

MAINE STATE LEGISLATURE

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

VOLUME II

FIRST REGULAR SESSION

House of Representatives
May 24, 1995 to June 30, 1995

ONE HUNDRED AND SEVENTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
70th Legislative Day
Friday, June 30, 1995

The House met according to adjournment and was called to order by the Speaker.
Prayer by Honorable Samuel D. Shapiro, Waterville.

Under suspension of the rules, members were allowed to remove their jackets.

The Journal of yesterday was read and approved.

ENACTOR
Emergency Measure

Resolve, Establishing the Study Commission on Property Rights and the Public Health, Safety and Welfare (H.P. 867) (L.D. 1217) (H. "B" H-653 to C. "A" H-601)

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 0 against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate. Ordered sent forthwith.

The following items were taken up out of order by unanimous consent:

COMMUNICATIONS

The following Communication: (H.C. 254)

STATE OF MAINE

ONE HUNDRED AND SEVENTEENTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS
June 29, 1995

The Honorable Jeffrey H. Butland, President of the Senate

The Honorable Dan A. Gwadosky, Speaker of the House
117th Maine Legislature
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

We are pleased to report that all business which was placed before the Committee on Education during the First Regular Session of the 117th Legislature has been completed. The breakdown of bills before our committee follows:

Unanimous Reports	68
Ought to Pass	9
Ought to Pass as Amended	22
Ought Not to Pass	37
Divided Reports	16
Carry Over	7
Total number of bills	91
Respectfully submitted,	
S/Mary E. Small	S/John L. Martin
Senate Chair	House Chair
Was read and ordered placed on file.	

CONSENT CALENDAR
First Day

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

(H.P. 1138) (L.D. 1581) Bill "An Act to Amend Certain Effective Date and Referenda Provisions Regarding the Authorization for a Community School District in the Towns of Mechanic Falls, Minot and Poland" Committee on Education and Cultural Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-655)

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objections, the Bill was passed to be engrossed as amended and sent up for concurrence.

REPORTS OF COMMITTEES

Ought to Pass as Amended

Representative KERR from the Committee on Appropriations and Financial Affairs on Bill "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1996 and June 30, 1997" (EMERGENCY) (H.P. 700) (L.D. 958) (Governor's Bill) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-656)

Report was read and accepted. The Bill read once. Committee Amendment "A" (H-656) was read by the Clerk and adopted.

Under suspension of the rules, the Bill was given its second reading without reference to the Committee on Bills in the Second Reading.

Under further suspension of the rules, the Bill was passed to be engrossed as amended and sent up for concurrence. Ordered sent forthwith.

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 following item was taken up out of order by unanimous consent:

An Act to Update and Clarify the Election Laws (H.P. 1042) (L.D. 1461) (H. "A" H-524 to C. "A" H-501) TABLED - June 28, 1995 (Till Later Today) by Representative HICHBORN of Lagrange.

PENDING - Passage to be Enacted.

The Bill was passed to be enacted, signed by the Speaker and sent to the Senate. Ordered Sent forthwith.

HOUSE DIVIDED REPORT - Majority (7) "Ought to Pass" as amended by Committee Amendment "A" (H-352) - Minority (6) "Ought to Pass" as amended by Committee Amendment "B" (H-353) - Committee on Taxation on Bill "An Act Altering the Method of Computing the Hospital Tax" (EMERGENCY) (H.P. 910) (L.D. 1286)

TABLED - June 15, 1995 (Till Later Today) by Representative JACQUES of Waterville.

PENDING - Acceptance of either Report.

The Bill and all accompanying papers were indefinitely postponed and sent up for concurrence.

HOUSE DIVIDED REPORT - Majority (12) "Ought to Pass" as amended by Committee Amendment "A" (H-562) - Minority (1) "Ought Not to Pass" - Committee on

Taxation on Bill "An Act to Encourage Capital Investment in Maine" (H.P. 1048) (L.D. 1467) (Governor's Bill)
TABLED - June 22, 1995 (Till Later Today) by Representative JACQUES of Waterville.
PENDING - Acceptance of either Report.

The Bill and all accompanying papers were indefinitely postponed and sent up for concurrence.

HOUSE DIVIDED REPORT - Majority (7) "Ought to Pass" as amended by Committee Amendment "A" (H-599) - Minority (6) "Ought to Pass" as amended by Committee Amendment "B" (H-600) - Committee on Human Resources on Bill "An Act to Abolish the Maine Health Care Finance Commission" (H.P. 269) (L.D. 371)
TABLED - June 26, 1995 (Till Later Today) by Representative MITCHELL of Vassalboro.
PENDING - Acceptance of either Report.

The Bill and all accompanying papers were indefinitely postponed and sent up for concurrence.

An Act to Create a Tax Reduction Program (S.P. 98) (L.D. 238) (H. "B" H-511 to C. "A" S-115)
TABLED - June 26, 1995 (Till Later Today) by Representative MITCHELL of Vassalboro.
PENDING - Passage to be Enacted.

The Bill and all accompanying papers were indefinitely postponed and sent up for concurrence.

On motion of Representative JACQUES of Waterville, the following item was removed from the Tabled and Unassigned Matters:

Bill "An Act to Increase Levels of Property Tax Relief Found in the Maine Residents Property Tax Program" (H.P. 450) (L.D. 616)
- In House, Majority "Ought to Pass" as amended Report of the Committee on Taxation read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (H-333) on June 6, 1995.

- In Senate, Minority "Ought to Pass" as amended Report of the Committee on Taxation read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "B" (H-334) in non-concurrence.
TABLED - June 12, 1995 by Representative JACQUES of Waterville.

PENDING - Further Consideration.

On motion of Representative JACQUES of Waterville, the Bill and all accompanying papers were indefinitely postponed and sent up for concurrence.

By unanimous consent, all matters having been acted upon were ordered sent forthwith.

The following items were taken up out of order by unanimous consent:

SENATE PAPERS Non-Concurrent Matter

An Act to Correct Errors and Inconsistencies in the Laws of Maine (EMERGENCY) (S.P. 251) (L.D. 648) (H. "A" H-638 and S. "A" S-362 to C. "A" S-332) which was passed to be enacted in the House on June 29, 1995.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-332) as amended by House Amendment "A" (H-638) and Senate Amendments

"A" (S-362) and "B" (S-369) thereto in non-concurrence.

The House voted to Recede and Concur. Ordered sent forthwith.

ENACTOR Emergency Measure

An Act to Correct Errors and Inconsistencies in the Laws of Maine (S.P. 251) (L.D. 648) (H. "A" H-638, S. "A" S-362 and S. "B" S-369 to C. "A" S-332)

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 1 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate. Ordered sent forthwith.

On motion of Representative JACQUES of Waterville, the House recessed until 2:00 p.m.

(After Recess)

The House was called to order by the Speaker.

The following items were taken up out of order by unanimous consent:

ENACTORS Emergency Mandate

Resolve, to Establish an Education Plan for the Towns of Mechanic Falls, Minot and Poland (H.P. 1138) (L.D. 1581) (C. "A" H-655)

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. 105 voted in favor of the same and 0 against, and accordingly the Mandate was finally passed, signed by the Speaker and sent to the Senate.

SENATE PAPERS Non-Concurrent Matter

An Act to Increase the County Share and Change the Name of the Government Operations Surcharge Fund (H.P. 74) (L.D. 110) which was passed to be enacted in the House on April 6, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-48)

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Reinstate Funding for the Saco River Corridor Commission (H.P. 125) (L.D. 173) which was passed to be enacted in the House on March 28, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-13)

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Repeal the Snack Tax (H.P. 144) (L.D. 192) which was passed to be enacted in the House on June 5, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-208))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Repeal Point-of-sale Fees for Future Disposal of Certain Items (S.P. 84) (L.D. 203) which was passed to be enacted in the House on June 12, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-190))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Continue the Health Occupations Training Project (S.P. 106) (L.D. 282) which was passed to be enacted in the House on March 23, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-18))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Increase the Number of Primary Care Practitioners in the State (S.P. 119) (L.D. 294) which was passed to be enacted in the House on March 31, 1995.

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Restore Funding to the Department of Conservation that was Deappropriated Due to Loon Plate Revenue (S.P. 120) (L.D. 295) which was passed to be enacted in the House on March 14, 1995.

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Amend the Child Labor Laws to Prohibit 14-year-old Minors from Working in Any Restaurant or Eating Place (S.P. 146) (L.D. 332) which was passed to be enacted in the House on May 31, 1995. (Having

previously been passed to be engrossed as amended by Committee Amendment "A" (S-164))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Establish an Equitable Sales Tax Structure for Bottled Water (H.P. 258) (L.D. 360) which was passed to be enacted in the House on May 2, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-85))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Exempt the Custom Sawing of Lumber from the Sales Tax (H.P. 339) (L.D. 459) which was passed to be enacted in the House on April 11, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-64))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Improve Postsecondary Education in the State (EMERGENCY) (H.P. 361) (L.D. 481) which was Finally Passed in the House on June 13, 1995. (Having previously been passed to be engrossed as amended by House Amendment "A" (H-390))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Permit an Employer to Offer a Compressed Time Workweek to Consenting Employees (S.P. 188) (L.D. 496) which was passed to be enacted in the House on May 11, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-72) and Senate Amendment "A" (S-96))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Include Individuals with Property in a Living Trust in the Maine Residents Property Tax Program (S.P. 192) (L.D. 501) which was passed to be enacted in the House on May 16, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-52) as amended by House Amendment "A" (H-195) thereto)

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Concerning Sick Leave and Vacation Benefits (H.P. 388) (L.D. 523) which was passed to be enacted in the House on May 24, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-140))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Promote Economic Development by Establishing a Research and Development Tax Credit (S.P. 217) (L.D. 559) which was passed to be enacted in the House on June 8, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-188))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Increase Paid Health Insurance Benefits to Retired Teachers (S.P. 232) (L.D. 597) which was passed to be enacted in the House on June 19, 1995.

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Regarding Unredeemed Deposits on Beverage Containers (H.P. 506) (L.D. 687) which was passed to be enacted in the House on June 29, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-498) as amended by House Amendment "A" (H-639) thereto)

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Provide Adequate Counseling for Minors Incarcerated for Sex Offenses (H.P. 535) (L.D. 731) which was passed to be enacted in the House on May 16, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-170))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Require More Information Concerning Place of Residence on Individual Income Tax Forms (H.P. 613) (L.D. 823) which was passed to be enacted in the House on May 2, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-80))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Provide Funds for Family Crisis Shelters (S.P. 307) (L.D. 846) which was passed to be enacted in the House on May 18, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-110))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Improve the Well-being of Communities by Providing Adequate Services for Victims of Sexual Assault, Incest, Rape and Child Sexual Abuse and Enhance Community Education and Prevention Programs Statewide (H.P. 640) (L.D. 863) which was passed to be enacted in the House on May 16, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-190))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Amending the Maine Residents Property Tax Program Allowing Persons Having Sole Responsibility for Property Maintenance the Entire Exemption (S.P. 311) (L.D. 892) which was passed to be enacted in the House on June 7, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-193))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Authorizing the Director of the Maine Forest Service to Dispose of Facilities and Properties of the Bureau of Forestry in Order to Streamline Operations (S.P. 325) (L.D. 906) which was passed to be enacted in the House on May 23, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-124))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Fully Fund the Maine Human Rights Commission and the Civil Rights Unit in the Attorney General's Office (S.P. 333) (L.D. 914) which was passed to be enacted in the House on May 16, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-98))

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Amend the Operating-under-the-influence Laws (H.P. 836) (L.D. 1167) which was passed to be enacted in the House on June 23, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-543)

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Change Eligibility for the Elderly Low-cost Drug Program (H.P. 963) (L.D. 1372) which was passed to be enacted in the House on June 13, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-364)

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Reestablish the Office of Environmental Evaluation and Lake Studies (H.P. 1031) (L.D. 1450) which was passed to be enacted in the House on June 15, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-395)

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Create an Adopt-A-River Program (H.P. 1047) (L.D. 1466) which was passed to be enacted in the House on June 23, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-538)

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Authorize a Tax Anticipation Note for Fiscal Year 1995-96 (EMERGENCY) (H.P. 1139) (L.D. 1582) which was passed to be enacted in the House on June 27, 1995.

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

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Increase Access to and Affordability of Mental Health and Substance Abuse Treatment Services by Providing Mandatory Reimbursement to Counseling

Professionals who are Licensed to Assess and Treat Intrapersonal and Interpersonal Problems (S.P. 38) (L.D. 68) which was passed to be enacted in the House on June 15, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-211)

Came from the Senate with the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Reestablish the Tax Credit for Intrastate Airlines (EMERGENCY) (S.P. 245) (L.D. 642) which was passed to be enacted in the House on May 23, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-112)

Came from the Senate with the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Exempt from the Sales Tax Automobile Equipment Necessary for Paraplegics or People Who are Confined to Wheelchairs (H.P. 540) (L.D. 736) which was passed to be enacted in the House on May 31, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-241)

Came from the Senate with the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Amend the Surface Water Ambient Toxics Monitoring Program (H.P. 768) (L.D. 1042) which was passed to be enacted in the House on June 20, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-455)

Came from the Senate with the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Increase the Compensation of Members of the State Claims Commission (H.P. 536) (L.D. 732) which was passed to be enacted in the House on May 9, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-159)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-159) as amended by Senate Amendment "A" (S-371) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Provide Road Maintenance to Baxter State Park (H.P. 783) (L.D. 1100) which was passed to be

enacted in the House on May 16, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-207)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-207) as amended by Senate Amendment "A" (S-372) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Increase the Formula Used for ATV's and Snowmobile Reimbursement (H.P. 802) (L.D. 1119) which was passed to be enacted in the House on June 5, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-297)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-297) as amended by Senate Amendment "A" (S-370) thereto in non-concurrence.

The House voted to Recede and Concur.

REPORTS OF COMMITTEES

Ought to Pass Pursuant to Joint Order (H.P. 582)

Representative AHEARNE from the Committee on State and Local Government on Bill "An Act to Revise the Salaries of Certain County Officers" (EMERGENCY) (H.P. 1146) (L.D. 1586) reporting "Ought to Pass" Pursuant to Joint Order (H.P. 582)

Report was read and accepted. The Bill read once.

Under suspension of the rules, the Bill was given its second reading without reference to the Committee on Bills in the Second Reading.

Under further suspension of the rules, the Bill was passed to be engrossed and sent up for concurrence. Ordered sent forthwith.

Non-Concurrent Matter

Resolve, Establishing the Study Commission on Property Rights and the Public Health, Safety and Welfare (H.P. 867) (L.D. 1217) (EMERGENCY) (H. "B" H-653 to C. "A" H-601) which was finally passed in the House on June 30, 1995.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-601) as amended by Senate Amendment "C" (S-392) thereto in non-concurrence.

The House voted to Recede and Concur.

SENATE PAPERS

Non-Concurrent Matter

An Act to Abolish the Maine Waste Management Agency (EMERGENCY) (H.P. 181) (L.D. 229) which was passed to be enacted in the House on June 26, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-487)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-487) as amended by Senate Amendment "A" (S-373) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Enhance the Clam Industry in the State (S.P. 103) (L.D. 243) which was passed to be enacted in the House on May 2, 1995. (Having previously been

passed to be engrossed as amended by Committee Amendment "A" (S-48)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-48) as amended by Senate Amendment "A" (S-374) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Repeal the Retail Seed Dealer's License (H.P. 382) (L.D. 517) which was passed to be enacted in the House on May 2, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-72)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-72) and Senate Amendment "A" (S-384) in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Amend the Sales Tax Exemption for Emergency Shelter and Feeding Organizations (H.P. 390) (L.D. 525) which was passed to be enacted in the House on May 17, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-199)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-199) as amended by Senate Amendment "A" (S-386) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Implement the Recommendations of the Healthy Start Task Force (H.P. 405) (L.D. 540) which was Finally Passed in the House on May 16, 1995. (Having previously been passed to be Engrossed as amended by Committee Amendment "A" (H-185)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-185) as amended by Senate Amendment "A" (S-375) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Eliminate the Personal Property Tax on Individuals in the State (H.P. 414) (L.D. 571) which was passed to be enacted in the House on May 2, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-87)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-87) as amended by Senate Amendment "A" (S-376) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Increase Access to the Legislature and Government Services for Persons Who Are Deaf or Hard of Hearing and to Make Progress towards Compliance with the Americans with Disabilities Act (H.P. 465) (L.D. 631) which was passed to be enacted in the House on June 21, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-432)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-432) as amended by Senate Amendment "A" (S-394) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Permit the Equitable Taxation of Leased Equipment (H.P. 486) (L.D. 667) which was passed to be enacted in the House on June 1, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-283))

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-283) as amended by Senate Amendment "A" (S-377) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act Protecting a Citizen's Right of Petition under the Constitution (H.P. 576) (L.D. 781) which was passed to be enacted in the House on June 7, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-300))

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-300) as amended by Senate Amendment "A" (S-378) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Ensure the Continuation of Current Hospice Services (H.P. 712) (L.D. 969) which was passed to be enacted in the House on June 29, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-649) as amended by House Amendment "A" (H-652) thereto)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-649) as amended by Senate Amendment "A" (S-379) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Improve Maine Students' Preparedness for the Global Economy by Enhancing Opportunities for Global and Geographic Education (EMERGENCY) (H.P. 716) (L.D. 973) which was passed to be enacted in the House on June 21, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-396) as amended by House Amendment "A" (H-507) thereto)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-396) as amended by House Amendment "A" (H-507) and Senate Amendment "A" (S-391) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Restore State Funding for State Expenses at County Jails (H.P. 803) (L.D. 1120) which was passed to be enacted in the House on June 5, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-287))

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-287) as amended by Senate Amendment "A" (S-395) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Create a Task Force on Tax Increment Financing (H.P. 858) (L.D. 1189) which was Finally Passed in the House on June 20, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-339) as amended by House Amendment "A" (H-473) thereto)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-339) as amended by Senate Amendment "A" (S-396) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Increase Venture Capital Access to State Businesses (H.P. 920) (L.D. 1296) which was passed to be enacted in the House on June 1, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-272))

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-272) as amended by Senate Amendment "A" (S-380) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, Establishing a Commission to Study the Trespass Laws (EMERGENCY) (H.P. 954) (L.D. 1343) which was Finally Passed in the House on June 12, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-344))

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-344) as amended by Senate Amendment "A" (S-387) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Require a Review of the Beverage Container Deposit Laws (EMERGENCY) (H.P. 956) (L.D. 1345) which was Finally Passed in the House on June 21, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-450) as amended by House Amendment "A" (H-465) thereto)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-450) as amended by House Amendment "A" (H-465) and Senate Amendment "A" (S-397) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Preserve Deteriorating and Irreplaceable Historic Battle Flags and Banners (S.P. 523) (L.D. 1421) which was passed to be enacted in the House on June 12, 1995.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" (S-381) in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, Establishing the Task Force on Alcoholic Beverage Sales (EMERGENCY) (H.P. 1075) (L.D. 1514) (Governor's Bill) which was Finally Passed in the House on June 28, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-477) as amended by House Amendment "A" (H-614) thereto)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-477) as amended by House Amendment "A" (H-614) and Senate Amendment "A" (S-389) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Amend the Laws Governing Child Support (EMERGENCY) (S.P. 556) (L.D. 1516) (Governor's Bill) which was passed to be enacted in the House on June 27, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-317))

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-317) as amended by Senate Amendment "A" (S-382) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Appropriate Funds for the Building Alternatives Program (EMERGENCY) (H.P. 1120) (L.D. 1564) which was passed to be enacted in the House on June 26, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-529))

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-529) as amended by Senate Amendment "A" (S-383) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Modify and Update Certain Laws Pertaining to Inland Fisheries and Wildlife (EMERGENCY) (S.P. 562) (L.D. 1530) which was passed to be enacted in the House on June 27, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-311))

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-311) as amended by Senate Amendment "A" (S-390) thereto in non-concurrence.

The House voted to Recede and Concur.

SENATE PAPERS

The following Joint Resolution: (S.P. 603)

JOINT RESOLUTION RECOGNIZING EARL L. KNOX

WHEREAS, upon his retirement and in appreciation of his years of service to this Legislature, we wish to recognize Earl L. Knox, Administrative Secretary in the Office of Policy and Legal Analysis; and

WHEREAS, in 1975, soon after his Honorable Discharge from the United States Marine Corps, Earl came to work in the nonpartisan staff office now

known as the Office of Policy and Legal Analysis and has for 20 years honorably served in that office in the positions of Clerical Assistant, Senior Secretary and Administrative Secretary; and

WHEREAS, his careful attention to detail, his exceptional dedication and his good humor have made him an invaluable asset to this Legislature and a valued and vital member of the nonpartisan staff; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Seventeenth Legislature of the State of Maine, now assembled in the First Regular Session, do pause in our deliberations to express our appreciation to Earl L. Knox and to recognize his unselfish and honorable commitment to this Legislature and to the State of Maine; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to Earl L. Knox.

Came from the Senate read and adopted.

Was read.

On motion of Representative JACQUES of Waterville, tabled pending adoption and later today assigned.

ENACTOR

Emergency Measure

An Act to Revise the Maine Turnpike Authority's Powers with Respect to Commuter Tolls (S.P. 139) (L.D. 325) (H. "C" H-654 to C. "A" S-85)

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

Representative DONNELLY of Presque Isle requested a roll call on passage to be enacted.

On further motion of the same Representative, tabled pending passage to be enacted and later today assigned.

SENATE PAPERS

Non-Concurrent Matter

An Act to Improve the AFDC Program (S.P. 548) (L.D. 1496) which was passed to be enacted in the House on June 29, 1995.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-322) as amended by House Amendment "D" (H-650) and Senate Amendments "B" (S-348) and "C" (S-385) thereto in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Decrease the Paperwork Burden on Maine Businesses by Decreasing the Number of Tax Filings for Retailers (S.P. 79) (L.D. 167) which was passed to be enacted in the House on April 25, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (S-45))

Came from the Senate with the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Clarify the Sales Tax Law Applicable to Packaging (S.P. 207) (L.D. 550) which was passed to be enacted in the House on May 18, 1995. (Having

previously been passed to be engrossed as amended by Committee Amendment "A" (S-113)

Came from the Senate with the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

An Act to Exempt Goods Sold by Scouting Organizations from the Sales Tax (H.P. 776) (L.D. 1073) which was passed to be enacted in the House on June 12, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-338))

Came from the Senate with the Bill and accompanying papers committed to the Committee on Appropriations and Financial Affairs in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Resolve, to Create the Commission to Study the Growth of Tax-exempt Property in Maine's Towns, Cities, Counties and Regions and its Impact on those Budgets (EMERGENCY) (H.P. 550) (L.D. 746) which was Finally Passed in the House on June 20, 1995. (Having previously been passed to be engrossed as amended by Committee Amendment "A" (H-244) as amended by Senate Amendment "A" (S-258) thereto)

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-244) as amended by Senate Amendment "B" (S-388) thereto in non-concurrence.

The House voted to Recede and Concur.

COMMUNICATION

The following Communication: (H.C. 255)

Maine State Senate
State House Station 3
Augusta, Maine 04333
June 30, 1995

The Honorable Joseph W. Mayo

Clerk of the House
State House Station 2
Augusta, Maine 04333

Dear Clerk Mayo:

Please be advised that Jeffrey H. Butland, President of the Senate, today appointed the following conferees to the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act to Improve Highway Signing Information" (H.P. 691) (L.D. 942):

Senator SMALL of Sagadahoc

Senator ABROMSON of Cumberland

Senator MCCORMICK of Kennebec

Sincerely,

S/May M. Ross

Secretary of the Senate

Was read and ordered placed on file.

The Chair laid before the House the following item which was tabled earlier in today's session:

Joint Resolution Recognizing Earl L. Knox (S.P. 603) which was tabled by Representative JACQUES of Waterville pending adoption.

Subsequently, the Joint Resolution was read and adopted and sent up for concurrence.

By unanimous consent, all matters having been acted upon were ordered sent forthwith.

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1996 and June 30, 1997" (EMERGENCY) (H.P. 700) (L.D. 958) which was passed to be engrossed as amended by Committee Amendment "A" (H-656) in the House on June 30, 1995.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-656) as amended by Senate Amendment "A" (S-398) thereto in non-concurrence.

The House voted to Recede and Concur.

By unanimous consent, all matters having been acted upon were ordered sent forthwith.

ENACTORS

Emergency Mandate

An Act to Revise the Salaries of Certain County Officers (H.P. 1146) (L.D. 1586)

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. 104 voted in favor of the same and 1 against, and accordingly the Mandate was passed to be enacted, signed by the Speaker and sent to the Senate.

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act to Increase the Property Tax Exemption for Farm Machinery" (H.P. 17) (L.D. 11) which was passed to be engrossed as amended by Committee Amendment "A" (H-242) in the House on May 18, 1995.

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

The House voted to Recede and Concur.

ENACTORS

Emergency Measure

An Act to Abolish the Maine Waste Management Agency (H.P. 181) (L.D. 229) (S. "A" S-373 to C. "A" H-487)

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. 102 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.

An Act to Enhance the Clam Industry in the State (S.P. 103) (L.D. 243) (S. "A" S-374 to C. "A" S-48)

An Act to Repeal the Retail Seed Dealer's License (H.P. 382) (L.D. 517) (C. "A" H-72; S. "A" S-384)

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.

An Act to Amend the Sales Tax Exemption for Emergency Shelter and Feeding Organizations (H.P. 390) (L.D. 525) (S. "A" S-386 to C. "A" H-199)

An Act to Eliminate the Personal Property Tax on Individuals in the State (H.P. 414) (L.D. 571) (S. "A" S-376 to C. "A" H-87)

An Act to Increase Access to the Legislature and Government Services for Persons Who Are Deaf or Hard of Hearing and to Make Progress towards Compliance with the Americans with Disabilities Act (H.P. 465) (L.D. 631) (S. "A" S-394 to C. "A" H-432)

An Act to Permit the Equitable Taxation of Leased Equipment (H.P. 486) (L.D. 667) (S. "A" S-377 to C. "A" H-283)

An Act Protecting a Citizen's Right of Petition under the Constitution (H.P. 576) (L.D. 781) (S. "A" S-378 to C. "A" H-300)

Resolve, to Implement the Recommendations of the Healthy Start Task Force (H.P. 405) (L.D. 540) (S. "A" S-375 to C. "A" H-185)

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

ENACTOR Emergency Measure

An Act to Improve Maine Students' Preparedness for the Global Economy by Enhancing Opportunities for Global and Geographic Education (H.P. 716) (L.D. 973) (H. "A" H-507 to C. "A" H-396; S. "A" S-391 to C. "A" H-396)

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. 104 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.

An Act to Ensure the Continuation of Current Hospice Services (H.P. 712) (L.D. 969) (S. "A" S-379 to C. "A" H-649)

An Act to Restore State Funding for State Expenses at County Jails (H.P. 803) (L.D. 1120) (S. "A" S-395 to C. "A" H-287)

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.

ENACTORS Emergency Measure

Resolve, to Require a Review of the Beverage Container Deposit Laws (H.P. 956) (L.D. 1345) (H. "A" H-465 and S. "A" S-397 to C. "A" H-450)

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 0 against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Resolve, Establishing the Task Force on Alcoholic Beverage Sales (H.P. 1075) (L.D. 1514) (Governor's Bill) (H. "A" H-614 and S. "A" S-389 to C. "A" H-477)

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. 101 voted in favor of the same and 7 against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

An Act to Preserve Deteriorating and Irreplaceable Historic Battle Flags and Banners (S.P. 523) (L.D. 1421) (S. "A" S-381)

Was 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 Emergency Measure

Resolve, to Create the Commission to Study the Growth of Tax-exempt Property in Maine's Towns, Cities, Counties and Regions and its Impact on those Budgets (H.P. 550) (L.D. 746) (S. "B" S-388 to C. "A" H-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 4 against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

By unanimous consent, all matters having been acted upon were ordered sent forthwith.

SENATE PAPERS Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish a Contractual Obligation for Members of the Maine State Retirement System (H.P. 680) (L.D. 931) (C. "A" H-314) which was finally passed in the House on June 27, 1995.

Came from the Senate failing of final passage in non-concurrence.

The House voted to Adhere.

ENACTORS Emergency Measure

Resolve, Establishing the Study Commission on Property Rights and the Public Health, Safety and Welfare (H.P. 867) (L.D. 1217) (S. "C" S-392 to C. "A" H-601)

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. 105 voted in favor of the same and 0

against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

An Act to Increase the Compensation of Members of the State Claims Commission (H.P. 536) (L.D. 732) (S. "A" S-371 to C. "A" H-159)

An Act to Provide Road Maintenance to Baxter State Park (H.P. 783) (L.D. 1100) (S. "A" S-372 to C. "A" H-207)

An Act to Increase the Formula Used for ATV's and Snowmobile Reimbursement (H.P. 802) (L.D. 1119) (S. "A" S-370 to C. "A" H-297)

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.

SENATE PAPERS

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Limit State Spending and Establish a Reserve Fund (H.P. 630) (L.D. 855) on which the Majority "Ought Not to Pass" Report of the Committee on Appropriations and Financial Affairs was read and accepted in the House on May 3, 1995.

Came from the Senate with the Bill and accompanying papers recommitting to the Committee on Appropriations and Financial Affairs in non-concurrence.

Representative KILKELLY of Wiscasset moved that the House Adhere.

Representative DONNELLY of Presque Isle moved that the House Recede and Concur.

The Chair ordered a division on the motion that the House Recede and Concur.

Representative ROSEBUSH of East Millinocket requested a roll call on the motion to Recede and Concur.

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 members present and voting. All 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 pending question before the House is to Recede and Concur. All those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 272

YEA - Aikman, Ault, Bailey, Bigl, Buck, Cameron, Campbell, Carleton, Chick, Cross, Daggett, Damren, Desmond, Donnelly, Dunn, Farnum, Fisher, Gamache, Gieringer, Gooley, Greenlaw, Hartnett, Heino, Jacques, Jones, S.; Joy, Joyce, Labrecque, Lane, Layton, Libby JD; Libby JL; Lindahl, Lumbra, Madore, Mayo, McAlevey, McElroy, Mitchell EH; Nadeau, Nass, O'Gara, Ott, Peavey, Perkins, Pinkham, Plowman, Povich, Reed, G.; Reed, W.; Rice, Ricker, Robichaud, Rosebush, Savage, Simoneau, Spear, Stedman, Strout, Taylor, True, Tufts, Tuttle, Underwood, Waterhouse, Whitcomb, Winsor.

NAY - Adams, Ahearne, Benedikt, Berry, Bouffard, Brennan, Bunker, Chartrand, Chase, Chizmar, Davidson, Dore, Etnier, Fitzpatrick, Gates, Gerry, Gould, Green, Hatch, Heeschen, Johnson, Jones, K.; Joseph, Kilkelly, Kontos, Martin, Mitchell JE; Morrison, O'Neal, Paul, Pendleton, Richardson, Rowe, Samson,

Saxl, J.; Saxl, M.; Shiah, Thompson, Townsend, Treat, Tripp, Truman, Watson, Wheeler.

ABSENT - Barth, Birney, Clark, Cloutier, Clukey, Dexter, DiPietro, Driscoll, Guerrette, Hichborn, Joyner, Keane, Kerr, Kneeland, LaFountain, Lemaire, Lemke, Lemont, Look, Lovett, Luther, Marshall, Marvin, Meres, Murphy, Nickerson, Poirier, Poulin, Pouliot, Rotondi, Sirois, Stevens, Stone, Tyler, Vigue, Volenik, Winglass, Winn, Yackobitz, The Speaker.

Yes, 67; No, 44; Absent, 40; Excused, 0.

67 having voted in the affirmative and 44 voted in the negative, with 40 being absent, the motion to Recede and Concur did prevail.

ENACTORS

Emergency Measure

An Act to Amend the Laws Governing Child Support (S.P. 556) (L.D. 1516) (Governor's Bill) (S. "A" S-382 to C. "A" S-317)

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. 110 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.

Emergency Measure

An Act to Modify and Update Certain Laws Pertaining to Inland Fisheries and Wildlife (S.P. 562) (L.D. 1530) (S. "A" S-390 to C. "A" S-311)

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 5 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Provide Funds for the Building Alternatives Program (H.P. 1120) (L.D. 1564) (S. "A" S-383 to C. "A" H-529)

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. 102 voted in favor of the same and 8 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

By unanimous consent, all matters having been acted upon were ordered sent forthwith.

ENACTORS

Emergency Mandate

An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1996 and June 30, 1997 (H.P. 700) (L.D. 958) (Governor's Bill) (S. "A" S-398 to C. "A" H-656)

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

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Richardson.

Representative RICHARDSON: Mr. Speaker, Men and Women of the House: I have no intention of doing anything other than placing a couple of remarks on the record tonight.

This program, which is symbolic support for business in Maine is obviously resonating very well with this body, but the details of it are vital and there was a divided report with me in the minority, that came out of Taxation on it. This is the program that last night put 4.8 million dollars taken from a variety of accounts, some lapse money from MCFIC, construction money that was available and put real money toward a program of benefits in personal property reimbursements for reductions for businesses in Maine and begins us on a program that is estimated to be over 20 million dollars a year before the end of the decade and approach 60 or 70 million dollars when it comes into full position. There is some amendment in the language in the Transportation Committee, double dipping was eliminated, RTC and reimbursement for personal property exemptions can not be taken on the same equipment, but let me point out that there is triple dipping there still.

You had on your desk hours ago, and long since hit your wastebasket, an article about 100 percent TIF for the Scott Paper Plant, 47 million dollar investment in Winslow. That is the Scott Paper Plant receives back 100 percent of those monies as a part of that TIF program. Arguably, there is triple dipping with a STF program as well, if that program is implemented. That possibility for benefit is there. The executive from Scott Paper Company, when he appeared before our committee, wouldn't indicate the amount of profit that the plant was making, that was confidential. Of course, we do not know about the amount of taxes they're making, that is also confidential. Not in all states, but it is in Maine, so we don't know the extent of the real need there.

There is no language in this to protect people from investments that actually decrease the amount of jobs. There is no prorater and this was an issue that was seriously dealt with. There is just a statutory ability for the company, in effect, to reach in and take the money. It's not as if we've created a pool of money out of which there is a prorated share from those who are eligible for the program. Companies can simply reach in and take their money.

The most serious problem in my view is that shortly the state is about to embark on an evaluation of the economic impacts of these incentives. The pollution control credit that was adopted in a previous legislature wasn't funded and I think some sense of that was that we didn't really know what the impact of these were because we had so little data available, but we simply were going to provide the money and we're doing that tonight. It's come in the part, Part II of the budget, behind the language. I certainly wasn't aware of that until yesterday, which is perhaps a function of my nativity, but the reality is we are embarking on a commitment here for a major financial involvement without a lot of limitations with no real knowledge of its impact or its need and just before we are to embark as a state on an

evaluation of the economic impact of the various incentive programs that we do.

I wanted to lay those remarks on the record because I think it is a major mistake in policy. The rationale that I've heard has been in the sense in which we wanted to get a signal to businesses about government, and although the signals are positively received, we must keep clear that we are taking tax money from some businesses and individuals and giving it to others. I believe there is one county where something like 40 percent of the personal property is located in three mills.

I would remind you that paper mills, which are a prime beneficiary, although certainly not the only one of this, now pay 8 million as against 36 million a very few years ago, into the state treasury. I think I have nothing further to add. I certainly don't intend that there be any kind of questioning of the ultimate resolution. I recognize when something has happened, but I think we're embarking on a major policy without knowing where we are going and I think it is a serious, serious, financial hemorrhage that calls into question our ability to meet on the one hand the tax reduction goals that we talked about in other language and other parts of the budget on one hand and on the other hand to meet the necessary needs of the people of the State of Maine.

Representative JACQUES of Waterville requested a roll call on passage to be enacted.

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 members present and voting. All 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 Enactment. All those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 273

YEA - Adams, Ahearne, Aikman, Ault, Bailey, Benedikt, Bigl, Birney, Bouffard, Brennan, Buck, Bunker, Cameron, Campbell, Carleton, Chartrand, Chase, Chick, Chizmar, Cross, Daggett, Damren, Davidson, Desmond, Donnelly, Dore, Dunn, Etnier, Farnum, Fisher, Fitzpatrick, Gamache, Gates, Gerry, Gieringer, Gooley, Gould, Green, Greenlaw, Hartnett, Hatch, Heesch, Heino, Jacques, Johnson, Jones, K.; Jones, S.; Joseph, Joy, Joyce, Joyner, Kilkelly, Kontos, Labrecque, Lane, Layton, Libby JD; Libby JL; Lindahl, Lumbra, Madore, Martin, Mayo, McAlevey, McElroy, Mitchell EH; Mitchell JE; Morrison, Nadeau, Nass, O'Gara, O'Neal, Ott, Paul, Peavey, Pendleton, Perkins, Pinkham, Plowman, Povich, Reed, G.; Reed, W.; Rice, Ricker, Robichaud, Rosebush, Rowe, Samson, Savage, Saxl, J.; Saxl, M.; Shiah, Simoneau, Spear, Stedman, Strout, Taylor, Thompson, Townsend, Treat, Tripp, True, Truman, Tufts, Tuttle, Underwood, Waterhouse, Watson, Wheeler, Whitcomb, Winsor, The Speaker.

NAY - Berry, Richardson.

ABSENT - Barth, Clark, Cloutier, Clukey, Dexter, DiPietro, Driscoll, Guerrette, Hichborn, Keane, Kerr, Kneeland, LaFountain, Lemaire, Lemke, Lemont, Look, Lovett, Luther, Marshall, Marvin, Meres, Murphy, Nickerson, Poirier, Poulin, Pouliot, Rotondi, Sirois, Stevens, Stone, Tyler, Vigue, Volenik, Winglass, Winn, Yackobitz.

Yes, 112; No, 2; Absent, 37; Excused, 0.

112 having voted in the affirmative and 2 voted in the negative, with 37 being absent, 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, the Mandate was passed to be enacted, signed by the Speaker and sent to the Senate.

By unanimous consent, all matters having been acted upon were ordered sent forthwith.

ENACTORS

Emergency Measure

Resolve, Establishing a Commission to Study the Trespass Laws (H.P. 954) (L.D. 1343) (S. "A" S-387 to C. "A" H-344)

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 5 against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, to Create a Task Force on Tax Increment Financing (H.P. 858) (L.D. 1189) (S. "A" S-396 to C. "A" H-339)

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. 105 voted in favor of the same and 0 against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

An Act to Increase Venture Capital Access to State Businesses (H.P. 920) (L.D. 1296) (S. "A" S-380 to C. "A" H-272)

Was 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.

ENACTORS

An Act to Improve the AFDC Program (S.P. 548) (L.D. 1496) (Governor's Bill) (H. "D" H-650, S. "B" S-348 and S. "C" S-385 to C. "A" S-322)

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

Representative JACQUES of Waterville requested a roll call on passage to be enacted.

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 members present and voting. All 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 pending question before the House is Enactment. All those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 274

YEA - Adams, Ahearne, Aikman, Ault, Bailey, Benedikt, Berry, Bigl, Birney, Bouffard, Brennan, Buck, Cameron, Campbell, Carleton, Chartrand, Chase, Chick, Chizmar, Cross, Daggett, Damren, Davidson, Desmond, Donnelly, Dore, Dunn, Etnier, Farnum, Fisher, Fitzpatrick, Gamache, Gates, Gerry, Gooley, Gould, Green, Greenlaw, Guerrette, Hartnett, Hatch, Heeschen, Heino, Jacques, Johnson, Jones, K.; Jones, S.; Joy, Joyce, Joyner, Kilkelly, Kontos, Labrecque, Lane, Layton, Libby JD; Libby JL; Lindahl, Lumbr, Madore, Mayo, McAlevey, McElroy, Mitchell EH; Mitchell JE; Morrison, Nadeau, Nass, O'Gara, O'Neal, Ott, Paul, Peavey, Pendleton, Perkins, Pinkham, Povich, Reed, G.; Reed, W.; Rice, Richardson, Ricker, Robichaud, Rosebush, Rowe, Samson, Savage, Saxl, J.; Saxl, M.; Shiah, Simoneau, Spear, Stedman, Stone, Strout, Taylor, Thompson, Townsend, Treat, Tripp, True, Truman, Tufts, Tuttle, Underwood, Waterhouse, Watson, Wheeler, Whitcomb, Winsor, The Speaker.

ABSENT - Barth, Bunker, Clark, Cloutier, Clukey, Dexter, DiPietro, Driscoll, Gieringer, Hichborn, Joseph, Keane, Kerr, Kneeland, LaFountain, Lemaire, Lemke, Lemont, Look, Lovett, Luther, Marshall, Martin, Marvin, Meres, Murphy, Nickerson, Plowman, Poirier, Poulin, Pouliot, Rotondi, Sirois, Stevens, Tyler, Vigue, Volenik, Winglass, Winn, Yackobitz.

Yes, 111; No, 0; Absent, 40; Excused, 0.

111 having voted in the affirmative and 0 voted in the negative, with 40 being absent, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate. Ordered sent forthwith.

The Chair laid before the House the following item which was tabled earlier in today's session:

An Act to Revise the Maine Turnpike Authority's Powers with Respect to Commuter Tolls (EMERGENCY) (S.P. 139) (L.D. 325) (H. "C" H-654 to C. "A" S-85) which was tabled by Representative DONNELLY of Presque Isle pending passage to be enacted. (Roll Call Requested)

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 members present and voting. All 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 pending question before the House is Enactment. All those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 275

YEA - Ahearne, Aikman, Ault, Bailey, Benedikt, Berry, Bigl, Birney, Bouffard, Brennan, Buck, Bunker, Cameron, Campbell, Carleton, Chick, Cross, Daggett, Damren, Davidson, Desmond, Donnelly, Dore, Dunn, Etnier, Farnum, Fisher, Fitzpatrick, Gamache, Gates, Gieringer, Gooley, Gould, Greenlaw, Guerrette, Hartnett, Hatch, Heino, Jacques, Jones, S.; Joy, Joyce, Joyner, Kilkelly, Kontos, Labrecque, Lane, Layton, Libby JD; Libby JL; Lindahl, Lumbr, Madore, Mayo, McAlevey, McElroy, Mitchell EH; Mitchell JE; Morrison, Nadeau, Nass, O'Gara, O'Neal, Ott, Paul, Peavey, Pendleton, Perkins, Pinkham, Plowman, Povich, Reed, G.; Reed, W.; Rice, Richardson, Ricker, Robichaud, Rosebush, Rowe, Samson, Savage, Saxl, J.;

Saxl, M.; Simoneau, Spear, Stedman, Stone, Strout, Taylor, Thompson, Tripp, True, Truman, Tufts, Tuttle, Underwood, Waterhouse, Wheeler, Whitcomb, Winsor, The Speaker.

NAY - Adams, Chartrand, Chase, Chizmar, Gerry, Green, Heesch, Johnson, Jones, K.; Shiah, Townsend, Treat, Watson.

ABSENT - Barth, Clark, Cloutier, Clukey, Dexter, DiPietro, Driscoll, Hichborn, Joseph, Keane, Kerr, Kneeland, LaFountain, Lemaire, Lemke, Lemont, Look, Lovett, Luther, Marshall, Martin, Marvin, Meres, Murphy, Nickerson, Poirier, Poulin, Pouliot, Rotondi, Sirois, Stevens, Tyler, Vigue, Volenik, Winglass, Winn, Yackobitz.

Yes, 101; No, 13; Absent, 37; Excused, 0.

101 having voted in the affirmative and 13 voted in the negative, with 37 being absent, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate. Ordered sent forthwith.

Representative STROUT of Corinth moved that the House extend until 10:00 p.m., pursuant to House Rule 22.

A vote of the House was taken. 84 voted in favor of the same and 0 against, subsequently, the House extended until 10:00 p.m.

On motion of Representative JACQUES of Waterville, the House recessed until 9:15 p.m.

(After Recess)

The House was called to order by the Speaker.

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act to Appropriate Funds for the Expansion and Renovation of the Norway Armory" (EMERGENCY) (H.P. 270) (L.D. 372) (C. "A" H-24) which failed of enactment in the House on April 4, 1995.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-24) and Senate Amendment "B" (S-393) in non-concurrence.

The House voted to Recede and Concur.

Committee of Conference

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on: Bill "An Act to Improve Highway Signing Information" (H.P. 691) (L.D. 942) has had the same under consideration and asks leave to report:

That the Senate recede from indefinite postponement; accept the Unanimous "Ought to Pass" as amended Report of the Committee on Transportation; read Committee Amendment "A" (H-491); read and adopt Committee of Conference Amendment "C" (S-401) to Committee Amendment "A"; adopt Committee Amendment "A" (H-491) as amended by Committee of Conference Amendment "C" (S-401) thereto; and pass the bill to be engrossed as amended by Committee Amendment "A" (H-491) as amended by Committee of Conference Amendment "C" (S-401) thereto.

That the House recede and concur with the Senate.

Signed:
Senators:

SMALL of Sagadahoc
ABROMSON of Cumberland
McCORMICK of Kennebec
O'GARA of Westbrook
LINDAHL of Northport
GWADOSKY of Fairfield

Representatives:

Came from the Senate with the Committee of Conference Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (H-491) as amended by Committee of Conference Amendment "C" (S-401) thereto.

The House voted to accept the Committee of Conference Report.

On motion of Representative O'GARA of Westbrook, the House voted to Recede and Concur. Ordered sent forthwith.

By unanimous consent, all matters having been acted upon were ordered sent forthwith.

COMMUNICATIONS

The following Communication: (H.C. 256)

STATE OF MAINE

ONE HUNDRED AND SEVENTEENTH LEGISLATURE COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

June 29, 1995

The Honorable Jeffrey H. Butland

President of the Senate

The Honorable Dan A. Gwadosky

Speaker of the House

117th Maine Legislature

Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

We are pleased to report that all business which was placed before the Committee on Appropriations and Financial Affairs during the First Regular Session of the 117th Legislature has been completed. The breakdown of bills before our committee follows:

Unanimous Reports	41
Ought to Pass	1
Ought to Pass as Amended	7
Ought Not to Pass	31
Re-referred	2
Divided Reports	9
Carry Over	10
Pursuant to Joint Order	3
Total number of bills	63

Respectfully submitted,

S/Dana C. Hanley

Senate Chair

S/George J. Kerr

House Chair

Was read and ordered placed on file.

ORDERS

On motion of Representative KILKELLY of Wiscasset, the following Joint Order (H.P. 1147)

ORDERED, the Senate concurring, that "RESOLUTION, Proposing an Amendment to the Constitution of Maine Creating a Unicameral Legislature," H.P. 863, L.D. 1194, and all its accompanying papers, be recalled from the legislative files to the House.

Was read.

A two-thirds vote being necessary, a total was taken. 59 voted in favor of the same and 39 against, subsequently, the Joint Order (H.P. 1147) failed passage.

ENACTORS
Emergency Measure

An Act to Appropriate Funds for the Expansion and Renovation of the Norway Armory (H.P. 270) (L.D. 372) (C. "A" H-24; S. "B" S-393)

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

Representative SIMONEAU of Thomaston requested a roll call on passage to be enacted.

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 members present and voting. All 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 Presque Isle, Representative Donnelly.

Representative DONNELLY: Mr. Speaker, Men and Women of the House: I can understand why some folks have an apprehension to voting for this. Some have said that this is some kind of pork, but it's not. This is a number one priority which came out of the National Guard. This is a priority that they requested federal funding for and had a matching grant for the \$500,000 that will bring down 1.3 million.

During our committee deliberations, I started to realize how important this particular armory was, when Representative Morrison, of Bangor, brought up doing a bond issue which was to be about twice as much as it was that we ought to use the National Guard to help replace the underground tanks which the State of Maine is about six or seven years out of compliance with state law on, to help clean up hazardous waste sites in the State of Maine, which we would never tolerate a private industry as having. The National Guard said that they would try to do, on part of their maneuvers, as training, something to help the State of Maine. Well, during that discussion, Representative Morrison brought up that it was engineers that were throughout the state in different areas that were willing to send to Guatemala and fix roads but not do anything here at home. General Adams made it clear that he could do it. He's going to provide the labor with very minimal cost to the State of Maine. It's going to help bring the State of Maine back into compliance. It'll be the engineering divisions, like at the Norway Armory, that are going to help us succeed at this task. This is not pork that one person had come out of the back of their pocket, as a matter of fact if anything, the delegation from the area were perfectly genteel. I'll give them higher marks than I did for myself. I didn't want things I cared about to be set aside and set out of the budget.

This was set aside so it would be voted on separately, so that it wouldn't appear as though it were a piece of pork for one particular legislator, or one particular area of the state. It was recommended by the National Guard. It was funded in the first supplemental budget we had from the Governor and was taken out by the person whose district it's in, because they didn't want it to appear like pork. I think it's time for us to stop pointing fingers at particular areas of the state and

saying it's no good for your area, but it's okay for mine. This is an important function. The only thing the State of Maine is required to do for the National Guard is to maintain the buildings. Ladies and Gentlemen, we don't do a very good job of that with state buildings and we do a worse job of that with armories.

This is one of the armories that is set aside for consolidation, something that I think many of us think needs to happen. It will be the regional armory. It wasn't done on a pork barrel fashion. It was done by the National Guard to see where it would be most appropriate for that centralized function. Many of our constituents are members of the National Guard and trained in different areas of the state and rely on the different divisions of that National Guard. They do so, because they want to defend us. They do so, because of love of country. I think it's a very small price, a very small obligation for us to live up to, to keep these buildings that the state is responsible for in repair. The return to Maine far exceeds this expenditure. I hope when you vote, you will vote no on anything other than this issue, not on any reason other than it has been recommended by the right sources and I hope in the end that two-thirds of us will see fit to honor the men and women of the National Guard that have asked their legislature to help make the buildings they work in safe. I would ask no less of any private employer. Thank you.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Morrison.

Representative MORRISON: Mr. Speaker, Ladies and Gentlemen of the House: I think it's necessary to clarify a couple of statements that have been made. I did indeed believe that the National Guard should operate in the local areas. I did agree that we ought to use the National Guard, especially the engineers, to remove some of our underground oil tanks, which are on their own properties. However, at no time did I ever believe that they ought to operate out of brand new facilities. The unit is not going to be disbanded. The unit will merely move to another area within 30 miles of where it currently is. Many of those people who go to this particular armory commute there from other areas anyway, so whether or not it's pork barrel, or whatever it is, I don't think it's a concern of this particular body. It's whether or not it's necessary. Thank you.

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

Representative JACQUES: Mr. Speaker, Men and Women of the House: I rise tonight to represent my good House Chair from Old Orchard Beach, Representative Kerr, who was here until four o'clock this morning and had to go home and was the one who made the motion to move the Norway Armory into the arena last night.

Representative Kerr felt that after all that we had been through, quite frankly, that the request to repair the armory that was put forth both by the Adjutant General, was in the Governor's budget, should be at least considered. That's why they funded it from the Rainy Day Fund, because that's what the Rainy Day Fund was suppose to be set up for. It's not like you're taking money away from children, or elderly, or any other federal programs. It's basically money that was set there for extraordinary expenses and I guess the decision that

you have to make is whether or not this armory, like many of the armories around the state, have fallen into a state of disrepair to the point where you are going to start losing money and you're going to lose money because you will never get caught up.

Representative Kerr and the Appropriations Committee were all very generous last evening. They spent a lot of time. They worked very hard to try to fund many of the things that many of the members of this House supported and wanted to see funded. Before Representative Kerr left, he asked that his members of leadership, Representative Mitchell and I, would support his attempt to get the Norway Armory funded out of the rainy day account, understanding that 1 point some odd million dollars is still available federal money.

The priority of the Guard hadn't changed and quite frankly based on the performance of that committee we felt obliged to follow through with the majority report of the committee, the recommendation as we pledged to do the appropriations from the very beginning of this whole budget process. That's why I voted for the armory last time and I will do so again, because I want to keep faith with Representative Kerr's request of us to do what we could. I know I've talked to some of you today, some of you were convinced to give it consideration, some of you were not, but I did tell Representative Kerr that in his absence I would make the pitch.

Representative Donnelly has made most of the pitch, why Representative Kerr and I feel that maybe the time has come to take the money out of the Rainy Day Fund and have this armory brought back at least to a level where it is a building that you can utilize as all our buildings should be, but clearly has not been able to happen because of lack of funds. Representative Kerr felt very strongly that the matching federal money was something that we should take advantage of and we can only take advantage of it if we get the other \$500,000 dollars. So on his behalf and on my own, I would make that request of you. Clearly some of you have already decided that you don't want to do this and probably there is nothing I can do to change your mind, but I intend to live up to my pledge to Representative Kerr and my promise to follow the majority recommendations of the Appropriations Committee and that was all the recommendations, not just all but one, so I will be voting for the armory when the lights go up.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Townsend.

Representative TOWNSEND: Mr. Speaker, Men and Women of the House: It's true that we worked the Appropriations Table last night and I appreciate the good feelings among members who shared a good deal of intimate time together. I want to point out that this bill failed of enactment in this body on April 4th by a vote of 44 to 92. However, a number of bills that had passed both this body and the other failed last night on the Appropriations Table for lack of funding. I'll share with you just a hand full of those. An Act to Increase the Property Tax Exemptions for Farm Machinery; An Act to Increase the County Share and Change the Name of the Government Operations Surcharge Fund; An Act to Continue the Health Occupations Training Project; An Act to Increase the Number of Primary Care Practitioners in this State; An Act to Amend the Child Labor Laws to Prohibit Fourteen Year Old Minors from Working in any

Restaurant or Eating Place; An Act to Establish an Equitable Sales Tax Structure for Bottled Water; An Act to Exempt the Custom Sawing of Lumber from the Sales Tax; An Act to Permit an Employer to Offer a Compressed Time Work Week to Consenting Employees; the list goes on. The argument that I would like to make to you is that I feel that if we have an obligation to fund programs, which have passed this body and the other. Beyond that, another bill, which drew down funds, I'm having trouble finding it, but it was a geographic education bill, we struggled and struggled and eventually funded to the tune of about \$10,000. It was another one where dollar for dollar we would be matched by another source, so this is not the only option for bringing outside money into the State of Maine. I simply cannot bring myself to vote for this bill. I would far rather have put the money toward many of the good bills which failed last night on the table.

The SPEAKER: The Chair recognizes the Representative from Fryeburg, Representative True.

Representative TRUE: Mr. Speaker, Colleagues of the House: I don't know how many of you have visited the armories around the state and yet we are asking people to train in these armories. We are asking people to wear their colors with a great deal of pride. I can remember when Norway Armory was in excellent shape and I've been in there many, many times. As I'm a Navy veteran, I wasn't training there. However, it is used also by many of the people in the area, the senior citizens, my understanding is there are some programs for some retarded people in the area, but I think most of all, that we have certainly got to show these people who are still training and it is my understanding that there are two, so called, ready battalions that are training there and we never know when they're going to be called out. I believe that we should give them the best possible training area and the best possible building with the monies which we have. I hope that you will vote to approve this measure.

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

Representative ROSEBUSH: Mr. Speaker, Men and Women of the House: I have to vote against the pending motion on the floor. The reason being that there are 14 million dollars in the Rainy Day Fund. We paid the payroll push, an emergency in my mind.

I've got a school in my district, lost 30 students last year. They also lost \$653,000. This year they are losing another \$120,000. I think if any monies should be taken out of this Rainy Day Fund, maybe it ought to go towards the schools, not just my schools. I went through this school and I went through the art room, with the ceiling leaking. Rain drops coming down as the kids work and pretty much they have lost \$800,000 in two years because of 30 kids. The Rainy Day Fund is for emergencies. I consider that an emergency, but a lot of other people don't. I can't support the motion on the floor and I hope you follow my light.

The SPEAKER: The Chair recognizes the Representative from South Berwick, Representative Farnum.

Representative FARNUM: Mr. Speaker, Men and Women of the House: I know nothing about the armory in question, but I speak of the Lewiston Armory, which in my youth served the youth in the country. We played basketball there. We had our high school

dances there. We had our high school graduation there. During World War II, I saw my brother with his unit of the National Guard, leave that place and go to the Pacific. All these things count in an armory and they still do today.

The SPEAKER: The Chair recognizes the Representative from Kossuth Township, Representative Bunker.

Representative BUNKER: Mr. Speaker, Men and Women of the House: I have to echo the Representative from East Millinocket. I mean, you take my town when they have to come to me this last week and they say, "We want to cut the hot lunch program in our school to save \$10,000," and in the eleventh hour suddenly we find a half of a million dollars to spend that has already been voted down. I respectfully submit to this body, if there is a half of a million dollars out there it should go to the schools and the kids. Thank you.

The SPEAKER: The Chair recognizes the Representative from Hampden, Representative Plowman.

Representative PLOWMAN: Mr. Speaker, May I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative PLOWMAN: Can anyone tell me with some authority, as to what the definition of what the Rainy Day Fund is to be used for?

The SPEAKER: The Representative from Hampden, Representative Plowman has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Thomaston, Representative Simoneau.

Representative SIMONEAU: Mr. Speaker, Men and Women of the House: I don't know with how much authority, but I was going to rise and speak to that. The Rainy Day Fund is primarily for the reduction of debt service and for capital construction and for certain emergencies. That answers the question, may I continue Mr. Speaker while I'm standing?

The SPEAKER: The Representative may proceed.

Representative SIMONEAU: Thank you, Mr. Speaker. What we are hearing here is true. This things have not been funded, but the things that we are trying to fund that you're talking about do not come from the Rainy Day Fund. They come from the general fund. Now Millinocket, last night, had a bill approved by the Appropriations Committee to give it a very large help and kick on its school funding, because we took and we limited the amount of value that would be used in determining your GPA and other taxes based upon state valuation. That would help you out quite a bit. Now we wrestled down there. You people wrestled up here. Some of the decisions that were made were pretty heart wrenching, because there are a great many demands for our money and there is just no money, but this money is coming from the Rainy Day Fund. It's going for capital improvements, which your Rainy Day Fund is intended for, and we did use the Rainy Day Fund, by the way, as an emergency measure to take and pay off the payroll push. That's been taken care of. We've taken care of the furlough days. Now here we're talking about taking \$500,000 for capital improvements from a fund that is intended to do that. We have large federal funds coming in to assist in the renovation of this building and I'm not going to repeat what other people have been saying, but please think about that, don't mix apples and oranges here. Thank you.

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

Representative BAILEY: Mr. Speaker, Ladies and Gentlemen of the House: I would just like to remind the ladies and gentlemen in this body that the funding isn't the problem with the educational funds. It's the formula that's the problem and how soon we forget, it was just a few short years ago that our National Guard units in this state went to Desert Storm and came back and all of us in this Legislature honored them when they came back and now we can't come up with enough funds to repair the roof on one of these armories. I think that we ought to stop and think about what we are doing here tonight.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Dore.

Representative DORE: Mr. Speaker, Ladies and Gentlemen of the House: Probably a little surprised to see me talking about this and you'll be more surprised to see where I stand on it. I have voted in the past, angry with somebody, to sandbag that person and I've also had it done to me. I've had it done to me by people in this chamber. It's not right. You don't feel proud of yourself when you do it. You feel ashamed, especially if you're successful and it hurts people out there more than the person you meant to get.

I haven't voted for the armory program yet. Today I talked to the Governor's office. They reminded me of what you have already been told by Representative Jacques that it was in the supplemental budget. Here's something you might not know. It was in the supplemental budget that the Governor submitted before Senator Hanley, in the other body, was named to the committee that he currently serves on. It was a Governor's priority at one point.

I worked in the Lewiston Armory that the Representative from South Berwick talked about years ago, for the Western Area Agency on Aging. They serve the elderly from a tri-county region in a low rent situation that the armory provided. They also provided kids recreational programs, baseball, basketball. Years before that, I went to dances there. One year we needed \$100,000 for doors for that building and it was hard to come by. The roof leaked, been a lot of trouble keeping the heat going, but it was a building that was of use to the entire community and it still is today. There are a couple things that to me are important about this. The first is it shouldn't be a vote to sandbag somebody. If you feel strongly, and I've heard Representatives talk about the loss of educational funding in their communities. That's a vote of frustration and I can understand and respect that vote, but this doesn't come out of that same pot of money and part of what we all had to learn here is that different pots of money can do different things. If this was out of general fund money, I would be standing up saying, I'd rather have it for the tax exemption for paraplegics. If this was general fund money I'd rather have it for a couple of tax breaks that make good tax policy, but it isn't. It's got limited uses and there is a tremendous spin in every part of that county in terms of the economic gain of a million and one-half federal dollars coming in and being spent on that building.

When we spend tax dollars, there's been a lot of talk about how that takes that money out of the hands of the people of Maine. No it doesn't ladies and

gentlemen. Tax dollars recirculate in our economy and the same is true when we bring in federal dollars. They recirculate in our economy. The person who does the construction job buys groceries. They go out and buy a new car, because they've got a job for awhile. They make payments and those car payments go into the credit union and the people working there go out and buy groceries. Now I feel the same way about these federal dollars as I do when people say, "Well, tax dollars take money out of the economy." Not true, it's recirculated in our economy and in this case, it's a million and one half other dollars from out of state recirculated in this economy here, rather than in some other state. So it will fix a building that needs to be fixed, that maybe, I don't know that armory, but maybe has a lot of uses to its community and the money that we get in federal match will be recirculated in our economy and even though the person who wants this for this area, isn't particularly fond of federal match being recirculated in our economy, I am, and I believe in the value of taking federal dollars into Maine and recirculating them in our economy, so I'm not going to punish somebody else because they don't adhere to that belief and now they could benefit in their local community from sharing the belief that I have that it's good to take money from somewhere else and spend it in Maine.

This isn't general fund money, but I don't think that building is going to go to bad uses and I do know it will cost us a lot more money and we may lose some federal dollars if we wait to do it. Large buildings that aren't maintained and we have that problem with several of our own buildings just across the river and we're going to have that problem with several university buildings. They cost a lot more later down the road to fix.

I'm going to be voting for this. I lost some partisan issues this year that I cared deeply about and I won some. I wasn't asked to vote for this until after I had won the one that mattered most to me and lost a few that were high on my list so it wasn't attached to anything. I don't think this should be a partisan vote. I think we should end the year, no matter how you vote, voting, based on what you believe, this investment of Rainy Day Funds is worth it.

The SPEAKER: The Chair recognizes the Representative from Sanford, Representative Paul.

Representative PAUL: Mr. Speaker, Ladies and Gentlemen of the House: It would be very easy for me to vote against this bill, but I don't intend to. We did have a beautiful armory in the Town of Sanford. It was built back in the 1940's. The National Guard has always had a record when called upon to be a great service to this State. This armory in Sanford, for reasons unbeknown to me has been abandoned for years. The roof has leaked, the ceilings have been ruined. The furnace is inoperable and I can't understand why a building, such a beautiful building, like the National Guard Armory in Sanford was ever allowed to deteriorate to the point where it is today. The Town of Sanford was interested in leasing the building for a police station and youth activities, but it would take a quarter of a million dollars to renovate it to get it back into shape. I would hate very much to allow any other National Guard Armories in the State of Maine to go by the way of the one in Sanford.

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

Representative McAlevey: Mr. Speaker, Ladies and Gentlemen of the House: I literally grew up in a National Guard Armory, having my father spend 29 years in that service, along with the rest of my family members. I won't go into all the roles of what an armory does for the community. But I remember as a child a slogan it said something like, "Sleep well tonight, because we're protecting you."

That's our building, that's our National Guard. If we don't appropriate the money from the Rainy Day Fund today to rebuild that roof, we will appropriate money from that fund someday to raise that building. It's our responsibility to provide the infrastructure for these people. If this is everything that they are asking for this year, as far as maintenance to their infrastructure, it's in our interest and the interest of the people of the State of Maine to fund this.

The SPEAKER: The Chair recognizes the Representative from Rockland, Representative Chartrand.

Representative CHARTRAND: Mr. Speaker, May I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative CHARTRAND: The State Capital Fund, some of which was used for the property tax and personal property and equipment, is that a fund that could fund this type of repair? Is that the purpose for capital repairs to state buildings, would it normally qualify under that fund?

The SPEAKER: The Representative from Rockland, Representative Chartrand has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from East Millinocket, Representative Rosebush.

Representative ROSEBUSH: Mr. Speaker, Men and Women of the House: I apologize for rising for a second time, but I need to make a couple of clarifications. I don't represent Millinocket in any way or form, I represent East Millinocket, Milo and Medway. I made no deal on anything for the town of Millinocket. The good Representative Clark may have, I don't know, I can't talk for him, but I'm getting a little upset about returning favors that I never did anything in order to return. I'm getting also confused on a few things. We're talking about federal dollars of 1.3 million dollars to \$500,000, half a million. We had some long debates over tax and match, repeal tax and match, there are still federal dollars involved with tax and match and we wanted to get rid of it. Now we want to take in federal dollars and give up a half a million out of the Rainy Day Fund. I just don't get it.

The way I've been understanding things around this place. Federal money is going to get cut off coming in here, so if there's matches coming in, I suppose it used to be, let's spend the money and get the federal dollars, but the way it's been going this year, we don't want the federal dollars, the way I understand it. I guess I'm just a little confused as to what is going on and I do represent East Millinocket.

The SPEAKER: The Chair recognizes the Representative from Freeport, Representative Hartnett.

Representative HARTNETT: Mr. Speaker, Men and Women of the House: I understand where the good

Representative from East Millinocket is coming from. I lost some things on the floor this year, well known as Freeport bills and I voted against the Norway Armory back in April, whenever it was we had this before.

Since then, I have had my memory jogged a little. In the days of the mid-80's when I served on the Freeport Town Council and we had a high school that needed roof repair. We put it off year after year because we were choosing things like school lunches and athletic programs, or books, or computers and I'll tell you what happened before I got off the Freeport Town Council. We not only fixed the roof, we fixed the ceiling tiles inside the building and we replaced the carpeting on the floor underneath and believe me, that really, really strained all the other programs that we wanted. It may sound like a good savings, but one day you're going to make this repair and it's going to be a lot bigger than what you are looking at now.

The SPEAKER: The Chair recognizes the Representative from Hampden, Representative Plowman.

Representative PLOWMAN: Mr. Speaker, Men and Women of the House: The armory in your community plays a very important role. I know that four years ago now, I saw my brother-in-law off from the Auburn Armory, where he trained to become a medic. Never thinking that he had to do anything more than go to Guatemala once a year and help build a school, or help build a bridge somewhere and one day he got a phone call and within 48 hours he was in Iraq and he was the medic for the mine sweeping team, in Iraq. Now in his daytime job, he is a deli manager. You can't imagine what kind of stress that put on him to know that he was the only person that might be between death and life for those boys and where he got his training was in the Auburn Armory. So if you're going to discount places where we train people to respond in cases of emergency, people give up their weekends, people give up God knows what. He had no idea he was going to live in a charcoal suit for six months, but that's where he trained and that's where he helps keep people alive. Where he learned how to help, so if you have another place where we're going to send these people to do their training and you're going to discount the National Guard, altogether and if I remember right, we had someone here from the National Guard earlier this year and you all were pleased to hear the report from the woman from Washington. This is a one time grant. There's that much money left and we can have it or we can turn it down.

I appreciate the remarks by the Representative from Auburn, Representative Dore, I think she was very sincere. I think there were points to be made and there are points to be made all around the room, but it's late, 10:10 on the last day that we are suppose to be here. We can take it and we can do something worthwhile with it and perhaps be prepared for the next national emergency, in at least one part of our state or we can turn it down.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Morrison.

Representative MORRISON: Mr. Speaker, Ladies and Gentlemen of the House: It appears from the discussion here that there may be some confusion as to what this money is for. It's to build a brand new armory. It's not fixing one that is already in existence. Also, last night, maybe you don't realize, but the Appropriations Committee gobbled up

over a million dollars worth of money that was to go into capital improvements in this state and used it for other purposes. That money is the money that was a part of about 6 million dollars that the Governor had put in his budget, which was to repair roofs or places, places like the Youth Center, where we have many, many buildings that are unsafe for the children. Representative Simoneau's hometown of Thomaston has a jail that is not up to code, in fact, it could not pass a federal jail inspection at this time. Then we very magnanimously took \$500,000 out of our Rainy Day Fund, which is also suppose to be for those kinds of improvements and decided to put it into a whole different source. If we have that kind of money, we should not have taken it out of the Rainy Day Fund, we should not have used the money that the Governor said that we could take out of his capital improvements.

The SPEAKER: The Chair recognizes the Representative from Berwick, Representative Murphy.

Representative MURPHY: Mr. Speaker, Ladies and Gentlemen of the House: I don't know what the National Guard does up here, in Central Maine and Northern Maine, but I know what they did for the Town of Berwick and we don't even have a National Guard. They came down, and for their training, they spent weekend after weekend and they did a playground for us. They did a ball diamond for us. We did not have the money in the town to do it, so I'm not talking about what they do overseas when they go to war. I'm talking about what they do in the towns and that was a big service to us and it cost us very little and we have quite a nice little playground there now, thanks to the National Guard of Maine.

The SPEAKER: The Chair recognizes the Representative from Thomaston, Representative Simoneau.

Representative SIMONEAU: Mr. Speaker, Ladies and Gentlemen of the House: There seems to be some confusion here. It's my understanding that this is not to build a new armory at all. This is to restore the armory that we have and to renovate it. I don't know where we are getting the idea we're building a new facility, because we are not.

Representative SIMONEAU of Thomaston requested the Clerk to read the Committee Report.

The Clerk read the Committee Report in its entirety.

The SPEAKER: A roll call has been ordered. The pending question before the House is enactment. All those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 276

YEA - Ahearne, Aikman, Ault, Bailey, Bigl, Birney, Buck, Cameron, Campbell, Carleton, Chick, Chizmar, Cross, Daggett, Damren, Desmond, Dore, Dunn, Farnum, Gamache, Gerry, Gieringer, Gooley, Greenlaw, Guerrette, Hartnett, Jacques, Johnson, Jones, S.; Joy, Joyce, Joyner, Labrecque, Lane, Layton, Libby JD; Libby JL; Lindahl, Lumbr, Madore, Marvin, Mayo, McAlevey, McElroy, Mitchell EH; Murphy, Nass, O'Gara, O'Neal, Ott, Paul, Peavey, Pendleton, Perkins, Pinkham, Plowman, Reed, G.; Reed, W.; Rice, Robichaud, Savage, Saxl, J.; Saxl, M.; Simoneau, Spear, Stedman, Stone, Taylor, Thompson, True, Truman, Tufts, Tuttle, Underwood, Vigue, Waterhouse, Wheeler, Whitcomb, Winsor, The Speaker.

NAY - Adams, Benedikt, Berry, Bouffard, Brennan, Bunker, Chartrand, Chase, Davidson, Donnelly, Etnier, Fisher, Fitzpatrick, Gates, Gould, Green, Hatch,

Heeschen, Jones, K.; Kilkelly, Kontos, Mitchell JE; Morrison, Povich, Richardson, Rosebush, Rowe, Samson, Shiah, Strout, Townsend, Treat, Tripp, Watson.

ABSENT - Barth, Clark, Cloutier, Clukey, Dexter, DiPietro, Driscoll, Heino, Hichborn, Joseph, Keane, Kerr, Kneeland, LaFountain, Lemaire, Lemke, Lemont, Look, Lovett, Luther, Marshall, Martin, Meres, Nadeau, Nickerson, Poirier, Poulin, Pouliot, Ricker, Rotondi, Sirois, Stevens, Tyler, Volenik, Winglass, Winn, Yackobitz.

Yes, 80; No, 34; Absent, 37; Excused, 0.

80 having voted in the affirmative and 34 voted in the negative, with 37 being absent, this being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, the Bill failed of passage to be enacted and sent up for concurrence.

ENACTOR

An Act to Improve Highway Signing Information (H.P. 691) (L.D. 942) (Com. of Conf. "C" S-401 to C. "A" H-491)

Was 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. Ordered sent forthwith

SENATE PAPERS

The following Joint Order (S.P. 604)

ORDERED, the House concurring, that the following specified matters be held over to any special or regular session of the 117th Legislature:

Committee: Agriculture, Conservation and Forestry

H.P. 415, L.D. 572 - An Act to Transfer Regulatory Control of Whitewater Rafting to the Department of Conservation's Bureau of Parks and Recreation

S.P. 471, L.D. 1267 - An Act to Establish the Maine Outdoor Recreation Council

H.P. 993, L.D. 1404 - An Act to Amend the Law Regarding the Lease of Submerged Lands

H.P. 1050, L.D. 1469 - An Act to Reinstate the Maine Meat Inspection Act

Committee: Appropriations and Financial Affairs

S.P. 38, L.D. 68 - An Act to Increase Access to and Affordability of Mental Health and Substance Abuse Treatment Services by Providing Mandatory Reimbursement to Counseling Professionals who are Licensed to Assess and Treat Intrapersonal and Interpersonal Problems

S.P. 79, L.D. 167 - An Act to Decrease the Paperwork Burden on Maine Businesses by Decreasing the Number of Tax Filings for Retailers

S.P. 207, L.D. 550 - An Act to Clarify the Sales Tax Law Applicable to Packaging

S.P. 245, L.D. 642 - An Act to Reestablish the Tax Credit for Intrastate Airlines

H.P. 490, L.D. 671 - An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 to Help Increase Fish Production at the State Hatcheries

H.P. 507, L.D. 688 - An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 to Provide Funding for the Public Access to Maine Waters Fund

H.P. 540, L.D. 736 - An Act to Exempt from the Sales Tax Automobile Equipment Necessary for Paraplegics or People Who are Confined to Wheelchairs

H.P. 601, L.D. 811 - Resolve, to Initiate an Outside Audit to Identify Savings and Duplicate or Unnecessary Programs within State Government

H.P. 630, L.D. 855 - RESOLUTION, Proposing an Amendment to the Constitution of Maine to Limit State Spending and Establish a Reserve Fund

H.P. 760, L.D. 1034 - RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish a Future Budget Fund

H.P. 768, L.D. 1042 - An Act to Amend the Surface Water Ambient Toxics Monitoring Program

H.P. 776, L.D. 1073 - An Act to Exempt Goods Sold by Scouting Organizations from the Sales Tax

H.P. 952, L.D. 1341 - An Act to Limit the Use of Certificates of Participation

S.P. 589, L.D. 1575 - An Act to Authorize a General Fund Bond Issue in the Amount of \$3,000,000 to Encourage Agricultural Enterprises in Maine

Committee: Banking and Insurance

H.P. 135, L.D. 183 - An Act to Clarify Fresh Start Charges under the Workers' Compensation Laws

H.P. 509, L.D. 690 - An Act to Provide Family Security through Quality, Affordable Health Care

S.P. 280, L.D. 752 - An Act to Include Obstetricians and Gynecologists as Primary Care Providers

S.P. 302, L.D. 841 - An Act to Amend the Approval Requirements for Medicare Supplement Insurance Policies

H.P. 664, L.D. 887 - An Act to Encourage Job Creation by Exempting Small Businesses from the Current Workers' Compensation System

H.P. 782, L.D. 1079 - An Act to Improve Coverage for Women's Health Services

H.P. 976, L.D. 1385 - An Act to Ensure That Basic Health Care Needs of Women Are Covered in Insurance Policies

S.P. 553, L.D. 1512 - An Act to Ensure Fairness and Choice to Patients and Providers under Managed Health Care

H.P. 1074, L.D. 1513 - An Act to Promote Additional Health Insurance Reform

Committee: Business and Economic Development

H.P. 53, L.D. 47 - An Act to Make Pet Dealers Liable for the Sale of Dogs and Cats That Have Health Problems

S.P. 342, L.D. 947 - An Act to Amend the Laws Pertaining to the Regulation of Denturists

S.P. 425, L.D. 1148 - An Act to Amend the Social Work Practice Licensing Laws

S.P. 474, L.D. 1270 - An Act to Redefine the Oil and Solid Fuel Board

Committee: Criminal Justice

H.P. 478, L.D. 659 - An Act to Allow Charitable Solicitation by Law Enforcement Officers, Agencies and Associations

H.P. 756, L.D. 1030 - An Act to Provide Services to Adjudicated Young Women

H.P. 880, L.D. 1235 - An Act to Transfer Juvenile Correctional Functions to the Department of Human Services

H.P. 918, L.D. 1294 - An Act to Prohibit Home Repair Fraud and Establish Aggravated Penalties When the Victim Is an Older Person
H.P. 1038, L.D. 1457 - An Act to Discourage the Spread of "Crack" Cocaine
S.P. 551, L.D. 1510 - An Act to Make Comprehensive Changes to the Sex Offender Laws
Committee: Education and Cultural Affairs
S.P. 36, L.D. 66 - An Act to Establish Choices for Parents and Guardians in their Children's Education
H.P. 370, L.D. 505 - An Act to Implement the Recommendations of the Committee to Study the Operations of the Governor Baxter School for the Deaf
H.P. 617, L.D. 827 - An Act to Provide for Record Checks of Elementary and Secondary Education Employees and Applicants
H.P. 620, L.D. 830 - An Act to Establish Charter Schools
H.P. 657, L.D. 880 - An Act Concerning Referendum Reform for School Budgets
H.P. 807, L.D. 1124 - An Act to Establish the Education Reform Act of 1995
H.P. 1112, L.D. 1560 - Resolve, to Reduce Reliance on the Property Tax for School Funding
Committee: Human Resources
H.P. 99, L.D. 134 - An Act to Exempt Certain Small Businesses from Paying the Annual Fee to the Public Drinking Water Fund
H.P. 212, L.D. 271 - An Act to Establish an Electronic Benefit Delivery Program for Aid to Families with Dependent Children, Food Stamp, Women, Infants and Children Special Supplemental Food and Medicaid Programs
H.P. 717, L.D. 974 - An Act to Create an Advisory Board and State and Local Interagency Teams to Assist in the Provision of Care for Children and Adolescents with Severe Emotional Disturbance
Committee: Inland Fisheries and Wildlife
H.P. 280, L.D. 384 - Resolve, to Install Fish Screens in the West Grand Lake Dam
S.P. 323, L.D. 904 - An Act to Increase the Penalties for Certain Crimes Involving Alcohol and Illegal Drugs
H.P. 985, L.D. 1393 - Resolve, to Standardize Certain Ice Fishing and Open Water Fishing Rules
Committee: Judiciary
H.P. 244, L.D. 346 - An Act to Change the Maine Rule of Evidence That Currently Allows the Admission of Subsequent Remedial Measures as Evidence of Negligence
S.P. 161, L.D. 423 - An Act to Establish a Limit on Noneconomic Damages in Medical Malpractice Actions
H.P. 391, L.D. 526 - An Act to Amend the Statute of Limitations for Health Care Providers and Health Care Practitioners to Include a Discovery Rule
S.P. 239, L.D. 636 - An Act to Modify Joint and Several Liability in Medical Malpractice Actions
H.P. 477, L.D. 658 - An Act Concerning Real Estate Trusts
H.P. 546, L.D. 742 - An Act Regarding Wrongful Death Actions
S.P. 335, L.D. 916 - An Act to Improve the Function of the Maine Health Security Act

H.P. 942, L.D. 1331 - An Act Relating to Confidentiality of Records and the Prevention of Child Sexual Abuse
S.P. 499, L.D. 1358 - An Act to Authorize the Formation of Limited Liability Partnerships
S.P. 512, L.D. 1371 - An Act Relating to Civil Actions, Providing for the Defense of Assumption of Risk, Providing for Standards of Liability in Product Liability Actions and Providing for Standards and Procedures in Awarding Punitive Damages
S.P. 528, L.D. 1445 - An Act to Limit the Liability of Property Owners in Cases of Nonnegligent Lead Poisoning
S.P. 531, L.D. 1448 - An Act to Reconcile Rights and Responsibilities with Respect to Sexual Orientation and Related Matters
S.P. 558, L.D. 1517 - An Act to Create the Sunshine in Litigation Act
Committee: Labor
H.P. 363, L.D. 483 - An Act to Abolish the Legislative Retirement System
H.P. 675, L.D. 926 - An Act to Prevent Impasse in Collective Bargaining by Allowing Parties of Either Side to Request Mediation
S.P. 341, L.D. 946 - An Act Concerning Preference to Maine Workers and Contractors
S.P. 379, L.D. 1056 - Resolve, to Create an Advisory Committee to Assist in the Funding of State Employee Workers' Compensation Claims
S.P. 538, L.D. 1476 - An Act to Establish the Employee Partnership Reward Act
Committee: Legal and Veterans Affairs
H.P. 296, L.D. 400 - An Act to Authorize Video Gaming
S.P. 310, L.D. 848 - An Act to Further the Privatization of Liquor Stores within the State
H.P. 779, L.D. 1076 - An Act to Clarify the Laws Regarding the Ejection of a Person from a Boardinghouse
H.P. 868, L.D. 1218 - An Act to Amend the Laws Relating to Harness Racing
S.P. 479, L.D. 1303 - An Act to Clarify Definitions Under the Laws Concerning Games of Chance
Committee: Marine Resources
H.P. 137, L.D. 185 - An Act to Restrict the Taking of Eels Less than 6 Inches in Length from Maine Coastal Waters
S.P. 443, L.D. 1210 - An Act to Protect Near-shore Groundfish Spawning Areas
Committee: Natural Resources
S.P. 249, L.D. 646 - An Act to Reinstate the Laws Governing Dam Abandonment
H.P. 609, L.D. 819 - An Act to Require Notification to the Landowner When Land Is Being Considered for Placement in a Resource Protection Zone
H.P. 740, L.D. 1014 - Resolve, Directing the Commissioner of Environmental Protection to Propose a Plan to Reorganize the Department of Environmental Protection
Committee: State and Local Government
H.P. 718, L.D. 975 - An Act to Establish the Department of Health and Family Services
H.P. 854, L.D. 1185 - An Act to Give the Washington County Legislative Delegation a Role in the County Budget Process

S.P. 446, L.D. 1213 - An Act to Implement the Recommendations of the Special Commission on Governmental Restructuring
 H.P. 1028, L.D. 1443 - An Act to Dismiss Certain Federal Mandates
 H.P. 1122, L.D. 1566 - An Act to Reform the Kennebec County Budget Process
 H.P. 1125, L.D. 1570 - An Act to Establish a User Fee System for Towns Requiring Sheriff's Services

Committee: Taxation

S.P. 181, L.D. 490 - An Act to Establish a State Income Tax Credit for Health Insurance Premiums
 S.P. 226, L.D. 586 - An Act to Establish a Flat Income Tax Rate for Certain Persons
 S.P. 296, L.D. 835 - An Act to Encourage the Use of Maine Ports by Allowing a State Income Tax Credit on Taxes Assessed by the Federal Government on Shippers
 H.P. 715, L.D. 972 - An Act to Provide a Tax Credit for the Rehabilitation of Historic Properties
 H.P. 773, L.D. 1070 - An Act Regarding Application of the Sales and Use Tax to the Graphics Industry
 H.P. 1025, L.D. 1440 - An Act to Establish a Catastrophic Health Care Expense Program
 H.P. 1039, L.D. 1458 - An Act to Provide a New Jobs Tax Credit
 H.P. 1079, L.D. 1521 - An Act to Make the Maine Income Tax a Percentage of the Federal Income Tax

Committee: Transportation

S.P. 29, L.D. 59 - An Act to Repeal the Sensible Transportation Policy Act
 H.P. 345, L.D. 465 - An Act to Improve the Local Road Assistance Program
 H.P. 543, L.D. 739 - An Act to Decrease the Burden on the Trucking Industry by Permitting Photocopies of Registrations to Be Kept in Trailers and Semitrailers

Committee: Utilities and Energy

H.P. 538, L.D. 734 - An Act to Revise the Ogunquit Sewer District Charter
 H.P. 618, L.D. 828 - An Act to Provide Public Access to the Information Superhighway through Enhanced Library Telecommunications
 H.P. 648, L.D. 871 - An Act Concerning the Calculation of Private Fire Protection Charges
 H.P. 1089, L.D. 1533 - An Act to Require the Public Utilities Commission to Ensure Telecommunications Service in Economic Development Areas
 H.P. 1121, L.D. 1565 - An Act to Create the Prospect Water Authority
 H.P. 1123, L.D. 1567 - An Act to Facilitate Sewer and Water Main Extensions

Came from the Senate read and passed.

Was read and passed in concurrence. Ordered sent forthwith.

SENATE PAPERS

The following Communication: (H.C. 257)

Maine State Senate
 State House Station 3
 Augusta, Maine 04333
 June 30, 1995

The 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 Adhered to its former action whereby it Failed to Finally Pass RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish a Contractual Obligation for Members of the Maine State Retirement System (H.P. 680) (L.D. 931).

Sincerely,
 S/May M. Ross
 Secretary of the Senate

Was read and ordered placed on file.

SENATE PAPERS

Non-Concurrent Matter

An Act to Improve Highway Signing Information (H.P. 691) (L.D. 942) (Com. of Conf. "C" S-401 to C. "A" H-491) which was passed to be enacted in the House on June 30, 1995.

Came from the Senate failing of passage to be enacted in non-concurrence.

The House voted to Insist and sent up for concurrence. Ordered sent forthwith.

Non-Concurrent Matter

An Act to Appropriate Funds for the Expansion and Renovation of the Norway Armory (EMERGENCY) (H.P. 270) (L.D. 372) (C. "A" H-24; S. "B" S-393) which failed of enactment in the House on June 30, 1995.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-24) and Senate Amendment "C" (S-402) in non-concurrence.

Representative DONNELLY of Presque Isle moved that the House Recede and Concur.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative TOWNSEND.

Representative TOWNSEND: Thank you, Mr. Speaker, Ladies and Gentlemen of the House: I will obviously be opposing that motion. I will remind you of a few more of the bills, which failed on the table last night. An Act Concerning Sick Leave and Vacation Benefits; An Act to Reduce the Amount of Good Time and Meritorious Good Time Available to Persons Sentenced to Terms of Imprisonment; An Act to Clarify the Sales Tax Law Applicable to Packaging; An Act to Increase Paid Health Insurance Benefits to Retired Teachers; An Act to Increase Access to the Legislature and Government Services for Persons who are Deaf or Hard of Hearing and to Make Progress Toward Compliance with Americans with Disabilities Act; An Act to Provide Adequate Counseling for Minors Incarcerated for Sex Offenses; An Act to Require more Information Concerning Place of Residence on Individual Income Tax Forms; An Act to fully fund the Maine Human Rights Commission and the Civil Rights Unit in the Attorney General's Office; An Act to Exempt Goods Sold by Scouting Organizations from the Sales Tax; An Act to Reduce the Maine Sales tax and the Meals and Lodging Tax to 3%; An Act to Reestablish the Office of Environmental Evaluation and Lake Studies. It goes on, it goes on for pages and pages, many, many bills which passed both these bodies were killed last night for lack of funding. I simply cannot justify funding a program which failed in this body two months ago.

Representative SIMONEAU of Thomaston requested a roll call on the motion to Recede and Concur.

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 members present and voting. All 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 Belgrade, Representative Damren.

Representative DAMREN: Mr. Speaker, Ladies and Gentlemen of the House: There probably isn't a person sitting in this body who knows more about the condition of the armories than I do. My husband spent the last 23 years of his life working on the maintenance. When he retired six years ago, he was absolutely despondent over the lack of money and the lack of maintenance. I think you really should think about what's going on in your communities, how many people you have that belong to the National Guard and vote for this.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Dore.

Representative DORE: Mr. Speaker, Ladies and Gentlemen of the House: All year long there have sometimes been political and philosophical discussions about the value of federal money, but I know where my party usually comes down, when we discuss the value of federal money.

Some people are mad about education. I understand that, although the Senator, from the other body, had nothing to do with the educational funding formula. Some people are mad about the things that the Senator, from the other body, did have something to do with. Let me tell you something. That Senator didn't support the mental health bill. The thing nearest and dearest to my heart for the past six years. I'm not doing this for the Senator from the other body. I'm not. I believe in the value of federal dollars coming into Maine and I believe in it, whether it's for a Democrat or a Republican. It's good for the citizens of Maine.

If you have anger in your heart tonight, do not vote your anger. Whether you've won or lost battles, with that person or any other person here, vote to pump another 1.3 million dollars of federal money into Western Maine, because it is like the Beans of Egypt Maine, poor. Just as when I used to drive through Aroostook County and people say, "the former Speaker got a lot of money in Aroostook County, blah, blah, blah." I said, have you been there? It's dirt poor. Well western Maine is not in my district, but it is dirt poor, dirt poor, Tarpaper-shack poor, kids-without-the-right-boots-to-go-out-in-the-winter poor and if you believe that a dollar turns around again, and again, and again in the economy and I know some of you Republicans don't, just as some Democrats are absolutely convinced that that federal money is worthwhile, but I believe that it's worth putting this money into this building, not just for that community in Norway but for that region.

It isn't about bills that have died, and bills that have survived, and political fights and I want us to end this year on a good note. Other bills are now being played with. It's foolishness. We have concluded something. A lot of us lost some things and we won some things, but it is foolishness to end

this year on a bitter note when we could end it on a positive one and I'm going to encourage you again. Take that federal money, feel good about what you do, for the people of western Maine. Someday it'll be your county. Someday it will be a building in your territory.

The SPEAKER: The Chair recognizes the Representative from Ellsworth, Representative Povich.

Representative POVICH: Mr. Speaker, May I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative POVICH: Without the emergency designation, does that diminish the federal funds requirement?

The SPEAKER: The Representative from Ellsworth, Representative Povich has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Presque Isle, Representative Donnelly.

Representative DONNELLY: Funny you should ask that question. I just finished talking with someone, from the office of the person on the second floor, who just got off the phone with General Adams, who had called this afternoon. Apparently, with some vision of this happening to make sure that if the money was not up front right now that we would still get the federal money and what, apparently, the federal people told General Adams was if we have the commitment from the state, the fiscal year for the federal government works on a different cycle, so we do have a window of opportunity, so if we have the commitment from the state, the federal monies will still be there.

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

Representative ROSEBUSH: Mr. Speaker, Men and Women of the House: I've done some thinking here the last few minutes of what has been going on and I'd like to thank the good Representative from Auburn, Representative Dore.

I'm going to vote to Recede and Concur. We'll take the federal money as it comes in, but I want some people to remember next year when we come in and federal money is involved, what are we going to do? Depending on who wants it and I don't feel that this is a party issue, I got elected by Democrats and Republicans and Independents. I represent them all, but I still find it hard to believe how we, as a body, argued over some issues involving federal money to repeal it and here we are talking about 1.3 million and half of a million dollars out of the Rainy Day Fund. I have nothing against the armory. I am a little upset about my district and the schools. Maybe that's just saying that I didn't work hard enough. The committee had a tough task ahead of them, even the good Representative from Glenburn, who chooses to use her own way to do things, she did a lot of hard work, too. I just hope next year when we come in and federal money is involved, we work together for the good of the state, not the good of the party, but for the good of the state and put the deals aside. I don't like getting notes saying, we gave something and do a favor and boys, let me tell you, when I sat down and watched Appropriations at work, who worked hard, but when I sat there and I watched, you get this, I get this, you get this, I get this, made me a little sick to my stomach and I'm sorry to say and to see that that's the way things

work around here, because it's not right. You don't look out for the people of the State of Maine, you look out for your own self interest.

The SPEAKER: Would the Representative please defer.

The SPEAKER: The Chair recognizes the Representative from Presque Isle, Representative Donnelly and would inquiry as to what purpose the Representative rises?

Representative DONNELLY: Mr. Speaker, I believe the honor and integrity of the members of the Appropriations Committee is being called into question here and I don't believe that is appropriate for this body.

The SPEAKER: The Chair would caution the Representative from East Millinocket, Representative Rosebush, to confine his comments to the bill before us. The motion is to Recede and Concur.

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

Representative ROSEBUSH: I apologize, Mr. Speaker. I didn't mean to offend anybody on Appropriations. I'm just stating what I saw, what I heard. I'll keep my feelings out of it, but I will vote to Recede and Concur.

The SPEAKER: The Chair recognizes the Representative from Skowhegan, Representative Hatch.

Representative HATCH: Mr. Speaker, Men and Women of the House: It was my honor and privilege, two years ago, to serve on the Aging and Retirement and Veterans Committee. At that time, there was no money in the budget to do any repairs to any of the facilities in the state and there were no matching funds coming down and it was put aside. At that time, the Committee asked the Veterans' Association, who had control of the armories, to take and look into the matter and come back with a list for us, for this session. I don't know if that was ever done, but I know from coast to coast, from the north to the south, those armories are in disrepair.

I have a problem. I have a problem with one armory being designated. I have a problem with the way that we carried on our business, that we have defeated this time after time. Things that I've brought to the House floor, I fought, I fought the battle well, and when it was lost I let it go, after a fashion. Now we could be sitting here tonight discussing the minimum wage bill, but I pulled it back. I was out in the hall and someone says if you don't vote for this, it means jobs for our people. Well I believe, too, that that federal money comes right out of our pockets, so it's my money. If it's not spent here, it'll be spent somewhere else, but I have a problem that it's this one armory that was picked out.

Why weren't repairs, for that amount of money we could have repaired an awful lot of roofs in this state to a lot of armories. We could have made them better. I'm still not going to vote for this. I've voted against it every time and I'll continue to do so, but I want you folks to know, when I spoke to the Legal Affairs Chair this time, dealing with the armories in April, he didn't know any of this information. When the committee was done away with, it was split up between two committees, he had no idea what this information was. So if that information was given to the Legal Affairs, I'd like to know about it. I'd like to know how many armories in the state need repairs.

Also at that time, there was discussion about them selling two or three to fix up the other armories and draw down some federal funds if they became available. I didn't hear anything about that either. I really believe folks, we voted it down, and voted it down. Well maybe some of us had some really good things that we felt good about and we lost them all on the Appropriations Table, every one of them, for the cost of a poster to send to businesses around the state. Thirteen thousand five hundred and twenty-eight dollars could have taken care of four bills that died on that Appropriations Table. One amount of money, and here we are talking about \$500,000 out of our Rainy Day Fund.

The SPEAKER: A roll call has been ordered. The pending question before the House is to Recede and Concur. All those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 277

YEA - Ahearne, Aikman, Ault, Bailey, Bigl, Birney, Buck, Cameron, Campbell, Carleton, Chick, Chizmar, Cross, Daggett, Damren, Desmond, Donnelly, Dore, Dunn, Farnum, Gamache, Gerry, Gieringer, Gooley, Greenlaw, Guerrette, Hartnett, Jacques, Johnson, Jones, S.; Joy, Joyce, Joyner, Labrecque, Lane, Layton, Libby JD; Libby JL; Lindahl, Lumbra, Madore, Marvin, Mayo, McAlevey, McElroy, Mitchell EH; Murphy, Nadeau, Nass, O'Gara, O'Neal, Ott, Paul, Peavey, Pendleton, Perkins, Pinkham, Plowman, Reed, G.; Reed, W.; Rice, Robichaud, Rosebush, Savage, Saxl, M.; Simoneau, Spear, Stedman, Stone, Strout, Taylor, Thompson, True, Tufts, Tuttle, Underwood, Vigue, Waterhouse, Wheeler, Whitcomb, Winsor.

NAY - Adams, Benedikt, Berry, Bouffard, Brennan, Bunker, Chartrand, Davidson, Etnier, Fisher, Fitzpatrick, Gates, Green, Heeschen, Jones, K.; Kilkelly, Kontos, Povich, Rowe, Samson, Saxl, J.; Shiah, Townsend, Treat, Tripp, Watson.

ABSENT - Barth, Chase, Clark, Cloutier, Clukey, Dexter, DiPietro, Driscoll, Gould, Hatch, Heino, Hichborn, Joseph, Keane, Kerr, Kneeland, LaFountain, Lemaire, Lemke, Lemont, Look, Lovett, Luther, Marshall, Martin, Meres, Mitchell JE; Morrison, Nickerson, Poirier, Poulin, Pouliot, Richardson, Ricker, Rotondi, Sirois, Stevens, Truman, Tyler, Volenik, Winglass, Winn, Yackobitz, The Speaker.

Yes, 81; No, 26; Absent, 44; Excused, 0.

81 having voted in the affirmative and 26 voted in the negative, with 44 being absent, the motion to Recede and Concur was accepted. Ordered sent forthwith.

By unanimous consent, in the absence of a printed supplement, the Clerk read the bill in its entirety.

ENACTOR

An Act to Appropriate Funds for the Expansion and Renovation of the Norway Armory (H.P. 270) (L.D. 372) (C. "A" H-24; S. "C" S-402)

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

COMMUNICATIONS

The following Communication: (H.C. 258)

STATE OF MAINE

ONE HUNDRED AND SEVENTEENTH LEGISLATURE

**COMMITTEE ON NATURAL RESOURCES
REVISED**

June 30, 1995

The Honorable Jeffrey H. Butland
President of the Senate
The Honorable Dan A. Gwadosky
Speaker of the House
117th Maine Legislature
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

We are pleased to report that all business which was placed before the Committee on Natural Resources during the First Regular Session of the 117th Legislature has been completed. The breakdown of bills before our committee follows:

Unanimous Reports	71
Ought to Pass	1
Ought to Pass as Amended	33
Ought Not to Pass	37

Divided Reports	16
Carry Over	3

Total number of bills	90
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Respectfully submitted,

S/Willis A. Lord	S/Richard A. Gould
Senate Chair	House Chair
Was read and ordered placed on file.	

The following Communication: (H.C. 259)

**STATE OF MAINE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT
REVISED**

June 30, 1995

The Honorable Jeffrey H. Butland
President of the Senate
The Honorable Dan A. Gwadosky
Speaker of the House
117th Maine Legislature
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

We are pleased to report that all business which was placed before the Committee on State and Local Government during the First Regular Session of the 117th Legislature has been completed. The breakdown of bills before our committee follows:

Unanimous Reports	85
Ought to Pass	13
Ought to Pass as Amended	25
Ought Not to Pass	45
Re-referred	2

Divided Reports	31
Carry Over	6

Pursuant to Joint Order	6
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Total number of bills	128
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Respectfully submitted,

S/Jane A. Amero	S/Beverly C. Daggett
Senate Chair	House Chair
Was read and ordered placed on file.	

ORDERS

On motion of Representative HICHBORN of Lagrange, the following Order: (H.O. 32)

ORDERED, that Representative Herbert Adams of Portland be excused May 16 to June 5 for personal reasons and June 16 for health reasons.

Was read and passed.

At this point, a message came from the Senate borne by Senator AMERO of Cumberland informing the House that the Senate had transacted all business before it and was ready to adjourn without day.

The Speaker appointed Representative JACQUES of Waterville on the part of the House to inform the Senate that the House had transacted all business before it and was ready to adjourn without day.

Subsequently, Representative JACQUES reported that he had delivered the message with which he was charged.

The Chair appointed the following members on the part of the House to wait upon his Excellency, Governor Angus S. King, Jr., and inform him that the House had transacted all business before it and was ready to receive any communication that he may be pleased to make.

Representative TOWNSEND of Portland
Representative AIKMAN of Poland
Representative DONNELLY of Presque Isle
Representative AULT of Wayne
Representative SIMONEAU of Thomaston
Representative GAMACHE of Lewiston
Representative JACQUES of Waterville
Representative MITCHELL of Vassalboro
Representative OTT of York
Representative WHITCOMB of Waldo
Representative CARLETON of Wells

Subsequently, the Committee reported that they had delivered the message with which they were charged.

The SPEAKER: The Chair recognizes the Governor of the State of Maine, the Honorable Angus S. King, Jr.

The GOVERNOR: You know it is getting late and it's been a long session when earlier this evening, they were watching a Red Socks game downstairs and I asked Sue how it was going and she said, "The Socks are down by one vote."

Before I conclude, I want to acknowledge in the back of the hall, Kay Rand, Sue Bell and Greg Nadeau, who are my able helpers and I'm sure you have gotten to know them well. I think they have done a superb job.

When I came here and addressed this body, at the very beginning of the session, I think it was in several informal caucuses, I said I didn't know the rules. I said that was the good news and the bad news. It was both the good news and the bad news. I've learned some of the rules and some of the rules I've learned, I think are very valuable. I've learned that courtesy is returned with courtesy, that respect begets respect, that if I listen every now and again I might learn something. I learned you have to know when to hold them and know when to fold them. But I also learned the power of working with people and reasoning together.

This has been an historic session of this legislature. There have been difficult issues dealt with, completed, and passed that have been wrestled with for years. Welfare reform, education funding, lobsters, line-item veto, and yes, we did, in fact,

restore the loon-plate money, but I think as important for the people of Maine as all of these bills and all of the legislation is that we managed to do it while maintaining a civil tone. We've restored a tone of civility and mutual respect that, I think, will spill out from these halls and across the State of Maine over the next six months. I want to compliment you on your accomplishments. There were bills passed that I supported. There were bills that were passed that I opposed, but the accomplishments are yours and this has been one of the most productive sessions in the recent history of the Maine Legislature, without a doubt.

Finally, on a very personal note, I want to thank you. I believe at the beginning of the session, the Speaker told me that there were some 75 or 76 new members in this body and I, myself, was a new member. I want to thank you, from the bottom of my heart, for the most exciting, the most challenging, sometimes the most difficult, but ultimately the most rewarding six months of my life. I salute you for your accomplishments and thank you on behalf of all the people of Maine. Thank you.

On motion of Representative GAMACHE of Lewiston, the House Adjourned Without Day at 11:59 p.m., June 30, 1995.