFFMAN of Old Town
MORRISON of Bangor
HOLT of Bath
CLARK of Millinocket
DONNELLY of Presque Isle
AIKMAN of Poland

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Signed:

Representative: ADAMS of Portland

Came from the Senate with the Majority "Ought to Pass" as amended Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (S-250)

Reports were read.

On motion of Representative Clark of Millinocket, the House accepted the Majority "Ought to Pass" Report, the bill read once.

Committee Amendment "A" (S-250) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time and passed to be engrossed as amended by Committee Amendment "A" (S-250) in concurrence.

ORDERS

On motion of Representative MELENDY of Rockland, the following Joint Order: (H.P. 1146)

Ordered, the Senate concurring, that the Joint Standing Committee on Housing and Economic Development report out to the House a bill authorizing a General Fund bond issue to provide funds for assistance to Maine businesses.

Was read and passed and sent up for concurrence.

REPORTS OF COMMITTEES

Ought to Pass as Amended

Representative JACQUES from the Committee on Energy and Natural Resources on Bill "An Act to Confirm when Site Location of Development Approval Is Unnecessary" (EMERGENCY) (H.P. 640) (L.D. 871) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-504)

Report was read and accepted, the Bill read once.

Committee Amendment "A" (H-504) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read a second time and passed to be engrossed as amended by Committee Amendment "A" (H-504) and sent up for concurrence.

Ought to Pass as Amended

Representative JACQUES from the Committee on Energy and Natural Resources on Bill "An Act Regarding Dam Registration Fees" (H.P. 173) (L.D. 225) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-505)

Report was read and accepted, the Bill read once.

Committee Amendment "A" (H-505) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read a second time and passed to be engrossed as amended by Committee Amendment "A" (H-505) and sent up for concurrence.

Ought to Pass as Amended

Representative MELENDY from the Committee on Transportation on Bill "An Act to Amend Certain Motor Vehicle Laws" (H.P. 1057) (L.D. 1409) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-506)

Report was read and accepted, the Bill read once. Committee Amendment "A" (H-506) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read a second time and passed to be engrossed as amended by Committee Amendment "A" (H-506) and sent up for concurrence.

Ought to Pass as Amended

Representative COTE from the Committee on Judiciary on Bill "An Act to Clarify Child Support Laws" (EMERGENCY) (H.P. 996) (L.D. 1337) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-510)

Report was read and accepted, the Bill read once.

Committee Amendment "A" (H-510) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read a second time and passed to be engrossed as amended by Committee Amendment "A" (H-510) and sent up for concurrence.

Ought to Pass as Amended

Representative TREAT from the Committee on Human Resources on Bill "An Act to Amend the Laws Regarding Home Baby-sitting Services and to Provide Rules for Licensing Fees for Day Care Facilities, Nursery Schools and Home Baby-sitting Services" (H.P. 890) (L.D. 1204) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-511)

Report was read and accepted, the Bill read once.

Committee Amendment "A" (H-511) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read a second time and passed to be engrossed as amended by Committee Amendment "A" (H-511) and sent up for concurrence.

Ought to Pass as Amended

Representative TREAT from the Committee on Human Resources on Bill "An Act to Promote Electronic Transfer of Funds and Other Information System Improvements in State Government" (H.P. 845) (L.D. 1150) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-512)

Report was read and accepted, the Bill read once.

Committee Amendment "A" (H-512) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read a second time and passed to be engrossed as amended by Committee Amendment "A" (H-512) and sent up for concurrence.

Ought to Pass Pursuant to Joint Order (H.P. 115)

Representative JOSEPH from the Committee on

State and Local Government on Resolve, for Laying of the County Taxes and Authorizing Expenditures of Somerset County for the Year 1993 (EMERGENCY) (H.P. 1145) (L.D. 1544) reporting **"Ought to Pass"** - Pursuant to Joint Order (H.P. 115)

Report was read and accepted, the Resolve read once.

Under suspension of the rules, the Resolve was read a second time, passed to be engrossed and sent up for concurrence.

Divided Report

Majority Report of the Committee on **Judiciary** reporting **"Ought to Pass"** as amended by Committee Amendment "A" (H-507) on Bill "An Act to Strengthen the Enforcement of the Civil Rights and Sexual Harassment Laws" (H.P. 1032) (L.D. 1384)

Signed:

Senators: CONLEY of Cumberland
BERUBE of Androscoggin

Representatives: FAIRCLOTH of Bangor
COTE of Auburn
PLOWMAN of Hampden
LIPMAN of Augusta
OTT of York
SAXL of Bangor
KETTERER of Madison
CARON of Biddeford
CATHCART of Orono
FARNSWORTH of Hallowell

Minority Report of the same Committee reporting **"Ought Not to Pass"** on same Bill.

Signed:

Senator: HANLEY of Oxford

Reports were read.

On motion of Representative Cote of Auburn, the House accepted the Majority "Ought to Pass" Report, the Bill read once.

Committee Amendment "A" (H-507) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-507) and sent up for concurrence.

Divided Report

Majority Report of the Committee on **Utilities** reporting **"Ought Not to Pass"** on Bill "An Act to Require Provision of Information to Consumers by the Public Utilities Commission" (H.P. 925) (L.D. 1248)

Signed:

Senators: VOSE of Washington
CARPENTER of York

CLEVELAND of Androscoggin

Representatives:

CLARK of Millinocket
TAYLOR of Cumberland
DONNELLY of Presque Isle
MORRISON of Bangor
AIKMAN of Poland
KONTOS of Windham
CASHMAN of Old Town
HOLT of Bath
ADAMS of Portland

Minority Report of the same Committee reporting **"Ought to Pass"** as amended by Committee Amendment "A" (H-493) on same Bill.

Signed:

Representative: COFFMAN of Old Town

Reports were read.

On motion of Representative Clark of Millinocket, the House accepted the Majority "Ought Not to Pass" Report. Sent up for concurrence.

Divided Report

Tabled and Assigned

Majority Report of the Committee on **Human Resources** reporting **"Ought to Pass"** as amended by Committee Amendment "A" (H-516) on Resolve, to Establish the Health and Social Services Transition Team to Develop the Governor's Restructuring Proposal to Combine the Departments of Human Services and Mental Health and Mental Retardation and the Office of Substance Abuse in a New Department of Health and Family Services (EMERGENCY) (H.P. 1112) (L.D. 1508) (Governor's Bill)

Signed:

Senators: PARADIS of Aroostook
BALDACCIO of Penobscot

Representatives:

TREAT of Gardiner
BEAM of Lewiston
PENDEXTER of Scarborough
PENDLETON of Scarborough
JOHNSON of South Portland
FITZPATRICK of Durham
BRENNAN of Portland
TOWNSEND of Portland
GEAN of Alfred

Minority Report of the same Committee reporting **"Ought to Pass"** as amended by Committee Amendment "B" (H-517) on same Resolve.

Signed:

Senator: HARRIMAN of Cumberland

Representative: BRUNO of Raymond

Reports were read.

Representative Treat of Gardiner moved that the House accept the Majority "Ought to Pass" as amended Report.

On motion of Representative Bruno of Raymond, tabled pending the motion of Representative Treat of Gardiner that the House accept the Majority "Ought to Pass" as amended Report and specially assigned for Thursday, June 3, 1993.

POULIN of Oakland
LORD of Waterboro
ANDERSON of Woodland

Minority Report of the same Committee reporting "Ought to Pass" as amended by Committee Amendment "A" (H-502) on same Bill.

Signed:

Senator: LAWRENCE of York

Representatives: JACQUES of Waterville
WENTWORTH of Arundel
COLES of Harpswell
MITCHELL of Freeport
MARSH of West Gardiner

Reports were read.

Representative Jacques of Waterville moved that the House accept the Minority "Ought to Pass" Report. The SPEAKER: The Chair recognizes the Representative from Bar Harbor, Representative Constantine.

Representative CONSTANTINE: Mr. Speaker, Members of the House: I oppose the pending motion based on my understanding of what the bill is proposing to do.

In my mind, it causes the state to trespass into something I consider my private domain, that is my home. It makes it necessary for me if I am in the process of either building my home and subcontracting for part of it to be built or for contracting for someone else to build my home to meet energy standards in order to get a form of heat in my house that may not make sense for me. I am actually in the process of deciding, unless I get my senses back, of building my own house and it has occurred to me that there are a myriad of decisions that I have to make including how to fit my father's wheelchair into the first floor. This bill, however, makes the decision for me about whether or not I use electric heat in my house and how much insulation I have to put in there before I even get to make that determination.

Furthermore, it is unclear to me in looking at the bill when I would be in violation of it. For instance, if I were to hammer every nail into the frame, would it be considered an owner built home or would I have to be subject to this law if I were to hire somebody to hang the sheetrock, which I swear to God I will never do again. So, I would just ask you to not support the pending motion.

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

Representative HEESCHEN: Mr. Speaker, Members of the House: I urge you to support the pending motion, "Ought to Pass."

This piece of legislation has an interesting history. In the 113th Legislature, the Energy and Natural Resources Committee passed the Maine Building Efficiency Standards Bill. At that time, there was an exemption put in to comply with energy efficiency standards which exempted owner built homes.

Now, the construction of that exemption was extended to be anything that an owner contracted for. In fact, the only people building residences who had to meet Maine's minimum energy standards were spec builders or builders of multiple family dwellings.

Two years ago in the 115th Legislature, the

Divided Report

Tabled and Assigned

Majority Report of the Committee on Energy and Natural Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-501) on Bill "An Act to Allow the Use of Advanced Lightweight Beverage Containers" (H.P. 193) (L.D. 256)

Signed:

Senators: LUDWIG of Aroostook
CIANCHETTE of Somerset

Representatives: JACQUES of Waterville
MARSH of West Gardiner
GOULD of Greenville
POULIN of Oakland
LORD of Waterboro
ANDERSON of Woodland

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Signed:

Senator: LAWRENCE of York

Representatives: WENTWORTH of Arundel
COLES of Harpswell
CONSTANTINE of Bar Harbor
MITCHELL of Freeport

Reports were read.

Representative Jacques of Waterville moved that the House accept the Majority "Ought to Pass" Report.

On further motion of the same Representative, tabled pending his motion that the House accept the Majority "Ought to Pass" Report and specially assigned for Thursday, June 3, 1993.

Divided Report

Majority Report of the Committee on Energy and Natural Resources reporting "Ought Not to Pass" on Bill "An Act to Expand the Applicability of Certain Energy Standards" (H.P. 355) (L.D. 458)

Signed:

Senators: CIANCHETTE of Somerset
LUDWIG of Aroostook

Representatives: GOULD of Greenville
CONSTANTINE of Bar Harbor

Energy and Natural Resources Committee revisited that exemption and unanimously brought forth an amendment which clarified that exemption. That was passed in the House here by 117 to 15. The Governor subsequently vetoed it, so that was history. The reason in his veto message was that this would apply to anybody, if they put a new door in or an entryway, they would have to upgrade their entire house.

What the bill before you, before the committee, this year did was clarify that this was only new construction, major construction and if someone did a little renovation, they were not going to have to comply with it.

I should note to you that this bill has absolutely nothing to do with whether or not you use electric heat. There was an earlier bill before the committee, which it rejected, that would have had a different standard for electric heat because of the lower efficiency of that form of heating.

The Commission on Comprehensive Energy Planning met in 1991 into 1992 and one of its recommendations was that Maine's current energy efficiency building standards be strengthened and updated as necessary and that current exemptions be removed or at least limited to the extent possible. Testimony during the commission's public hearing strongly suggested that Maine's current standards are not being complied with and that engineering firms that attempt to comply with the law are often at a competitive disadvantage. Building standards are often the most efficient and cost effective way to limit energy waste.

I should point out to you again that Maine's minimum building energy standards for the residential standards are really minimal. They are very similar to states that have even milder climates than ours.

A building that is built today is going to go through 60 or 80 years of lifetime. That means that six to eight additional occupants will be in that house living with the decision. Now, when we are at the point where everybody recognizes and automatically puts in efficient insulation, doors and so forth, we will be all set. In the meantime, every inefficient building that we build today is not going to be picked up and taken away as a piece of personal property by someone who builds it. That is going to be with us, with our communities and possibly continuing to drain on our resources over the future.

I think we should not ignore the fact that energy crises are not a thing of the past. We can't guarantee when they will come next but they very likely will.

The Energy Division of the Department of Economic and Community Development had a survey done on compliance with Maine energy standards and found that overall 21 percent of the sample complied with the standards but 64 percent did not. Sixteen percent of the respondents didn't give every building component but those that did met the standards so you could say that is about 31 percent met at least part of the standards.

In their survey, they also asked the question whether you were in favor of a law that would require you, if you were to build a new house for yourself, to put in enough insulation to meet minimum energy standards and over 75 percent of the respondents answered yes.

I would urge you to support the pending motion.

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

Representative ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: I hope you will reject the Minority "Ought to Pass" Report and accept the Majority "Ought Not to Pass" Report. The reason why is, up until now, we have had energy standards on all commercial buildings. We have exempted privately built homes. If I build them myself or hire a contractor and have it done for me, this will take away that right. That is why I ask you to reject the present motion and accept the Majority Report.

The SPEAKER: The Chair recognizes the Representative from Harpswell, Representative Coles.

Representative COLES: Mr. Speaker, Men and Women of the House: The Minority Report was the recommendation of the Commission on Long-range Comprehensive Energy Planning. One of the key goals of that commission was to develop or to improve energy efficiency in this state because all of us, over the long-term, will benefit substantially as we use energy more efficiently.

This bill in effect closes a significant loophole in the construction of residential buildings that now exists toward a loophole which permits energy inefficient buildings. Since most buildings outlive their owners, which means that someone in the future will be buying this building and since it is much more difficult to retrofit to make a building energy efficient in retrospect than it is to build it properly to begin with, I felt that this bill given the importance to the state as a whole of energy efficiency and given the need, if at all possible, to build energy efficiency in up-front rather than try to install it from the back end. If we believe energy efficiency is an important thing for our state, then I would hope you would support this Minority Report.

The SPEAKER: The Chair will order a vote. The pending question before the House is the motion of Representative Jacques of Waterville that the House accept the Minority "Ought to Pass" Report. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

Representative Coles of Harpswell requested a roll call vote.

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 pending question before the House is the motion of Representative Jacques of Waterville that the House accept the Minority "Ought to Pass" Report. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 156

YEA - Adams, Aliberti, Beam, Bowers, Brennan, Campbell, Cathcart, Chase, Chonko, Clement, Cloutier, Coles, Cote, Daggett, Dore, Faircloth, Farnsworth, Gean, Gwadosky, Hatch, Heesch, Holt, Jacques, Joseph, Kontos, Lemke, Marsh, Melendy, Michael, Michaud, Mitchell, J.; O'Gara, Oliver, Paradis, P.; Pfeiffer, Pineau, Rand, Richardson, Rowe, Ruhlin, Saxl, Simonds, Stevens, K.; Townsend, E.; Townsend,

L.; Treat, Walker, Wentworth.

NAY - Ahearne, Aikman, Anderson, Ault, Bailey, H.; Bailey, R.; Barth, Bennett, Birney, Bruno, Cameron, Caron, Carr, Carroll, Cashman, Clark, Clukey, Coffman, Constantine, Cross, Dexter, DiPietro, Donnelly, Driscoll, Dutremble, L.; Erwin, Farnum, Farren, Foss, Gamache, Gould, R. A.; Gray, Greenlaw, Hale, Heino, Hillock, Hussey, Joy, Kerr, Ketterer, Kneeland, Larrivee, Lemont, Libby Jack, Libby James, Lindahl, Look, Lord, MacBride, Marshall, Martin, H.; Mitchell, E.; Nash, Nickerson, Norton, Ott, Pendexter, Pendleton, Plourde, Plowman, Poulin, Pouliot, Reed, G.; Reed, W.; Ricker, Robichaud, Rotondi, Saint Onge, Simoneau, Skoglund, Spear, Stevens, A.; Strout, Sullivan, Swazey, Tardy, Taylor, Thompson, Townsend, G.; Tracy, True, Tufts, Vigue, Whitcomb, Winn, Young, Zirkilton.

ABSENT - Carleton, Fitzpatrick, Hichborn, Hoglund, Jalbert, Johnson, Kilkelly, Kutasi, Lipman, Morrison, Murphy, Nadeau, Pinette, Rydell, Small, The Speaker.

Yes, 48; No, 87; Absent, 16; Paired, 0; Excused, 0.

48 having voted in the affirmative and 87 in the negative with 16 being absent, the Minority "Ought to Pass" Report was not accepted.

Subsequently, the Majority "Ought Not to Pass" Report was accepted. Sent up for concurrence.

Divided Report

Majority Report of the Committee on Energy and Natural Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-503) on Bill "An Act to Improve Markets for Chlorine-free Paper Products" (H.P. 1063) (L.D. 1431)

Signed:

Senator: LAWRENCE of York

Representatives: JACQUES of Waterville
MITCHELL of Freeport
CONSTANTINE of Bar Harbor
COLES of Harpswell
WENTWORTH of Arundel
MARSH of West Gardiner

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Signed:

Senators: LUDWIG of Aroostook
CIANCHETTE of Somerset

Representatives: LORD of Waterboro
POULIN of Oakland
ANDERSON of Woodland
GOULD of Greenville

Reports were read.

Representative Jacques of Waterville moved that the House accept the Majority "Ought to Pass" Report.

The SPEAKER: The Chair recognizes the Representative from Greenville, Representative Gould.
Representative GOULD: Mr. Speaker, Ladies and

Gentlemen of the House: This is really a rather historic occasion as far as I am concerned, having served on the Energy and Natural Resources Committee for six years. Never before have I seen three Divided Reports come one right after another. I will be brief since we do have many things ahead of us.

One of the major reasons that I am opposed to this piece of legislation is that I think it is the wrong time and the wrong message to be sending to the pulp and paper industry in this state. The pulp and paper industry have nationally expended over a billion dollars on the process of responding to the chlorine problem that we have in this country and in this state. I think it is the wrong message to say to them that no matter how successful, and they have been successful, that no matter how successful that you have been with your technology, we are not going to pay any attention to what you have done, we are going to switch to perhaps a new technology that is unproven and that no one knows in the long run how it is going to work.

So, what I would ask you is to reject this motion so that we can go on and accept the Minority "Ought Not to Pass" Report so that we can really send a good message to the industry at a time that we need them and need to support what they have done for us in the past.

The SPEAKER: The Chair recognizes the Representative from Limestone, Representative Young.

Representative YOUNG: Mr. Speaker, Ladies and Gentlemen of the House: I have been trying to figure out all day how I would be able to beat the Representative from Greenville to the punch here and get up before he did and I was waiting for something else to happen and I wasn't quite sure what that was.

This is a controversial bill. It is far more controversial than I imagined when I was working up the draft during November and December. I make no apologies though for raising this issue as I truly believe that the most important function we serve here in this chamber is the reasoned discussion of fundamental questions.

My bill raises two important question. I would like to present these to you as means of bracketing our debate here this afternoon. You are going to hear many claims regarding the impact, the alleged impact, that this bill will have. And, as I will argue in due course, not all of these are well founded.

What I would really like to ask of you is that you keep two things before you throughout this debate. First, this bill asks a fundamental question about our strategy with regard to environmental pollution and our approach to controlling it. For some time, I have been convinced of the simple principle that the best way to reduce toxic substances like dioxin in the environment is not through expensive regulation but by developing markets for products that do not entail the production of toxins as a by-product. That is the approach embodied in this bill. It simply seeks to address the dioxin problem on the demand side of the equation. By eliminating it there, we eliminate all the numerous health and regulatory issues that follow from it.

The second question, and to me the more important one, concerns our approach to economic development in this state. Some will say (and it has been said) that this bill will hurt jobs in Maine. I categorically deny this claim. In fact, I would

argue that if we do not take some action in this direction, we run the risk of going through the same decline that resulted when the auto industry refused to heed the warnings of those market analysts who urged them to build smaller, more efficient autos. The claim was then, as it is now, there is no market. Then our foreign competitors moved in, created a market and nearly put our own industry out of business. The same inexorable forces are at work today. The move towards unbleached paper products is already afoot. In Europe, in Washington D.C., in Canada and in many other states. For years, the paper industry has claimed that there was little or no market for unbleached paper products. So, there was no incentive for them to move toward producing such a product. This bill seeks to remedy that situation. It says that the State of Maine is committed to creating a market for unbleached paper products. It requires nothing of Maine's paper producers, but it does provide them with a ready market should they wish to move in this direction.

I might add that the amendment to the bill puts off the imposition of the hierarchy, the purchase hierarchy, for five years.

I urge you to listen carefully to the debate you will hear today. There are many genuine issues that will be raised for, and I will admit, against this proposal. When it comes time to make a decision, I would ask you to consider the simple fact that every decision we make here has economic development consequences for the long-term. While we may not have millions to invest in economic development the way competing states do, every time we spend a dollar, we make economic development policy. What I fear, and I really sincerely mean this, is that one day when the markets for unbleached paper do exist and all of our international and national competitors have come up to speed in order to meet that demand, the owners of our mills will look and say, okay, you go ahead and continue to make your product until the market dries up, then they will close us down. It will be too late then to look back and realize that we should have acted with greater forethought in the development of markets.

I hope that day never comes and I ask for your support in passing L.D. 1431.

The SPEAKER: The Chair recognizes the Representative from Millinocket, Representative Clark.

Representative CLARK: Mr. Speaker, Men and Women of the House: I would like to pose a couple of questions through the Chair.

If this bill is to be passed, how will it affect the operation of a new plant that is being built in East Millinocket, a recycling plant that is ready to go on line any day?

Also, it was indicated that if this bill passes, it will be five years before it is operational, why do we need it now?

The SPEAKER: Representative Clark of Millinocket has posed a question through the Chair to Representative Young of Limestone who may respond if he so desires.

The Chair recognizes that Representative

Representative YOUNG: Mr. Speaker, Men and Women of the House: In response to the first question, the hierarchy, if you look at the amendment to the bill, the price preference purchasing hierarchy works in the following manner — the highest preference is given to totally chlorine-free recycled paper, there is no technology as I understand it yet to develop

such paper.

The second priority category is for secondarily chlorine-free recycled paper. Now, my understanding is that that material which goes into the secondarily chlorine-free production process could indeed have been chlorinated in the first place and could have come from Maine's mills.

I also understand that the Mill in Auburn, the Bowater Mill would be capable of producing such paper and I think (I am not sure) in answer to the Representative's question that that would be the situation with the mill in Millinocket.

As to the five year plan, I am simply trying to make it more palatable to our industry. It is not something that they would be hit with exactly over night, it would give them a five year window during which to prepare and make plans for that market if they decide it.

The SPEAKER: The Chair recognizes the Representative from Sedgwick, Representative Gray.

Representative GRAY: Mr. Speaker, Ladies and Gentlemen of the House: I had a similar bill in earlier this year that was carried over, it was on chlorine so I was earnest to sign onto Representative Young's bill. I heard some news today that I think Representative Young should share with this body and I would like him to stand up later and elaborate on it. I heard that Champion was called today by Time Magazine encouraging them and demanding them to go chlorine-free within 90 days. If Representative Young could elaborate on that, I think it would be good for the body.

The SPEAKER: The Chair recognizes the Representative from Limestone, Representative Young.

Representative YOUNG: Mr. Speaker, Men and Women of the House: All I have been able to track down on that — that was a rumor I heard this morning that Champion Paper in Bucksport would be going chlorine-free in 90 days. I wasn't going to raise that because I haven't been able to identify the source of that or any kind of confirmation. What I have found out though in discussion with Time Magazine this afternoon is that they are moving to a totally chlorine-free product and they are going to require of all of their suppliers that they provide them with totally chlorine-free paper. I am making an inference here that Champion is one of the suppliers of Time Magazine although I don't know that for a fact, so I wouldn't want anybody to take that one to the bank. But, Time did confirm to me this afternoon that they are moving in the direction of totally chlorine-free and that that is a requirement they are going to make of all of their paper providers.

The SPEAKER: The Chair recognizes the Representative from Township #27, Representative Bailey.

Representative BAILEY: Mr. Speaker, Ladies and Gentlemen of the House: I would agree with the good Representative from Greenville, that during these poor economic times, I believe when you are putting a burden like this on the paper companies to change to chlorine-free when there is absolutely no detectable dioxin detected in the rivers of this state, I just think it is the wrong message to be sending to the paper industry. There is no question that the paper industry is the backbone of this state and if we keep putting the pressure on, we are going to lose every single paper mill we have in this state.

I urge you to vote against the Majority "Ought to

Pass" Report.

The SPEAKER: The Chair recognizes the Representative from RUMFORD, Representative CAMERON.

Representative CAMERON: Mr. Speaker, Ladies and Gentlemen of the House: I am a little hesitant to speak on this bill because I don't want to be perceived as supporting dioxin. That is certainly not the position I am taking, but I think a few facts should be put on the table here.

This bill is aimed at dioxin. We all know that dioxin is dangerous but I think we need to keep in mind that the entire paper industry across the United States in excess of 140 facilities produce a sum total of eight ounces of dioxin, that is down from 141 in early to mid-eighties. That is due to an effort on the part of the paper industry.

I submit to you that eight ounces of dioxin in the entire industry represents less than 1 percent of the dioxin produced across the country. I would like to give you some examples of some other places that dioxin emits from. Again, I want to emphasize that I am not supporting the production of dioxin. Some of the other sources of dioxin across the country are, municipal incinerators, 26 percent of the known dioxin; municipal sewage, 4 percent; combustion of various types represents about 26 percent; hospital incinerators, if you will, 16 percent of the dioxin; forest fires, 7 percent; fuel wood combustion, in other words, those of us who burn wood in our homes, 7.5 percent; motor vehicles, 7.5 percent. Again, I say the paper industry as a whole in excess of 140 facilities across the country produce eight ounces, less than 1 percent.

The good Representative from Limestone, I think his intentions are noble. He passed out a handout this afternoon and in it there is a reference that says this fact sheet is printed on 100 percent recyclable chlorine-free paper manufactured by Patriot Paper of Hyde Park, Massachusetts. That is not a Maine company, you might take note.

One of the things that he said, I think you want to take special note of because we use recycled paper, it is not a guarantee that it is not chlorinated paper. The chlorine is to bleach the paper, it goes in in the original process, it has nothing to do with recycling. We would never use chlorine in a recycling process unless you were recycling something like paper bags or heavy wrapping papers or something like that and that is to whiten the paper.

I think the approach he has taken to be market driven is admirable but the fact of the matter is that this is not going to change our industry in the State of Maine. I can only speak for the facility where I am employed. In the past two years, we have expended in excess of \$28 million to come within compliance of the present regulations. We lost \$43 million last year, we have lost this year so far nearly \$20 million. We cannot afford to go out and spend multi-million dollars to produce a product that will allow us to sell to this market. Because of the present economic times, it just doesn't make economic sense for us to do that.

As far as the rivers, I don't want to pollute the rivers. I have lived on the Androscoggin my entire life, not yet but up to this point, 40 some odd years. I have caught fish out of the Androscoggin. I won't tell you I have eaten them, but I have never seen these fish that they talk about that have tumors all over them and scales and everything else, they

just don't exist. The dioxin issue is an issue that certainly we need to pay heed to but unfortunately dioxin, due to the Love Canal issue and a number of other things that have occurred around the country, has provided us with a lot of information based on emotion rather than fact.

I submit to you that to the best of my knowledge, in the State of Maine at least, there has never been nor do I ever want there to be a documented case of anybody suffering any kind of illness from dioxin. Now, I may stand corrected, but the best information I have is that that has not happened and I hope it never does.

I would ask you to vote against the pending motion, vote for the companies that are providing the taxes and the jobs in the state right now because all this is going to do, if this is passed, is force the paper brokers to use paper that is supplied from other states.

I have heard the comment or read the comment that when the recycling bill was passed it didn't hurt our paper industry. That may be true, but I will tell you that it did put one company out of business that employed ten or twelve people because they did not have a supply of recycled paper and they were a supplier to the State of Maine, they were their primary supplier and, therefore, they went out of business. Maybe this won't hurt the paper industry in Maine, maybe we can ship it to other states but is that what we really want? I think we want to support them, not do things that is going to require that they have to ship all their products to other states and we turn around and send our money to other states. I would urge you to vote against the pending motion.

The SPEAKER: The Chair recognizes the Representative from Westbrook, Representative LEMKE.

Representative LEMKE: Mr. Speaker, Men and Women of the House: S.D. Warren paper plant is in my district, it has traditionally been a major employer and taxpayer to the City of Westbrook. It presently uses chlorine. It would be a very cold day in Hades before this legislator would support legislation if he sincerely thought it was detrimental to the working people of Westbrook or elsewhere in the State of Maine. However, after careful consideration, I have come to the conclusion that this bill does not represent a threat but an opportunity. Just as it is vital to state government's future to move beyond politics as usual, it is absolutely essential that we move beyond business as usual in the State of Maine as well. That means developing a new policy, a new economic policy that maximizes instead of minimizes our natural and human resources. We have got to get beyond the sterile, dead end, labor versus management, and economic growth versus environment, pickerel versus payroll type of arguments of the past. We cannot continue to have a quarrel with the past if we intend to move into the future. We have to end economic gridlock in the State of Maine.

This bill, to me, represents a bold step, a first step, in that direction. Instead of waiting for the inevitable, instead of surrendering the future to foreign competition, instead of following a path of decreasing jobs and opportunity for Maine workers and decreasing profits for business, it is time to move in a new direction.

I am sure you will hear a lot more of the old arguments today and I respect them, I understand them. I come from a working class family, I make no

apologies for that. I come from a mill town, I represent a mill town, I make no apologies for that. It is precisely because of that that I support this legislation today.

Remember this, this bill does not threaten a job in Maine today. But, if we do not take the economic initiative, we will definitely lose a lot of jobs in the future. My priority on this frankly is not the environment, although I think the environment is important and we have to be concerned about it, my priority is number one, jobs; number two, jobs; number three, jobs.

I sincerely and respectfully disagree with the good Representative from Greenville and others, I believe that this is the right time and this is the right message to vote for this legislation.

In 1992, Vice President or then candidate, Al Gore, came to a Westbrook plant precisely because that plant had adopted the approach that you can be environmentally sound and have productive jobs. This Representative from Westbrook agrees and I hope you do as well by supporting this legislation.

The SPEAKER: The Chair recognizes the Representative from Madawaska, Representative Ahearne.

Representative AHEARNE: Mr. Speaker, Ladies and Gentlemen of the House: I rise today in opposition to the pending motion for I feel this bill creates an artificial market. At this present time, there is no large scale market for chlorine-free paper. In the district I represent, Fraser Paper has recently shut down one of its plants, a Canadian mill, that produced chlorine-free paper after losing \$100 million due to the lack of the market. So, I ask you not to support the pending motion because at this time, and I have to agree with the Representatives who have spoken, not those who have spoken in opposition to the bill, when they say that the economic climate is not right.

The mill in my district is facing tough times. We have machines that have been shut down for up to six months, two machines shut down due to lack of orders. What this bill could possibly mean is possibly more shutdowns for my district. That means unemployment and that is not good for my area specially with the closing of Loring. This bill, in my opinion, will not be of any more use, so I ask you to vote no and not accept the Majority "Ought to Pass" Report.

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

Representative HOLT: Mr. Speaker, I would like to pose a question through the Chair, please, to anyone who cares to answer.

If it is true that you can't find dioxin in the rivers, and I live on the Kennebec, perhaps it is because it concentrates in the fish we eat and that is what we are really worried about. I would like to know if this is harmless to us now and not causing any difficulty and will it be soon that the warning to pregnant women and children not to eat the fish is soon to be lifted?

Also, I am particularly distressed and would like to ask another question about proof of harm. The Prove Harm Rule in which ordinary citizens have to prove that they are hurt by a certain substance or other is dangerous and I think criminal. The question I ask and anyone may answer this if he or she knows the answer is this, does anyone have any proof that we have not been made ill or died from this toxic substance in our water resource?

Before I close, I want to thank our honorable Representative from the Passamaquoddy Nation for sending us each a sheet of paper, chlorine-free. I think it is the best paper I have seen on my desk in a long time.

The SPEAKER: Representative Holt of Bath has posed a question through the Chair to any member who may respond if they so desire.

The Chair recognizes the Representative from Limestone, Representative Young.

Representative YOUNG: Mr. Speaker, Men and Women of the House: I will do the best I can to answer that question. First of all, I would like to point out that this isn't only about dioxin, chlorine also gets involved in the bleaching process and is also a negative impact, it is a powerful lung irritant and an occupational hazard when there are spills.

The good Representative from Rumford had raised this issue with me about the eight ounces that is produced nationally. I checked that out and I found out that was confirmed. I thought, hmm, eight ounces, that doesn't sound like a whole lot so I went and talked to some people in the scientific community and I said, what about this eight ounces, is it a big deal and what are its effects? They calculated for me that assuming the average pregnant woman weighs 132 pounds or 60 kilograms, eight ounces of dioxin could potentially affect 590 million women at the level of .06 for micrograms per kilogram of body weight.

Now, let me just tell you what that level effect has shown, rats who were exposed to these very small amounts of dioxin were not only demasculinized but distinctly feminized. The dioxin crosses the placenta and alters the level of androgens, the male sex hormones, interfering with the sexual development of the pups. The effects which last into adulthood are smaller sex organs, slower maturation, feminine style regulation of a hormone affecting testosterone production and I hesitate to say this, an increased willingness to assume a receptive female posture when approached by sexually stimulated males.

They also had both a lower sperm production rate and lower sperm reserves even when the dose was as low as .064 micrograms per kilogram of the mother's body weight. That is what eight ounces will do 590 million women.

The SPEAKER: The Chair recognizes the Representative from Penobscot Nation, Representative Attean.

Representative ATTEAN: Mr. Speaker, Ladies and Gentlemen of the House: Because of who I am and who I represent, I could not sit still and not urge my support and your vote for this particular piece of legislation. As you have heard, there has been a handout put on each and every one of your desks that carries a simple message, printed on chlorine-free paper. The headline, I think, says it all.

My tribe has been involved in this whole question of dioxin since last year. I have been to all of the hearings, all of the rulemaking committee legislation hearings. This is the first time that I have had an opportunity to speak to all of you about my particular situation.

As many of you know, the Penobscot Nation is located on Indian Island which is situated in the middle of the Penobscot River adjacent to Old Town. It is my aboriginal home, we have been there for aeons. We lived the good life, we fished the good waters. Unfortunately, that is no longer true. We

may be able to fish the water, but we cannot eat the fish. Fish advisories have been posted along that particular stretch of the Penobscot River simply because of dioxin.

I will not go into all of the scientific arguments that were heard and all of the charges and counter charges that were heard during the two day hearings that the DEP conducted. Suffice it to say that the EPA is taking its first serious scientific examination of this question, the question will be answered once and for all hopefully in the near future but not soon enough for me.

I simply stand to endorse this particular bill because I view it, not only as a wake-up call to the people of Maine, but to Maine's industry for chlorine-free paper goods, then industry should heed that call and start planning for that ultimate process.

I don't expect the word that we will be hearing from Washington will be encouraging us to continue using chlorine in the craft paper process. I firmly believe it will be just the opposite. I can do no less than I am doing now to stand and urge you to support this bill.

On a more personal level, I have commitments from my tribal Governor as well as Representative Soctomah's tribal Governor that my tribe will begin purchasing chlorine-free paper from whatever source as soon as we can. I think that is one of the reasons why I did what I did and had this message printed on chlorine-free paper. We can only do our part, hopefully our part is that wake-up call for all of you. I urge your support.

The SPEAKER: The Chair recognizes the Representative from Calais, Representative Driscoll.

Representative DRISCOLL: Mr. Speaker, Ladies and Gentlemen of the House: I have been sitting here listening to this debate and I agree with a lot of things that you are saying on both sides of this issue, but the biggest problem we have today is that we have an economy that we have to be very careful with in this state.

Our paper mills are on the verge of laying off more people, their markets are not strong and to start something now that is going to change horses in the middle of the stream, I feel is only going to be a detriment to their business. Maybe down the road we can think about chlorine-free paper, it is probably a good idea but I think at the present time in this state, we have to worry about jobs. We have people I know in Washington County that are going hungry, we have a 16 percent unemployment rate, our average salary down there is \$9,000 a year. Most people have to work three jobs, as I did, bringing up my family in order to survive in that county.

I hope you will think this over seriously before you vote this bill to pass.

The SPEAKER: The Chair recognizes the Representative from Waterboro, Representative Lord.

Representative LORD: Mr. Speaker, My Learned Colleagues: We have been talking about the companies in the state that are manufacturing chlorine-free paper and it is mentioned in this handout from Representative Young of a plant in California, the Louisiana/Pacific mill in Samoa and, if you remember just recently, we saw where this company was fined \$11.2 million for pollution abatement. I think that ought to tell you something about that.

When we had the hearing on this bill, the question was asked, how much would it cost to make

over the plant? We got a figure of over \$200 million. Now, for Representative Lemke of Westbrook, I think if the Westbrook plant had to come up with \$200 million, they would probably be the first plant to be out of business.

I am asking you right now to vote against the present motion and vote the Minority "Ought Not to Pass" Report.

The SPEAKER: The Chair recognizes the Representative from Waterville, Representative Jacques.

Representative JACQUES: Mr. Speaker, Men and Women of the House: Lest the members of this body think the majority of the committee has taken leave of their senses in regard to this issue, I think we should clarify a few matters here today.

Number one, I, too, come from a paper mill town. My dad worked 37 and a half years for S.D. Warren and my three brothers currently work, one in Winslow and two in Somerset. Those of you who have been around a while remember the speeches that were made on dioxin way back. The unfortunate thing is that Representative Cameron from Rumford is exactly right, that dioxin does come from a lot of different areas. Unfortunately, there is really no need whatsoever to have dioxin in our rivers due to bleaching of paper. Unfortunately, we have been sold a bill of goods and have been convinced that pure white paper is the only kind of paper that you can use for toilet paper and napkins to blow your nose, amongst other things. We bleach them white and then we die them pink and blue and yellow and green, that's all nice and we buy that. In the Scandinavian countries, they have rejected that marketing scheme many years ago and do not use the process that creates any dioxin.

There have been issues that came before the Energy and Natural Resources Committee that are indeed real viable economic impact issues to the mills. I think that my colleagues on the committee would agree that we have addressed those in a very serious manner and have agreed with the companies when they brought those forth. We delayed the implementation of dioxin standards in the State of Maine to go along with the federal standards so we won't have two sets of standards. We delayed the implementation date of odor, color and foam standards to see what the federal government has done and what they will do. We have dealt with equipment malfunctions when industry has to shut a piece of equipment down, start it back up and they exceed their allowable limits. We have indeed addressed some real, real, and I think legitimate economic concerns to the industries in the State of Maine.

Unfortunately or fortunately, whatever the case may be, I do not believe that this falls into that category. Number one, it really doesn't do anything for five years. You all know that five more sessions of the legislature will occur in five years and many, many things can occur in that time period.

I've got to remember as a boy the argument that was made against a product that was used because it was cheap and effective, it was called DDT. The industries that used it said that you would put them out of business, there was no substitute for it, we are being premature, that we didn't know the full impact and on and on and on. Well, we dragged our feet and we dragged our feet and now is never the right time to do it and what happened? When the smelt population of Sebago Lake started dropping, when eagles started dieing all over this state

because the eggs could not support the weight of the mother bird sitting on them, when occurrence after occurrence occurred in our environment and, lo and behold, they traced it back to DDT. Well, let me tell you, it took a long time, a long time, to recover the effects of DDT and I predict to you today, and I probably will not be a member of this body when it happens, but the effects of dioxin on our environment in the State of Maine and the rest of this country will take many, many years to remedy.

Dr. Owen was reconfirmed by our committee as a member of the Board of Environmental Protection and Representative Mitchell from Freeport asked him why the board did not adopt dioxin standards as was required by Maine law? His answer to that committee was, that testimony he had heard from the experts on this issue, for 20 years a lady who has been studying the dioxin, the effects on dioxin for 20 years, really scared the members of the board so much that they felt that until the full study, federal EPA study was brought forth, they were very reluctant to adopt any standards because they felt the standards not only could be too high, but they also could be too low understanding what the real ramifications of dioxin are.

It is indeed unfortunate this has become an issue of jobs versus no jobs because I've got to tell you, in 1980, we went to Kyes Fibre, which is an industry in the City of Waterville, and said to them that they use the process to make paper plates that was very, very dependent on electricity. At that time, it was \$3 million or so a year. I tried to encourage them into getting into a solid waste incinerator, much like PERC and MERC and some of the other ones located around the state, utilizing that power and providing services to the area communities. They said now is not the time, we can't make that investment, it will impede our ability to compete and on and on and on.

A few years later, I went to them and tried to encourage them to build a hydro electric dam on the Kennebec River and utilize that power. They said now is not the time, we can't invest that money now, it will impede our ability to compete. Scott Paper built that dam and sells \$1 million or in excess of \$1 million worth of power to CMP at the highest going rate and buy it back at the cheapest going rate or close to that effect.

Kyes Fibre now spends \$8 million a year on electricity using the same process they did 40 years ago to make paper plates in the State of Maine. They have had one layoff, there are rumors of more because now is not the time, it will impede our ability to compete. Well, men and women of the House, Kyes Fibre woke up one morning and found out that everybody had gone by them. They had gone by them because now was not the time and they were not able to compete.

I firmly believe until the paper industries in this state get out of the 1930's and 1940's and 1950's and get ready for the year 2,000, they too will wake up some morning and everybody will have gone by them and they will blame everybody else but ultimately the responsibility will be that now was not the time and it would impede our ability to compete. But let me tell you, we may be standing still, we may be standing still in our mills in this state but there are mills across this country and across this world that are not.

Former President Bush, current President Clinton have said, we are not competing on a local scale

anymore, we are competing on a global scale. We are competing with Canada and Mexico, yes, we understand that, but we are competing all over the country, all over the world. I firmly believe until the companies involved get off the dime and start looking forward to new ways of doing business that people will be able to grasp onto, they will be destined to continue to wallow in the failures of today.

I firmly believe this bill is a minute step. I don't believe it will have any major implications or negative impact on any industry in this state because you will not allow that to happen. If indeed the process starts on and you can show that it will have a negative impact on this state, the 117th or the 118th or the 119th Legislature will be right here trying to deal with that and, hopefully, I won't be.

If I really believed that the passage of this bill was going to cause one more job to be lost in the paper industry of this state, I can assure you that I would not have supported it. But, I firmly believe that my track record and the record of our committee shows that, when industry has come forward and clearly shown, we have addressed their concern and at many times, I think, to a short and long-termed detriment to our environment. They did not show that to me in this case.

Yes, they are scared to death of this bill. Yes, I cannot find out why they are scared to death of this bill, but they told me this bill bothered them more than the air fee bill that you will see coming out which is going to have real direct, immediate, long-term and short-term economic impacts. I don't understand why this bill scares them so much because it really doesn't do much.

It has a five year time frame, it allows them to pursue options that they have never pursued before. I think when people in this country in the next year find out the full impact of the dioxin, because the Representative from Rumford is right, that is a basic issue here, you are going to see some changes in the buying practices of our people. I think you will see changes in the selling practices of those companies that want to be in the forefront and Maine companies should make that commitment now to pursue this with all the vim and vigor they have pursued all the other things they have come forward and asked us to do away with.

When they get the answers, when we get the answers, then we will know for sure. It will not be a question of threats and intimidation on how many jobs this will cost because it is pure bunk, this will not cost any jobs now or for the next five years. Someone will have to take a positive action one way or the other for it to have an effect either way.

I just wanted to make sure everyone understood where I was coming from on this issue and that I have not, in all due respect, lost complete leave of my senses when it comes to dealing with the most important industry, second most important industry in this state, the first being tourism, people coming here to enjoy the fish, the wildlife, the rivers, the streams and the lakes of our state. The two do go hand in hand.

The SPEAKER: The Chair recognizes the Representative from Township #27, Representative Bailey.

Representative BAILEY: Mr. Speaker, I would like to pose a question through the Chair.

To the Chairman of the Energy and Natural

Resources Committee — I am being told that there are absolutely no detectable levels of dioxin in the Maine rivers, is that true or false?

The SPEAKER: Representative Bailey of Township #27 has posed a question through the Chair to Representative Jacques of Waterville who may respond if he so desires.

The Chair recognizes that Representative.

Representative JACQUES: Mr. Speaker, Men and Women of the House: That is false, there are detectable levels of dioxin in our rivers. If the House would like, we could get a copy of the study which I was the prime sponsor of the study way back when we started this process. Unfortunately due to lack of funds, due to the lack of involvement of people involved, there are only five sites that were tested and they limited it to certain species of fish. They have found some levels of dioxin in all of the test sites. The problem we have is that as technology becomes more advanced, the ability to determine lesser and lesser amounts of dioxin is also coming to the forefront. I will agree that the amounts that are being detected are becoming less and less and less due in part to laws that were passed by legislatures as well as improvements made by the paper industry themselves, but there are still levels of detection of dioxin in our rivers.

The SPEAKER: The Chair recognizes the Representative from Greenville, Representative Gould.

Representative GOULD: Mr. Speaker, Ladies and Gentlemen of the House: I will be extremely brief, there are just a couple of points I want to make to get focused back on what I consider to be the issue.

Representative Jacques indeed has not taken leave of his senses. I have never known anyone that has been anymore dedicated to helping the industry of the state than Representative Jacques has been. I think it points out that reasonable people can have reasonable differences and that is what we have right here, just reasonable differences on what this will do.

I do not believe that the pulp and paper industry has stood still. In fact, I think it has made great strides and that is one of the reasons that I oppose this bill. There is a particular mill who has gone to what we call (I am not going to start getting technical because all we will just do if we start getting technical is leave each other in the dark) but there is a mill who has switched to what we call chlorine dioxide which cuts down tremendously on dioxin which I really and readily admit is a problem we need to address. This mill has spent from \$4 to \$6 million to cut down on dioxin, they wish to spend about another \$20 million to cut down even more. The question I guess I would ask myself if I were a director, is this the direction we want to go given the message in this bill? Do I think this bill will murder the pulp and paper industry? Of course not, but I do think it sends the wrong message at this time when our industry has met the policies and is continuing to meet the policies that this state has laid out for it.

Again, I do apologize for getting up, I know the hour is late but I did want to make this point to you.

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

Representative ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: It is not often I get up twice in the same day but we do have all our divided reports coming out.

Less than one percent of the world's pulp production is totally chlorine-free with much of that focused on the market preference of one nation, Germany, which does not have its own craft industry. European firms are now backing away from their total chlorine-free expansion plans. Why? Other states have considered similar legislation and have failed to enact it. Why? L.D. 1431, if enacted, would grant an unwarranted market advantage to a small nitch of producers mostly located outside of the United States. It is true what Representative Ahearne said as we dealt with this issue in committee. We were told that the only chlorine-free plant we have in this country is in California and the one that was in Canada did go bankrupt.

This legislation is not based on good science, sound purchasing practices or the best interest of Maine's economy. Rather than place this legislation on the books and send the wrong message about Maine's paper, the legislature should continue to closely monitor scientific evidence and industries action associated with the use of chlorine.

The SPEAKER: The Chair recognizes the Representative from Rome, Representative Tracy.

Representative TRACY: Mr. Speaker, Ladies and Gentlemen of the House: I would urge you to accept the Majority "Ought to Pass" as amended Report. I, too, work in a paper mill. I work right here in the City of Augusta, I work at Statler Tissue. It is 100 percent recycle, it is the largest recycling plant in the State of Maine and used to be east of the Mississippi. So, if I thought that this bill that I cosponsored would be detrimental to the paper industry, I sure as heck would not have signed onto it. I do not see where it is detrimental. I think it is giving them a clear message saying that there are other alternatives out there to look at.

The paper industry has five years lead time to work with this. I am sure, as Representative Jacques has mentioned, that lots of things can happen in five years, there will be other people down here in the legislature and, if there is any problem that is detrimental to the paper industry, I am sure that those problems will be taken care of.

I would submit to you that if the European countries are doing it, I think it is time that the papers mills, not only in the State of Maine but the paper mills in this great country of ours, start looking for chlorine-free products.

In this body, over the passage of solid waste management bills and stuff and we are into our recycling and where I work they have been a leader in recycling for over 21 years. I am sure that when they started their business in recycling, other leading paper manufacturers kind of laughed at them saying this would not be the thing to come, but ha-ha, lo and behold, this is the thing to come.

There is nothing wrong with putting this bill into law, I think it is a great bill and I think it is giving a clear message to say that the environment belongs to everybody in this state, not just the paper mills, but to each and every one of us. We need to clean up the dioxin out of the rivers and to say that there is no dioxin in the rivers that is detrimental to the fish is a ludicrous statement because there is a list out there that is furnished by the Department of Health and it would tell you, if you are interested in it, you can get that list and it will tell you the dioxin levels, what fish to eat, what fish not to eat and I would urge you to accept

the Majority "Ought to Pass" as amended Report.

The SPEAKER: The Chair recognizes the Representative from Jay, Representative Pineau.

Representative PINEAU: Mr. Speaker, Men and Women of the House: Coming from a paper mill town with two paper mills in our town, close to a third, I am a strong supporter of the paper industry. I even happen to work for one.

However, I think if you look at what lies before you on your desk, what you see is a smart start for this state which will put us ahead of a lot of places in this country. Chlorine, whether it be chlorine or chlorine dioxide, I find it to be very unsafe. I come from a town that had its schools evacuated because of that process. If it is so neutral in the health department, why in fact did that have to happen? I can tell you why it had to happen — take a tree and make it into a pulp, make it into a piece of paper, it is a strong chemical that does that, don't kid yourself. The scientific reports, when you look at the data on dioxin, yes, they are carcinogens, it happens. Out Rumford way, it is called Cancer Valley, USA and it comes right down through the Androscoggin Valley. I have had friends and relatives that have come down with all kinds of different cancers and I kind of wonder, is it because of the blue-green haze or what we are dumping in the river for the paycheck?

Yes, the paper industry has come a long way in this state and I applaud it. The paper industry has come a long way since 1988 when I was first elected into this body. However, it didn't come a long way, this legislature grabbed it by the neck, tightened the noose and said, look people, you can still be productive and produce a safe product for the people of Maine. I think it was called the color, odor and foam bill. I kind of wonder if I am going to get a full-page ad taken out on me on this one but I guess it is a chance I will have to take.

The other paper industry has acted but it has only acted in reaction to legislation. What this bill does is create a market, a smart market. Yes, consumers are kind of slow in coming around sometimes, that is why they elect leaders in their towns to come down here and set policy. We saw it on the bottle bill. Maine was so far ahead of the country on the bottle bill, it is unbelievable and this is all it will do. There is no reason that we have to have clean, shiny, white paper. Oxygen dilutification has been going on for years overseas, for years. You can stand on the effluent of the paper mills and catch fish and, lo and behold, then you can put them in your bag, head home, fry them and eat them and not worry about what you might be catching. I think you have to think of that.

Yes, it is progressive. No, it is not going to run a zillion jobs out of the state, it is going to create jobs. It is not pickerel versus payroll, this is progressive legislation whose time has come and I hope this body is up to making the yea vote for the Majority Report.

The SPEAKER: The Chair recognizes the Representative from Westbrook, Representative Lemke.

Representative LEMKE: Mr. Speaker, Men and Women of the House: Like the Representative from Greenville, I apologize for speaking twice and it will be extremely short.

There was a statement made earlier in the range of \$200 million or something for S.D. Warren if this type of thing went in and I must say without

compromising individuals I have spoken to from the paper industry, this is so far off base, it is not even in left field. I haven't heard anything like that.

Don't be swayed by these kinds of scare things, look to the future. I think the best history lesson you had on the floor today was from Representative Jacques. He is absolutely right, we have got to go beyond the 1930's and 1940's and look to the 21st Century.

The SPEAKER: The Chair recognizes the Representative from Calais, Representative Driscoll.

Representative DRISCOLL: Mr. Speaker, Members of the House: Just a couple of points I would like to make. Representative Lemke from Westbrook states about things happening in the past. Representative Jacques from Waterville was discussing the way paper mills were living in the past. I don't know about the paper mills that he has in Waterville/Fairfield area, but I know that the paper mill in Woodland, in Washington County, has been trying to keep up to standards. The Department of Environmental Protection has been on their tail for the last ten years and have made them stay up to standards. If they don't, it costs them millions and millions of dollars. Every time they spend a million dollars, it costs jobs. We just lost pretty near 200 jobs in Washington County at Georgia-Pacific.

Dioxin — okay, it is a bad thing. In the St. Croix River, you can't barely find it, there might be a minute piece of dioxin in that river. I don't know just how they measure it.

I agree with Representative Jacques that I would like to eat a fish that doesn't have any carcinogens in it. Today that is a hard thing to find, I know.

We still have to think about the situation in this state. We have got a problem with the economy and we cannot rattle the cage. If we are going to talk about dioxin, please let's do it in the next session when this economy has improved and we have got the jobs to do the job.

The SPEAKER: The Chair recognizes the Representative from Millinocket, Representative Clark.

Representative CLARK: Mr. Speaker, Men and Women of the House: I will be very brief. I think the good Representative from Calais stole a lot of my notes or was looking over my shoulder.

You talk about smart start and scare tactics and all that, people ought to start looking at what is going on around the state with the economy. We lost 1,500 to 2,000 jobs just in the Katahdin area alone with those mills. I hope when you vote this evening, you look at what is going on in the State of Maine. We don't need to create less jobs, we need to create more jobs.

You talk about five years, if this is such an important bill, why aren't we doing it now, why do we need to wait for five years?

Please take a look at the economy, we have a problem in this state. You know what we are doing downstairs on the second floor, I would give it some thought and vote "Ought Not to Pass."

Representative Young of Limestone requested a roll call vote.

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 Rumford, Representative Cameron.

Representative CAMERON: Mr. Speaker, Men and Women of the House: One quick point, there has been a discussion about whether there are detectable levels of dioxin in our rivers and I won't dispute that. The issue to me is that there are not detectable levels of the dioxin of the mills that I know of, there are not detectable levels of dioxin being put into the rivers now. I think that is a very important distinction, that they have made the effort and I can't stand here and tell you that there is no dioxin, I can only tell you that the instruments that we have today do not detect dioxin going into the rivers.

The SPEAKER: The Chair recognizes the Representative from Glenburn, Representative Winn.

Representative WINN: Mr. Speaker, Men and Women of the House: I just want to take this opportunity to say that I agree with the message that this is sending and I agree with the intent of this bill. However, I think it would be a grave mistake given the fact that the reality is that the paper industry here is barely able to make ends meet the way it is right now. The reality is, if this bill goes through that we will be buying these, making these purchases of paper from companies based outside of the state on the other coast or most likely from Norway or other countries like that. I ask you to think about the people whose jobs depends on this. It is very crucial. I know a lot of people that are close to being laid off and I think we need to do whatever we can to preserve their income because, as we all know, we desperately need the taxes that they generate in order to support the services that we want to keep continuing at this level.

I just want to again thank you for considering the economic impact. Again, I would not mind this bill at all if we said that purchases were going to be made from Maine companies. If that was an amendment to this bill, I could consider that but right now we are going to end up buying the paper from anywhere else except Maine. I think we need to keep the money in Maine.

The SPEAKER: The pending question before the House is the motion of Representative Jacques of Waterville that the House accept the Majority "Ought to Pass" Report.

The Chair recognizes the Representative from Eastport, Representative Townsend.

Representative TOWNSEND: Mr. Speaker, pursuant to House Rule 7, I would like to pair my vote with Representative Kontos of Windham. If she were present and voting, she would be voting yea; I would be voting nay.

The SPEAKER: The pending question before the House is the motion of Representative Jacques of Waterville that the House accept the Majority "Ought to Pass" Report. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 157

YEA - Adams, Aliberti, Beam, Bowers, Brennan, Bruno, Carroll, Cathcart, Chase, Chonko, Clement, Cloutier, Coffman, Coles, Constantine, Cote, Daggett, Dore, Faircloth, Farnsworth, Fitzpatrick, Gean, Gray,

Gwadosky, Hatch, Heeschen, Heino, Hichborn, Hoglund, Holt, Jacques, Johnson, Joseph, Kerr, Kutasi, Larrivee, Lemke, Marsh, Martin, H.; Melendy, Michael, Mitchell, E.; Mitchell, J.; Nadeau, Oliver, Paradis, P.; Pfeiffer, Pineau, Pinette, Pouliot, Rand, Richardson, Rowe, Ruhlin, Rydell, Saint Onge, Simonds, Skoglund, Stevens, K.; Townsend, E.; Townsend, L.; Tracy, Treat, Walker, Wentworth, Young, The Speaker.

NAY - Ahearne, Aikman, Anderson, Ault, Bailey, H.; Bailey, R.; Barth, Bennett, Birney, Cameron, Campbell, Caron, Carr, Cashman, Clark, Clukey, Cross, Dexter, DiPietro, Donnelly, Driscoll, Dutremble, L.; Erwin, Farnum, Farren, Foss, Gamache, Gould, R. A.; Greenlaw, Hale, Hillock, Hussey, Joy, Ketterer, Kneeland, Lemont, Libby Jack, Libby James, Lindahl, Look, Lord, MacBride, Marshall, Michaud, Morrison, Murphy, Nash, Nickerson, Norton, Ott, Pendexter, Pendleton, Plourde, Plowman, Poulin, Reed, G.; Reed, W.; Ricker, Robichaud, Rotondi, Simoneau, Small, Spear, Stevens, A.; Strout, Swazey, Tardy, Taylor, Thompson, True, Tufts, Vigue, Whitcomb, Winn, Zirkilton.

ABSENT - Carleton, Jalbert, Kilkelly, Lipman, O'Gara, Saxl, Sullivan.

PAIRED - Kontos (Yea)/ Townsend, (Nay).
Yes, 67; No, 75; Absent, 7; Paired, 2; Excused, 0.

67 having voted in the affirmative and 75 in the negative with 7 being absent and 2 having paired, the motion to accept the Majority "Ought to Pass" Report did not prevail.

Subsequent, the Minority "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:

(H.P. 939) (L.D. 1268) Bill "An Act Regarding the Collection of Medical Payments for an Absent Parent When a Court Order Exists" Committee on Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (H-508)

(H.P. 796) (L.D. 1082) Bill "An Act Adopting the Uniform Management of Institutional Funds Act" Committee on Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (H-509)

(H.P. 89) (L.D. 119) Bill "An Act to Establish Parity in Medicaid Reimbursement Among Licensed Master Social Workers, Licensed Social Workers, Licensed Clinical Professional Counselors and Licensed Professional Counselors" Committee on Human Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-513)

(H.P. 602) (L.D. 817) Bill "An Act to Encourage Fair Medicare Payments to Hospitals and to Promote Management Improvements and Planning by Hospitals and for Related Purposes" Committee on Human Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-514)

(H.P. 787) (L.D. 1060) Bill "An Act Concerning Rights and Privileges for Maine Veterans of the Persian Gulf War" Committee on Aging, Retirement and Veterans reporting "Ought to Pass" as amended by Committee Amendment "A" (H-515)

Under suspension of the rules, Consent Calendar Second Day notification was given, the House Papers were passed to be engrossed as amended and sent up for concurrence.

SECOND READER

Tabled and Assigned

Bill "An Act to Increase Fees Charged by Municipal Clerks for Services" (S.P. 398) (L.D. 1229)

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

On motion of Representative Joseph of Waterville, tabled pending passage to be engrossed and specially assigned for Thursday, June 3, 1993.

PASSED TO BE ENGROSSED

As Amended

Bill "An Act to Place Appropriate Citations to Various Boards and Commissions within the Maine Revised Statutes, Title 5, Sections 12004-A to 12004-L" (H.P. 1089) (L.D. 1468) (C. "A" H-481)

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

Representative Joseph of Waterville offered House Amendment "A" (H-549) and moved its adoption. House Amendment "A" (H-549) was read by the Clerk and adopted.

The Bill was passed to be engrossed as amended by Committee Amendment "A" (H-481) and House Amendment "A" (H-549) and sent up for concurrence.

ENACTOR

Constitutional Amendment

Later Today Assigned

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Transfer the Responsibility for Recounts of Elections to the Judicial Branch (S.P. 475) (L.D. 1474) (C. "A" S-208)

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

On motion of Representative Gwadosky of Fairfield, tabled pending final passage and later today assigned.

PASSED TO BE ENACTED

Emergency Measure

An Act Relating to the Maine Dairy Industry (H.P. 591) (L.D. 806) (H. "A" H-458 to C. "A" H-303)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 114 voted in favor of the same and 1 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

ENACTOR

Emergency Measure

Later Today Assigned

An Act Amending the Charter of the Brewer Water District (H.P. 615) (L.D. 830) (C. "A" H-250 and S. "A" S-177)

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

On motion of Representative Clark of Millinocket, tabled pending passage to be enacted and later today assigned.

PASSED TO BE ENACTED

Emergency Measure

An Act Concerning Tribal Protection Orders (H.P. 1053) (L.D. 1405) (C. "A" H-442)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 116 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

Mandate

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) (H. "A" H-465)

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

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative Larrivee.
Representative LARRIVEE: Mr. Speaker, Men and Women of the House: Just a brief word of explanation

about the mandate portion of this bill. What this bill does is restrict the days by which prisoners may be delivered to the prison to Monday through Friday. That is current practice, that is current practice because it saves state money but also because it saves county money in not having to have delivery people, transportation people, brought in on the weekend. However, what it does mean is that you have to keep your prisoner in the county prison or holding facility during that time period and, therefore, it did create a mandate. However, it does save the counties money because they don't have to do the transport.

I urge you to support this measure.

In accordance with the provisions of Section 21 of Article IX of the Constitution, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 112 voted in favor of same and 8 against, and accordingly the Mandate was passed to be enacted, signed by the Speaker and sent to the Senate.

ENACTOR

(Reconsidered)

An Act Establishing an Indigent Defense Reimbursement Fund (S.P. 174) (L.D. 588) (C. "A" S-214)

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

On motion of Representative Cote of Auburn, under suspension of the rules, the House reconsidered its action whereby L.D. 588 was passed to be engrossed.

On further motion of the same Representative, under suspension of the rules, the House reconsidered its action whereby Committee Amendment "A" (S-214) was adopted.

The same Representative offered House Amendment "A" (H-518) to Committee Amendment "A" (S-214) and moved its adoption.

House Amendment "A" (H-518) to Committee Amendment "A" (S-214) was read by the Clerk and adopted.

Committee Amendment "A" (S-214) as amended by House Amendment "A" (H-518) thereto was adopted.

The Bill was passed to be engrossed as amended by Committee Amendment "A" (S-214) as amended by House Amendment "A" (H-518) thereto in non-concurrence and sent up for concurrence.

ENACTOR

(Reconsidered)

An Act to Eliminate the Prescription Requirement for Hypodermic Syringes (H.P. 587) (L.D. 791) (H. "A" H-418 to C. "A" H-388)

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

On motion of Representative Treat of Gardiner,

under suspension of the rules, the House reconsidered its action whereby L.D. 791 was passed to be engrossed.

The same Representative offered House Amendment "A" (H-521) and moved its adoption.

House Amendment "A" (H-521) was read by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Gardiner, Representative Treat.

Representative TREAT: Mr. Speaker, Men and Women of the House: This is a truly technical amendment which doesn't change the intent of the bill at all. It makes the language of the bill dealing with the syringes consistent with the criminal statutes. What it essentially says is that this doesn't affect criminal law in any way that governs illegal possession of these items but it simply makes the language consistent in both categories so there is no confusion in enforcement.

Subsequently, House Amendment "A" (H-521) was adopted.

The Bill was passed to be engrossed as amended by Committee Amendment "A" (H-388) as amended by House Amendment "A" (H-418) thereto and House Amendment "A" (H-521) in non-concurrence and sent up for concurrence.

PASSED TO BE ENACTED

An Act to Clarify Maine Election Laws (S.P. 268) (L.D. 805) (C. "A" S-207)

An Act Concerning Plastic Holding Devices Used in Packaging (S.P. 350) (L.D. 1064) (C. "A" S-228)

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.

ENACTOR

(Reconsidered)

An Act to Promote Proper Animal Health Care (H.P. 740) (L.D. 998) (H. "A" H-462)

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

On motion of Representative Tardy of Palmyra, under suspension of the rules, the House reconsidered its action whereby L.D. 998 was passed to be engrossed.

The same Representative offered House Amendment "B" (H-495) and moved its adoption.

House Amendment "B" (H-495) was read by the Clerk and adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" (H-462) and House Amendment "B" (H-495) in non-concurrence and sent up for concurrence.

PASSED TO BE ENACTED

An Act to Abolish the Castine Water District

(H.P. 1006) (L.D. 1352) (H. "A" H-455 to C. "A" H-344)

An Act to Bring State Water Quality Law into Compliance with Federal Requirements (H.P. 1119) (L.D. 1518) (C. "A" H-444)

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.

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

REPORTS OF COMMITTEES

Ought to Pass as Amended

Representative YOUNG from the Committee on State and Local Government on Bill "An Act to Strengthen the Public Disclosure of Lobbying Activities" (H.P. 1038) (L.D. 1390) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-528)

Report was read and accepted, the bill read once. Committee Amendment "A" (H-528) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-528) and sent up for concurrence.

Ought to Pass as Amended

Representative YOUNG from the Committee on State and Local Government on Bill "An Act to Provide Access to Landlocked Property" (H.P. 1051) (L.D. 1403) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-529)

Report was read and accepted, the bill read once. Committee Amendment "A" (H-529) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-529) and sent up for concurrence.

CONSENT CALENDAR

First Day

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

(H.P. 1014) (L.D. 1360) Bill "An Act to Clarify the Powers and Duties of Municipal Officials of the New Town of Long Island" (EMERGENCY) Committee on State and Local Government reporting "Ought to Pass"

(H.P. 226) (L.D. 294) Bill "An Act Concerning the Structure of the State Court Library Committee and the System of State Law Libraries" Committee on

Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (H-523)

(H.P. 660) (L.D. 898) Bill "An Act Concerning Juvenile Offenders" Committee on Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (H-524)

(H.P. 329) (L.D. 417) Bill "An Act to Clarify the Maine Administrative Procedure Act" Committee on State and Local Government reporting "Ought to Pass" as amended by Committee Amendment "A" (H-526)

(H.P. 998) (L.D. 1339) Bill "An Act to Allow for the Recall of Municipal Officials" Committee on State and Local Government reporting "Ought to Pass" as amended by Committee Amendment "A" (H-527)

(H.P. 574) (L.D. 779) Bill "An Act to Implement the Constitutional Requirement for State Funding of Mandates Imposed on Local Units of Government" (EMERGENCY) Committee on State and Local Government reporting "Ought to Pass" as amended by Committee Amendment "A" (H-530)

Unders suspension of the rules, Second Day Consent Calendar notification was given, the House Papers were passed to be engrossed as amended and sent up for concurrence.

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

REPORTS OF COMMITTEES

Divided Report

Majority Report of the Committee on Audit and Program Review reporting "Ought to Pass" as amended by Committee Amendment "A" (H-525) on Resolve, to Establish the Commission on the Status of Alleged Child Abusers (EMERGENCY) (H.P. 991) (L.D. 1322)

Signed:

Representatives: LEMKE of Westbrook
HALE of Sanford
DAGGETT of Augusta
TOWNSEND of Eastport
DEXTER of Kingfield
FARNUM of South Berwick
ERWIN of Rumford
STEVENS of Sabattus
MURPHY of Berwick

Minority Report of the same Committee reporting "Ought Not to Pass" on same Resolve.

Signed:

Senators: CLEVELAND of Androscoggin
LUTHER of Oxford
BEGLEY of Lincoln

Representative: BARTH of Bethel

Reports were read.

On motion of Representative Erwin of Rumford, the House accepted the Majority "Ought to Pass" Report, the Bill read once.

Committee Amendment "A" (H-525) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-525) and sent up for concurrence.

The following items appearing on Supplement No. 3 were taken up out of order by unanimous consent:

PASSED TO BE ENACTED

Emergency Measure

An Act Regarding Appeal Periods in District Court Civil Cases (S.P. 312) (L.D. 945) (C. "A" S-244)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 106 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

An Act to Amend the Child Labor Laws (H.P. 822) (L.D. 1108) (C. "A" H-484)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 103 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

An Act to Increase the Revenues of the Board of Examiners of Podiatrists (H.P. 1125) (L.D. 1524) (C. "A" H-490)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 109 voted in favor of the same and 4 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

FINALLY PASSED

Emergency Measure

Resolve, to Establish a Commission to Study Nonregulatory and Market Solutions to Environmental Issues (H.P. 572) (L.D. 777) (H. "A" H-477 to C. "A" H-301 and H. "A" H-328)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 107 voted in favor of the same and 11 against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

Emergency Mandate

An Act to Amend the Laws Governing the Knox County Budget Committee (H.P. 1075) (L.D. 1441) (C. "A" H-492)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 21 of Article IX of the Constitution, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 107 voted in favor of same and 4 against, and accordingly the Mandate was passed to be enacted, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

An Act to Provide Immunity for Private Physicians in Public Hospitals (S.P. 266) (L.D. 803) (C. "A" S-196 and H. "A" H-480)

An Act Regarding County Contingent Account Limits (S.P. 286) (L.D. 856) (H. "A" H-500 to C. "A" S-116)

An Act to Create the Maine Job Growth Fund (S.P. 357) (L.D. 1071) (C. "A" S-246)

An Act to Ensure Prompt and Equitable Payment for Construction Services (S.P. 457) (L.D. 1424) (C. "A" S-253)

An Act to Establish a Capital Access Program (S.P. 469) (L.D. 1461) (C. "A" S-245)

An Act to Modify the Fuel Clause for Electric Utilities (H.P. 603) (L.D. 818) (C. "A" H-472)

An Act to Amend the Sexual Assault Laws (H.P. 823) (L.D. 1109) (C. "A" H-486)

An Act to Create the Maine Criminal Justice Information System (H.P. 851) (L.D. 1156) (C. "A" H-488)

An Act to Amend the Laws Related to Concealed Weapon Permits (H.P. 951) (L.D. 1280) (H. "A" H-479 to C. "A" H-402)

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.

ENACTOR

Indefinitely Postponed

An Act to Establish the Penobscot County Budget Advisory Committee (H.P. 1050) (L.D. 1402) (C. "A" H-482)

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

The SPEAKER: The Chair recognizes the Representative from Millinocket, Representative Clark. Representative CLARK: Mr. Speaker, Men and Women of the House: I am sorry this bill got this far. We really didn't pick it up until it got here. I am the Chairman of the Penobscot County Delegation. I polled most of the members of the delegation, we are very much in opposition to this bill and I move that this bill and all accompanying papers be indefinitely postponed.

Subsequently, on motion of Representative Clark of Millinocket, L.D. 1402 and all its accompanying papers were indefinitely postponed and sent up for concurrence.

PASSED TO BE ENACTED

An Act to Promote Long-term Economic Growth (H.P. 1088) (L.D. 1467) (C. "A" H-494)

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.

FINALLY PASSED

Resolve, Authorizing the Conveyance of Certain Public Lands in Gray (S.P. 496) (L.D. 1516) (Governor's Bill) (C. "A" S-249)

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

The following item appearing on Supplement No. 4 was taken up out of order by unanimous consent:

REPORTS OF COMMITTEES

Ought to Pass as Amended

Representative COTE from the Committee on Judiciary on Bill "An Act to Require Immediate Income Withholding for All Child Support Orders" (H.P. 1098) (L.D. 1485) (Governor's Bill) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-531)

Report was read and accepted, the bill read once. Committee Amendment "A" (H-531) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-531) and sent up for concurrence.

The following items appearing on Supplement No. 5 were taken up out of order by unanimous consent:

REPORTS OF COMMITTEES

Ought to Pass as Amended

Representative JACQUES from the Committee on Energy and Natural Resources on Bill "An Act Related to the Site Location of Development Laws" (H.P. 1105) (L.D. 1492) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-532)

Report was read and accepted, the bill read once. Committee Amendment "A" (H-532) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-532) and sent up for concurrence.

Ought to Pass as Amended

Representative JACQUES from the Committee on Energy and Natural Resources on Bill "An Act to Ensure Implementation of the Federal Clean Air Act Amendments of 1990" (H.P. 963) (L.D. 1294) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-534)

Report was read and accepted, the bill read once. Committee Amendment "A" (H-534) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-534) and sent up for concurrence.

Ought to Pass as Amended

Representative JACQUES from the Committee on Energy and Natural Resources on Bill "An Act to Amend Certain Laws Administered by the Department of Environmental Protection Governing Fees, Reconsiderations and Outside Permit Reviews" (EMERGENCY) (H.P. 1073) (L.D. 1439) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-536)

Report was read and accepted, the bill read once. Committee Amendment "A" (H-536) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-536) and sent up for concurrence.

CONSENT CALENDAR

First Day

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

(H.P. 561) (L.D. 758) Bill "An Act Regarding Automobile Air Emission Standards" Committee on **Energy and Natural Resources** reporting **"Ought to Pass"** as amended by Committee Amendment "A" (H-533)

On motion of Representative Treat of Gardiner, was removed from Consent Calendar, First Day.

Report was read and accepted, the Bill read once. Committee Amendment "A" (H-533) was read by the Clerk and adopted and the Bill assigned for second reading Thursday, June 3, 1993.

(H.P. 966) (L.D. 1297) Bill "An Act to Amend Certain Laws Governing Solid Waste Management" Committee on **Energy and Natural Resources** reporting **"Ought to Pass"** as amended by Committee Amendment "A" (H-535)

Under suspension of the rules, Consent Calendar Second Day notification was given, the House Paper was passed to be engrossed as amended and sent up for concurrence.

The following item appearing on Supplement No. 6 was taken up out of order by unanimous consent:

REPORTS OF COMMITTEES

Divided Report

Tabled and Assigned

Majority Report of the Committee on **State and Local Government** reporting **"Ought Not to Pass"** on Bill "An Act Prohibiting Local Ordinances that Regulate Indoor Private Gatherings" (H.P. 987) (L.D. 1318)

Signed:

Senators: BUTLAND of Cumberland
BERUBE of Androscoggin
ESTY of Cumberland

Representatives: GRAY of Sedgwick
WALKER of Blue Hill
BENNETT of Norway
LOOK of Jonesboro
DUTREMBLE of Biddeford
YOUNG of Limestone
ROWE of Portland
JOSEPH of Waterville

Minority Report of the same Committee reporting

"Ought to Pass" on same Bill.

Signed:

Representatives: AHEARNE of Madawaska
KILKELLY of Wiscasset

Reports were read.

Representative Joseph of Waterville moved that the House accept the Majority "Ought Not to Pass" Report.

On motion of the same Representative, tabled pending her motion that the House accept the Majority "Ought NOT to Pass" Report and specially assigned for Thursday, June 3, 1993.

The following items appearing on Supplement No. 8 were taken up out of order by unanimous consent:

SENATE PAPERS

Ought to Pass as Amended

Report of the Committee on **Agriculture** reporting **"Ought to Pass"** as amended by Committee Amendment "A" (S-256) on Bill "An Act to Provide Consistency in the Animal Welfare Laws" (S.P. 345) (L.D. 1040)

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (S-256).

Report was read and accepted, the bill read once. Committee Amendment "A" (H-256) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-256) in concurrence.

Ought to Pass as Amended

Report of the Committee on **Education** reporting **"Ought to Pass"** as amended by Committee Amendment "A" (S-262) on Bill "An Act to Amend and Improve the Laws Related to Education" (S.P. 405) (L.D. 1263)

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (S-262).

Report was read and accepted, the bill read once. Committee Amendment "A" (H-262) was read by the Clerk and adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (H-262) in 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. 451) (L.D. 1418) Bill "An Act to Amend the Laws Governing the Committee to Advise the Department of Human Services on AIDS" Committee on Human Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (S-254)

Under suspension of the rules, Consent Calendar Second Day notification was given, the Senate Paper was passed to be engrossed as amended in concurrence.

The following items appearing on Supplement No. 7 were taken up out of order by unanimous consent:

REPORTS OF COMMITTEES

Divided Report

Tabled and Assigned

Majority Report of the Committee on Banking and Insurance reporting "Ought Not to Pass" on Bill "An Act Establishing the Maine Community Reinvestment Program" (H.P. 590) (L.D. 794)

Signed:

Senators: CAREY of Kennebec
KIEFFER of Aroostook

Representatives: PINEAU of Jay
HALE of Sanford
TRACY of Rome
ERWIN of Rumford
CARLETON of Wells
KUTASI of Bridgton
CAMPBELL of Holden

Minority Report of the same Committee reporting "Ought to Pass" as amended by Committee Amendment "A" (H-540) on same Bill.

Signed:

Senator: McCORMICK of Kennebec

Representatives: RAND of Portland
JOSEPH of Waterville
TOWNSEND of Canaan

Reports were read.

Representative Rand of Portland moved that the House accept the Minority "Ought to Pass" Report.

On further motion of the same Representative, tabled pending her motion that the House accept the Minority "Ought to Pass" Report and specially assigned for Thursday, June 3, 1993.

Divided Report

Majority Report of the Committee on Business Legislation reporting "Ought Not to Pass" on Bill "An Act to Establish a Registration System for

General Contractors" (H.P. 984) (L.D. 1315)

Signed:

Senators: MARDEN of Kennebec
BUSTIN of Kennebec
CIANCHETTE of Somerset

Representatives: CLEMENT of Clinton
HOGLUND of Portland
REED of Dexter
LIBBY of Kennebunk
WINN OF Glenburn
THOMPSON of Lincoln
ST. ONGE of Greene
HILLOCK of Gorham
VIGUE of Winslow

Minority Report of the same Committee reporting "Ought to Pass" as amended by Committee Amendment "A" (H-539) on same Bill.

Signed:

Representative: CAMERON of Rumford

Reports were read.

On motion of Representative Heglund of Portland, the Majority "Ought Not to Pass" Report was accepted. Sent up for concurrence.

The following items appearing on Supplement No. 10 were taken up out of order by unanimous consent:

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act to Improve Local Control over Liquor Licensing" (H.P. 589) (L.D. 793) which was passed to be engrossed as amended by Committee Amendment "A" H-487 in the House on June 1, 1993.

Came from the Senate with the Bill and accompanying papers indefinitely postponed in non-concurrence

On motion of Representative Gwadosky of Fairfield, tabled pending further consideration and specially assigned for Thursday, June 3, 1993.

Non-Concurrent Matter

Bill "An Act to Amend the Laws Governing the Conversion of Fuel Systems" (H.P. 284) (L.D. 371) (C. "A" H-348)

- In House, Passed to be Engrossed on May 21, 1993.
- In Senate, Passed to be Engrossed in concurrence.
- Recalled from Engrossing Department pursuant to Joint Order (S.P. 521)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-348) as amended by Senate Amendment "A" (S-263) thereto in non-concurrence.

The House voted to recede and concur.

CONSENT CALENDAR

First Day

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

(S.P. 34) (L.D. 40) Bill "An Act to Amend the Laws Pertaining to the Visitation Rights of Grandparents" Committee on **Judiciary** reporting "**Ought to Pass**" as amended by Committee Amendment "A" (S-259)

(S.P. 509) (L.D. 1535) Bill "An Act to Expand Opportunities for School-to-work Transition Services Utilizing the Jobs for Maine's Graduates Model" (EMERGENCY) (Governor's Bill) Committee on **Labor** reporting "**Ought to Pass**" as amended by Committee Amendment "A" (S-260)

Under suspension of the rules, Consent Calendar Second Day notification was given, the Senate Papers were passed to be engrossed as amended in concurrence.

ORDERS OF THE DAY

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment yesterday, 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:

HOUSE DIVIDED REPORT - Majority (11) "**Ought to Pass**" as amended by Committee Amendment "A" (H-432) - Minority (2) "**Ought Not to Pass**" - Committee on **State and Local Government** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Direct Popular Election of the Attorney General (H.P. 960) (L.D. 1291)
 TABLED - June 1, 1993 (Till Later Today) by Representative GWADOSKY of Fairfield.
 PENDING - Motion of Representative JOSEPH of Waterville to accept the Majority "**Ought to Pass**" as amended Report.

On motion of Representative Gwadosky of Fairfield, retabled pending the motion of Representative Joseph of Waterville that the House accept the Majority "**Ought to Pass**" as amended Report and later today assigned.

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

HOUSE DIVIDED REPORT - Majority (8) "**Ought to**

Pass" as amended by Committee Amendment "A" (H-433) - Minority (5) "**Ought Not to Pass**" - Committee on **State and Local Government** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Direct Popular Election of the Treasurer of State (H.P. 961) (L.D. 1292)
 TABLED - June 1, 1993 (Till Later Today) by Representative GWADOSKY of Fairfield.
 PENDING - Motion of Representative JOSEPH of Waterville to accept the Minority "**Ought Not to Pass**" Report.

On motion of Representative Gwadosky of Fairfield, retabled pending the motion of Representative Joseph of Waterville that the House accept the Majority "**Ought Not to Pass**" Report and later today assigned.

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

HOUSE DIVIDED REPORT - Majority (9) "**Ought to Pass**" as amended by Committee Amendment "A" (H-434) - Minority (4) "**Ought Not to Pass**" - Committee on **State and Local Government** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Popular Election of the Secretary of State (H.P. 965) (L.D. 1296)
 TABLED - June 1, 1993 (Till Later Today) by Representative GWADOSKY of Fairfield.
 PENDING - Motion of Representative JOSEPH of Waterville to accept the Minority "**Ought Not to Pass**" Report.

On motion of Representative Gwadosky of Fairfield, retabled pending the motion of Representative Joseph of Waterville that the House accept the Majority "**Ought Not to Pass**" Report and later today assigned.

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

Bill "An Act to Centralize Licensing for Retail Businesses" (H.P. 399) (L.D. 512) (H. "A" H-408 to C. "A" H-367)
 TABLED - June 1, 1993 (Till Later Today) by Representative GWADOSKY of Fairfield.
 PENDING - Passage to be Engrossed.

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

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

An Act to Reform and Reestablish the Commission on Governmental Ethics and Election Practices (S.P. 225) (L.D. 696) (C. "A" S-168)
 TABLED - June 1, 1993 (Till Later Today) by Representative GWADOSKY of Fairfield.
 PENDING - Passage to be Enacted.

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

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

Bill "An Act to Enhance Voters' Rights in Budget Approval of School Districts" (EMERGENCY) (S.P. 252) (L.D. 771) (H. "A" H-489)
 TABLED - June 1, 1993 (Till Later Today) by Representative CARROLL of Gray.
 PENDING - Passage to be Engrossed.

On motion of Representative Carroll of Gray, the House reconsidered its action whereby House Amendment "A" (H-489) was adopted.

The same Representative offered House Amendment "A" (H-519) to House Amendment "A" (H-489) and moved its adoption.

House Amendment "A" (H-519) to House Amendment "A" (H-489) was read by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Gray, Representative Carroll.

Representative CARROLL: Mr. Speaker, Men and Women of the House: This amendment sets a time certain for additional meetings at the school budget process. If the budget or a portion of the budget is refused or turned down, this says that if it is a public meeting, that within 30 days, the school board has to come back with an alternative proposal. If it is a referendum, it is within 45 days. It just puts a time certain into that return from the school boards.

Subsequently, House Amendment "A" (H-519) to House Amendment "A" (H-489) was adopted.

House Amendment "A" (H-489) as amended by House Amendment "A" (H-519) thereto was adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" (H-489) as amended by House Amendment "A" (H-519) thereto in non-concurrence and sent up for concurrence.

TABLED AND TODAY ASSIGNED

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

Bill "An Act to Minimize Electric Rates" (S.P. 307) (L.D. 940)

- In Senate, Passed to be Engrossed as amended by Committee Amendment "A" (S-159) on May 25, 1993.

TABLED - June 1, 1993 by Representative CLARK of Millinocket.

PENDING - Adoption of Committee Amendment "A" (S-159) as amended by House Amendment "A" (H-468) thereto.

On motion of Representative Clark of Millinocket, retabled pending adoption of Committee Amendment "A" (S-159) as amended by House Amendment "A" (H-468) thereto and later today assigned.

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

An Act to Amend the Maine Civil Rights Act Regarding Violations of Constitutional Rights (S.P. 425) (L.D. 1334) (C. "A" S-218)
 TABLED - June 1, 1993 by Representative MARSHALL of Eliot.

PENDING - Passage to be Enacted.

Subsequently, was passed to be enacted, signed by the Speaker and sent to the Senate.

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

An Act to Protect Maine Citizens From the Effects of Environmental Tobacco Smoke (H.P. 666) (L.D. 904) (S. "B" S-232 to C. "A" H-358)

TABLED - June 1, 1993 by Representative SIMONDS of Cape Elizabeth.

PENDING - Motion of same Representative to Reconsider Failing of Passage to be Enacted.

On motion of Representative Paradis of Augusta, tabled pending the motion of Representative Simonds of Cape Elizabeth that the House reconsider its action whereby L.D. 904 failed of passage to be enacted and later today assigned.

Representative Libby of Buxton moved that the House reconsider its action whereby An Act Concerning Plastic Holding Devices Used in Packaging (S.P. 350) (L.D. 1064) (C. "A" S-228) was passed to be enacted.

On further motion of the same Representative, tabled pending his motion that the House reconsider its action whereby L.D. 1064 was passed to be enacted and specially assigned for Thursday, June 3, 1993.

On motion of Representative Treat of Gardiner, the House reconsidered its action whereby (H.P. 966) (L.D. 1297) Bill "An Act to Amend Certain Laws Governing Solid Waste Management" as amended by Committee Amendment "A" (H-535) was passed to be engrossed.

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

Committee Amendment "A" (H-535) was read by the Clerk.

On motion of representative Treat of Gardiner, tabled pending adoption of Committee Amendment "A" (H-535) and specially assigned for Thursday, June 3, 1993.

On motion of Representative Mitchell of Vassalboro,

Adjourned at 6:25 p.m. until Thursday, June 3, 1993, at nine o'clock in the morning.