

MAINE STATE LEGISLATURE

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House Legislative Record
of the
One Hundred and Eighteenth Legislature
of the
State of Maine

Volume I

First Regular Session

December 4, 1996 - March 27, 1997

First Special Session

March 27, 1997 - May 15, 1997

ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION
10th Legislative Day
Tuesday, February 4, 1997

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

Prayer by Father Donald Fowler, Episcopal Priest (Retired), Readfield.

Pledge of Allegiance.

Doctor of the day, Pamela J. Wansker, D.O., Falmouth.

The Journal of Thursday, January 30, 1997 was read and approved.

At this point the Speaker recognized the Representative from Oakland, Representative POULIN, who was added to the quorum call of the 118th Legislature. Representative POULIN's seating was effective upon taking the oath of office from Chief Justice Wathen on Monday, January 27, 1997.

The Speaker assigned Representative POULIN of Oakland to Seat 111.

SENATE PAPERS

Bill "An Act to Deter Automobile Owners from Cancelling their Insurance and to Require Notification of Cancellation" (S.P. 194) (L.D. 622)

Came from the Senate, referred to the Committee on **Banking and Insurance** and Ordered Printed.

(The Committee on Reference of Bills had suggested reference to the Committee on **Transportation**.)

Was referred to the Committee **Banking and Insurance** on in concurrence.

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Ensure the Rights of Parents to Direct the Upbringing and Education of Their Children (H.P. 341) (L.D. 463) which was referred to the Committee on **State and Local Government** in the House on January 23, 1997.

Came from the Senate referred to the Committee on **Education and Cultural Affairs** in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Affirm the Rights to Private Property (H.P. 352) (L.D. 475) which was referred to the Committee on **State and Local Government** in the House on January 28, 1997.

Came from the Senate referred to the Committee on **Judiciary** in non-concurrence.

The House voted to Recede and Concur.

Non-Concurrent Matter

Bill "An Act to Make Appeals to the Law Court From Revocation of Probation Proceedings Conditional and to Clarify the Matter of Bail Pending Final Disposition of a Motion for Revocation of Probation" (H.P. 397) (L.D. 542) which was referred to the Committee on **Judiciary** in the House on January 28, 1997.

Came from the Senate referred to the Committee on **Criminal Justice** in non-concurrence.

The House voted to Recede and Concur.

COMMUNICATIONS

The following Communication: (S.P. 202)

118th Maine Legislature

January 29, 1997

Senator John Jenkins

Representative Marc Vigue

Chairpersons

Joint Standing Committee on Business and Economic Development

118th Legislature

Augusta, Maine 04333

Dear Senator Jenkins and Representative Vigue:

Please be advised that Governor Angus S. King, Jr. has nominated Dennis P. King for appointment as a member of the Maine State Housing Authority, pursuant to Title 30A, Section 4723.

This nomination will require review by the Joint Standing Committee on Business and Economic Development and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence

President of the Senate

S/Elizabeth H. Mitchell

Speaker of the House

Came from the Senate, read and referred to the Committee on **Business and Economic Development**.

Was read and referred to the Committee on **Business and Economic Development** in concurrence.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

The following Bills and Resolves were received and upon the recommendation of the Committee on Reference of Bills were referred to the following Committees, Ordered Printed and Sent up for Concurrence:

Agriculture, Conservation and Forestry

Bill "An Act to Clarify the Sanctions for Violating Laws Relating to Animal Pulling Events" (H.P. 500) (L.D. 691) (Presented by Representative CHICK of Lebanon) (Cosponsored by Senator KILKELLY of Lincoln and Representatives: BUNKER of Kossuth Township, CROSS of Dover-Foxcroft, DUNLAP of Old Town, FULLER of Manchester, PAUL of Sanford, SPEAR of Nobleboro, TRUE of Fryeburg, VIGUE of Winslow) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 204.)

Bill "An Act to Require That Dogs Be Kept on Leashes" (H.P. 507) (L.D. 698) (Presented by Representative GAGNE of Buckfield) (Cosponsored by Representative: BAKER of Dixfield)

Appropriations and Financial Affairs

Bill "An Act to Make Allocations from the Public Utilities Commission Regulatory Fund and the Public Utilities Commission Reimbursement Fund for the Fiscal Years Ending June 30, 1998 and June 30, 1999" (EMERGENCY) (H.P. 537) (L.D. 728) (Presented by Representative KERR of Old Orchard

Beach) (Cosponsored by Senator MICHAUD of Penobscot) (Governor's Bill)

Bill "An Act to Make Allocations for the Administrative Expenses of the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations, for the Fiscal Years Ending June 30, 1998 and June 30, 1999" (EMERGENCY) (H.P. 543) (L.D. 734) (Presented by Representative KERR of Old Orchard Beach) (Cosponsored by Senator MICHAUD of Penobscot) (Governor's Bill)

Bill "An Act Making Allocations Relating to Federal Block Grants for the Expenditures of State Government for the Fiscal Years Ending June 30, 1998, and June 30, 1999" (EMERGENCY) (H.P. 567) (L.D. 758) (Presented by Representative KERR of Old Orchard Beach) (Cosponsored by Senator MICHAUD of Penobscot) (Governor's Bill)

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 to Aid in the Construction of the Edmund S. Muskie School of Public Service on the Campus of the University of Southern Maine" (H.P. 600) (L.D. 791) (Presented by Speaker MITCHELL of Vassalboro) (Cosponsored by President LAWRENCE of York and Representatives: KERR of Old Orchard Beach, KONTOS of Windham, SAXL of Portland, TOWNSEND of Portland, Senators: BENNETT of Oxford, MICHAUD of Penobscot, PINGREE of Knox, RAND of Cumberland)

Banking and Insurance

Bill "An Act Amending the Maine Consumer Credit Code" (H.P. 519) (L.D. 710) (Presented by Representative MAYO of Bath) (Cosponsored by Senator CAREY of Kennebec and Representatives: DAVIDSON of Brunswick, O'NEIL of Saco, WINN of Glenburn, Senators: HARRIMAN of Cumberland, MURRAY of Penobscot)

Bill "An Act to Require Certain Information on Insurance Bills" (H.P. 525) (L.D. 716) (Presented by Representative SKOGLUND of St. George) (Cosponsored by Representatives: DESMOND of Mapleton, SAXL of Portland, SIROIS of Caribou, VOLENIK of Brooklin, Senator: KILKELLY of Lincoln)

Bill "An Act to Amend the Maine Consumer Credit Code" (H.P. 554) (L.D. 745) (Presented by Representative MAYO of Bath) (Cosponsored by Senator ABROMSON of Cumberland and Representatives: CROSS of Dover-Foxcroft, McALEVEY of Waterboro, McELROY of Unity, PERRY of Bangor, SPEAR of Nobleboro)

Bill "An Act to Provide Options under Managed Care Plans for Counseling by a Primary Care Physician" (H.P. 575) (L.D. 766) (Presented by Representative CHARTRAND of Rockland) (Cosponsored by Senator KILKELLY of Lincoln and Representatives: GREEN of Monmouth, McALEVEY of Waterboro, MITCHELL of Portland, PERKINS of Penobscot, PIEH of Bremen, SKOGLUND of St. George, TRIPP of Topsham, Senator: TREAT of Kennebec)

Bill "An Act to Require Certain Practices by Managed Care Plans" (H.P. 594) (L.D. 785) (Presented by Representative AHEARNE of Madawaska)

Business and Economic Development

Bill "An Act to Streamline the Registration Process for Drug Outlets, Manufacturers and Wholesalers" (H.P. 495) (L.D. 686) (Presented by Representative VIGUE of Winslow) (Cosponsored by Senator DAGGETT of Kennebec)

Bill "An Act to Require Notification of Changes in Product Lines from Beverage Distributors to Redemption Centers and to

Clarify Beverage Distributors' Obligation to Pick Up Containers" (H.P. 496) (L.D. 687) (Presented by Representative SNOWE-MELLO of Poland) (Cosponsored by Representatives: BOLDUC of Auburn, FOSTER of Gray, MacDOUGALL of North Berwick, O'BRIEN of Augusta)

Bill "An Act to Require That Safety Features Be Added to Hot Water Heaters and Furnaces Powered by Natural Gas" (H.P. 499) (L.D. 690) (Presented by Representative PLOWMAN of Hampden) (Cosponsored by Representatives: CAMPBELL of Holden, LOVETT of Scarborough, MADORE of Augusta)

Bill "An Act to Define the Term 'Occupational Therapy Practitioner' in the Laws Regulating Professions and Occupations" (H.P. 518) (L.D. 709) (Presented by Representative FULLER of Manchester) (Cosponsored by Representatives: GREEN of Monmouth, LOVETT of Scarborough, TOWNSEND of Portland, Senators: HARRIMAN of Cumberland, RAND of Cumberland)

Bill "An Act to Amend the Maine Pharmacy Act" (H.P. 538) (L.D. 729) (Presented by Representative BRUNO of Raymond) (Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.)

Bill "An Act to Create an Apprentice Registration Category and to Exempt Certain Persons from Licensure under the Propane and Natural Gas Act" (H.P. 546) (L.D. 737) (Presented by Representative FARNSWORTH of Portland) (Cosponsored by Representatives: SHANNON of Lewiston, WRIGHT of Berwick) (Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.)

Bill "An Act to Clarify the Right of a Real Estate Broker to a Lien on Land, Improvements or Structures" (H.P. 577) (L.D. 768) (Presented by Representative DEXTER of Kingfield) (Cosponsored by Representatives: CAMPBELL of Holden, USHER of Westbrook, VIGUE of Winslow)

Criminal Justice

Bill "An Act Requiring State Reimbursement for Certain Services Provided by Counties" (H.P. 534) (L.D. 725) (Presented by Representative SKOGLUND of St. George) (Cosponsored by Representatives: CHARTRAND of Rockland, PIEH of Bremen, SAVAGE of Union, VOLENIK of Brooklin)

Bill "An Act to Allow Police to Take Intoxicated Persons into Custody" (H.P. 562) (L.D. 753) (Presented by Representative LEMKE of Westbrook) (Cosponsored by Representatives: McALEVEY of Waterboro, USHER of Westbrook, WHEELER of Bridgewater)

Bill "An Act to Increase Penalties for Subsequent Violations of the Laws Prohibiting Indecent Conduct" (H.P. 569) (L.D. 760) (Presented by Representative WHEELER of Bridgewater) (Cosponsored by Representatives: JONES of Greenville, JOY of Crystal, O'NEAL of Limestone)

Bill "An Act to Provide Services for Children in Need of Supervision" (H.P. 596) (L.D. 787) (Presented by Representative BRENNAN of Portland) (Cosponsored by Senator DAGGETT of Kennebec and Representatives: FARNSWORTH of Portland, KANE of Saco)

The Committee on **Criminal Justice** was suggested.

On motion of Representative POVICH of Ellsworth, tabled pending reference and later today assigned.

Education and Cultural Affairs

Bill "An Act to Organize Schools in the Unorganized Territory as a Single School Administrative Unit" (H.P. 493) (L.D. 684) (Presented by Representative McELROY of Unity) (Cosponsored by Senator SMALL of Sagadahoc and Representatives: BARTH of Bethel, BRENNAN of Portland, BUCK of Yarmouth, KNEELAND of Easton, TRUE of Fryeburg)

Bill "An Act to Limit Reimbursement for Administrative Expenses Based on the Size of a Local Educational Unit" (H.P. 494) (L.D. 685) (Presented by Representative McELROY of Unity) (Cosponsored by Representatives: BARTH of Bethel, BIGL of Bucksport, BRENNAN of Portland, BUCK of Yarmouth)

Bill "An Act to Repeal the Guiding Principles of the Learning Results System" (H.P. 503) (L.D. 694) (Presented by Representative LEMKE of Westbrook) (Cosponsored by Senator HALL of Piscataquis and Representatives: AHEARNE of Madawaska, GERRY of Auburn, GOODWIN of Pembroke, LANE of Enfield, O'NEAL of Limestone, SKOGLUND of St. George, TUTTLE of Sanford, WATERHOUSE of Bridgton)

Bill "An Act to Give Municipal Officials Oversight of School Administrative District Budgets" (H.P. 506) (L.D. 697) (Presented by Representative PLOWMAN of Hampden)

Bill "An Act to Amend the Laws Regarding the Approval Process of Budgets of School Administrative Districts" (H.P. 514) (L.D. 705) (Presented by Representative MACK of Standish) (Cosponsored by Senator HALL of Piscataquis and Representatives: BARTH of Bethel, BROOKS of Winterport, JOY of Crystal, KASPRZAK of Newport, LANE of Enfield, PINKHAM of Lamoine, SNOWE-MELLO of Poland, UNDERWOOD of Oxford)

Bill "An Act to Prohibit the Hiring of Tutors in Lieu of Employing Education Technicians" (H.P. 523) (L.D. 714) (Presented by Representative LEMAIRE of Lewiston) (Cosponsored by Representatives: GAGNE of Buckfield, GREEN of Monmouth, HATCH of Skowhegan, VOLENIK of Brooklin, Senators: CLEVELAND of Androscoggin, RAND of Cumberland)

Bill "An Act to Reduce School Truancy" (H.P. 530) (L.D. 721) (Presented by Representative WATSON of Farmingdale) (Cosponsored by Senator LIBBY of York and Representatives: BAKER of Bangor, BULL of Freeport, McELROY of Unity, McKEE of Wayne, O'NEIL of Saco, SHIAH of Bowdoinham, WHEELER of Eliot, Senator: SMALL of Sagadahoc)

Resolve, to Establish a Tuition Rate for the Town of Dennysville (EMERGENCY) (H.P. 510) (L.D. 701) (Presented by Representative GOODWIN of Pembroke)

Resolve, to Create a Study Committee to Examine School Union Organization and Governance Issues (H.P. 563) (L.D. 754) (Presented by Representative PIEH of Bremen) (Cosponsored by Representatives: McELROY of Unity, McKEE of Wayne, RINES of Wiscasset, USHER of Westbrook, WATSON of Farmingdale, Senator: KILKELLY of Lincoln)

Health and Human Services

Bill "An Act to Exempt Veteran Residents of the Maine Veterans' Homes from the Provisions on Medical Assessment of Eligibility for Medicaid Reimbursement" (H.P. 498) (L.D. 689) (Presented by Representative PLOWMAN of Hampden) (Cosponsored by Representatives: CAMPBELL of Holden, LANE of Enfield, LOVETT of Scarborough, WINSOR of Norway)

Bill "An Act to Assist 2-parent Families in which At Least One Parent Is Incapacitated" (H.P. 505) (L.D. 696) (Presented by Representative TOWNSEND of Portland)

Bill "An Act to Establish a Residential Care Facility for Veterans in Washington County" (H.P. 532) (L.D. 723) (Presented by Representative GOODWIN of Pembroke)

(Cosponsored by Representatives: BAGLEY of Machias, BUNKER of Kossuth Township, DRISCOLL of Calais)

Bill "An Act to Require Medicaid to Pay for Intravenous Drug Therapy at Home" (H.P. 542) (L.D. 733) (Presented by Representative VIGUE of Winslow) (Cosponsored by Senator DAGGETT of Kennebec)

Bill "An Act to Require That the Department of Human Services Bring Criminal Charges Promptly against a Custodian When a Child is Removed under Court Order" (H.P. 580) (L.D. 771) (Presented by Representative JOY of Crystal) (Cosponsored by Representatives: KASPRZAK of Newport, MACK of Standish, MERES of Norridgewock, SNOWE-MELLO of Poland, WINGLASS of Auburn)

Bill "An Act to Provide Health Insurance Coverage to Children in Maine" (H.P. 599) (L.D. 790) (Presented by Representative WINN of Glenburn) (Cosponsored by Representatives: CHIZMAR of Lisbon, KONTOS of Windham, MAYO of Bath, PERRY of Bangor, Senator: CLEVELAND of Androscoggin)

Was referred jointly to the Committee on **Health and Human Services** and the Committee on **Taxation**, ordered printed and sent up for concurrence.

Inland Fisheries and Wildlife

Bill "An Act to Promote Wildlife Rehabilitation Centers" (H.P. 551) (L.D. 742) (Presented by Representative OTT of York) (Cosponsored by Representative: FISK of Falmouth)

Bill "An Act Concerning the Use of Leg Hold Traps for Coyote in the Unorganized Territory" (H.P. 555) (L.D. 746) (Presented by Representative CLARK of Millinocket) (Cosponsored by Senator KIEFFER of Aroostook and Representatives: BUNKER of Kossuth Township, GIERINGER of Portland, GOODWIN of Pembroke, LANE of Enfield, TUTTLE of Sanford, WINSOR of Norway, Senators: MICHAUD of Penobscot, RUHLIN of Penobscot)

Bill "An Act to Outlaw the Use of Eel Pots in Inland Waters" (H.P. 560) (L.D. 751) (Presented by Representative STEDMAN of Hartland)

Bill "An Act to Ensure That Permit Requirements are Met before the Sale of Live Fish or Fish Eggs" (H.P. 597) (L.D. 788) (Presented by Representative CHICK of Lebanon) (Cosponsored by Senator KILKELLY of Lincoln and Representatives: CROSS of Dover-Foxcroft, DUNLAP of Old Town, GOODWIN of Pembroke, MURPHY of Kennebunk, PAUL of Sanford, PERKINS of Penobscot, TRUE of Fryeburg, USHER of Westbrook) (Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204.)

Bill "An Act to List Specific Threatened and Endangered Species" (H.P. 598) (L.D. 789) (Presented by Representative CHICK of Lebanon) (Cosponsored by Senator KILKELLY of Lincoln and Representatives: DUNLAP of Old Town, GOODWIN of Pembroke, MADORE of Augusta, MURPHY of Kennebunk, PAUL of Sanford, SNOWE-MELLO of Poland, TRUE of Fryeburg, USHER of Westbrook) (Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204.)

Bill "An Act to Amend the Watercraft Registration Laws" (EMERGENCY) (H.P. 564) (L.D. 755) (Presented by Representative PIEH of Bremen) (Cosponsored by Representatives: LANE of Enfield, PINKHAM of Lamoine, Senators: GOLDTHWAIT of Hancock, HALL of Piscataquis, MICHAUD of Penobscot and, Senator KILKELLY of Lincoln and

Representatives: CHICK of Lebanon, DUNLAP of Old Town, KONTOS of Windham, POWERS of Rockport, RINES of Wiscasset, USHER of Westbrook, Senator PINGREE of Knox)

Committee on **Inland Fisheries and Wildlife** suggested.

On motion of Representative PAUL of Sanford, tabled pending reference and specially assigned for Thursday, February 6, 1997.

Judiciary

Bill "An Act to Amend Procedures Relating to Extradition Proceedings" (H.P. 502) (L.D. 693) (Presented by Representative THOMPSON of Naples) (Submitted by the Judicial Department pursuant to Joint Rule 204.)

Bill "An Act to Clarify the General Powers of Attorney" (H.P. 508) (L.D. 699) (Presented by Representative CAMPBELL of Holden) (Cosponsored by Representatives: JABAR of Waterville, OTT of York)

Bill "An Act to Expand the Methods of Service of Disclosure Subpoenas" (H.P. 526) (L.D. 717) (Presented by Representative FISK of Falmouth) (By Request)

Bill "An Act to Limit Adverse Possession" (H.P. 539) (L.D. 730) (Presented by Representative SKOGLUND of St. George) (Cosponsored by Representatives: CHARTRAND of Rockland, DESMOND of Mapleton, SIROIS of Caribou, Senators: DAGGETT of Kennebec, KILKELLY of Lincoln)

Bill "An Act to Amend the Laws of Murder and Manslaughter to Include the Death of a Fetus" (H.P. 541) (L.D. 732) (Presented by Representative KASPRZAK of Newport) (Cosponsored by Senator CAREY of Kennebec and Representatives: AHEARNE of Madawaska, BRAGDON of Bangor, LANE of Enfield, MACK of Standish, VIGUE of Winslow, WATERHOUSE of Bridgton)

Bill "An Act to Require Child Support for Juveniles in the Custody of the Department of Corrections" (H.P. 547) (L.D. 738) (Presented by Representative THOMPSON of Naples) (Cosponsored by Senator LONGLEY of Waldo and Representatives: BUCK of Yarmouth, KERR of Old Orchard Beach, MAYO of Bath, MITCHELL of Portland, O'NEIL of Saco, PEAVEY of Woolwich, WINGLASS of Auburn, Senator: BENNETT of Oxford)

Bill "An Act to Amend the Maine Tort Claims Act to Specifically Include Members of the Maine State Retirement System Medical Boards and Other Designated Physicians in the Definition of Employee" (H.P. 548) (L.D. 739) (Presented by Representative HATCH of Skowhegan) (Cosponsored by Senator CATHCART of Penobscot and Representatives: JOY of Crystal, SAMSON of Jay) (Submitted by the Maine State Retirement System pursuant to Joint Rule 204.)

Bill "An Act to Amend the Procedure for Foreclosure by Publication" (H.P. 572) (L.D. 763) (Presented by Representative LaVERDIERE of Wilton)

Bill "An Act to Limit Landowner Liability for Injuries to Independent Contractors Engaged in Harvesting Activities" (H.P. 578) (L.D. 769) (Presented by Representative WATERHOUSE of Bridgton) (Cosponsored by Senator CAREY of Kennebec and Representatives: CAMERON of Rumford, MARVIN of Cape Elizabeth)

Labor

Bill "An Act to Increase the Penalties for Violations of State Wage and Hour Laws" (H.P. 492) (L.D. 683) (Presented by Representative HATCH of Skowhegan) (Cosponsored by Representatives: BUNKER of Kossuth Township, KONTOS of

Windham, PAUL of Sanford, SAXL of Portland, TRIPP of Topsham, TUTTLE of Sanford)

Bill "An Act to Increase Maine's Minimum Wage" (H.P. 497) (L.D. 688) (Presented by Representative VOLLENIK of Brooklin) (Cosponsored by Senator RAND of Cumberland and Representatives: CHARTRAND of Rockland, GAGNE of Buckfield, HATCH of Skowhegan, LEMAIRE of Lewiston, POVICH of Ellsworth, SAMSON of Jay, SAXL of Portland, Senator: CATHCART of Penobscot)

Bill "An Act to Include in the Legislative and Judicial Retirement Systems the Same Provisions for Post-retirement Divorce That Are in the Maine State Retirement System" (H.P. 561) (L.D. 752) (Presented by Representative HATCH of Skowhegan) (Cosponsored by Senator CATHCART of Penobscot and Representatives: JOY of Crystal, SAMSON of Jay) (Submitted by the Maine State Retirement System pursuant to Joint Rule 204.)

Bill "An Act to Continue the Participating Local District Consolidated Plan Advisory Committee" (EMERGENCY) (H.P. 565) (L.D. 756) (Presented by Representative HATCH of Skowhegan) (Cosponsored by Senator CATHCART of Penobscot and Representatives: JOY of Crystal, SAMSON of Jay) (Submitted by the Maine State Retirement System pursuant to Joint Rule 204.)

Bill "An Act to Prohibit the Use of Polygraph Tests by Employers in the Hiring Process" (H.P. 574) (L.D. 765) (Presented by Representative MUSE of South Portland) (Cosponsored by Representatives: JONES of Bar Harbor, O'BRIEN of Augusta, TOBIN of Dexter)

Legal and Veterans Affairs

Bill "An Act to Amend Security Deposit Provisions for Residential Rental Units" (H.P. 504) (L.D. 695) (Presented by Representative CHIZMAR of Lisbon) (Cosponsored by Senator JENKINS of Androscoggin and Representatives: BUCK of Yarmouth, LABRECQUE of Gorham, LEMONT of Kittery, TRUE of Fryeburg, TUTTLE of Sanford)

Bill "An Act to Protect Small, Independent Businesses Not Meeting Minimum Lottery Sales Requirements" (H.P. 517) (L.D. 708) (Presented by Representative FULLER of Manchester) (Cosponsored by Senator KILKELLY of Lincoln and Representatives: BUCK of Yarmouth, KERR of Old Orchard Beach, LEMAIRE of Lewiston, MITCHELL of Vassalboro, O'NEAL of Limestone, Senators: BENNETT of Oxford, TREAT of Kennebec)

Bill "An Act to Provide Certain Renters with the Status of Tenant at Will" (H.P. 528) (L.D. 719) (Presented by Representative JONES of Bar Harbor)

Bill "An Act to Aid Municipalities by Eliminating Same Day Registration" (H.P. 540) (L.D. 731) (Presented by Representative LANE of Enfield) (Cosponsored by Senator KIEFFER of Aroostook and Representatives: CAMPBELL of Holden, JOY of Crystal, KASPRZAK of Newport, LABRECQUE of Gorham, MERES of Norridgewock, MURPHY of Kennebunk, PLOWMAN of Hampden, UNDERWOOD of Oxford)

Bill "An Act to Permit the Temporary Removal of Gravestones from Cemeteries for the Purpose of Repair" (H.P. 549) (L.D. 740) (Presented by Representative LAYTON of Cherryfield) (Cosponsored by Senator: CASSIDY of Washington)

Bill "An Act to Ensure the Availability of Expertise on Dam Safety" (H.P. 591) (L.D. 782) (Presented by Representative NASS of Acton) (Cosponsored by Senator: LIBBY of York)

Resolve, to Create a Voluntary Commission to Study the Integrity of Political Advertisements and Their Effect on the

Voters (H.P. 587) (L.D. 778) (Presented by Representative LANE of Enfield) (Cosponsored by Senator KIEFFER of Aroostook and Representatives: CAMPBELL of Holden, DONNELLY of Presque Isle, GERRY of Auburn, JOY of Crystal, MacDOUGALL of North Berwick, MACK of Standish, MERES of Norridgewock, NASS of Acton)

Marine Resources

Bill "An Act Concerning the Importation of Marine Organisms That May Be Dangerous to Indigenous Marine Life or Its Environment" (H.P. 501) (L.D. 692) (Presented by Representative ETNIER of Harpswell) (Cosponsored by Senator MacKINNON of York and Representatives: HONEY of Boothbay, PINKHAM of Lamoine) (Submitted by the Department of Marine Resources pursuant to Joint Rule 204.)

Bill "An Act to Amend the Laws Regarding Scallop Harvesting" (EMERGENCY) (H.P. 531) (L.D. 722) (Presented by Representative GOODWIN of Pembroke) (Cosponsored by Representatives: BAGLEY of Machias, BUNKER of Kossuth Township, DRISCOLL of Calais, PINKHAM of Lamoine)

Bill "An Act to Change the Membership of the Lobster Advisory Council" (H.P. 536) (L.D. 727) (Presented by Representative ETNIER of Harpswell) (Cosponsored by Representatives: HONEY of Boothbay, VOLENIK of Brooklin) (Submitted by the Department of Marine Resources pursuant to Joint Rule 204.)

Bill "An Act to Repeal the Lobster Promotion Council" (H.P. 550) (L.D. 741) (Presented by Representative LAYTON of Cherryfield) (Cosponsored by Representative: PINKHAM of Lamoine)

Bill "An Act Concerning Regulatory Authority to Protect Certain Marine Organisms" (EMERGENCY) (H.P. 573) (L.D. 764) (Presented by Representative ETNIER of Harpswell) (Cosponsored by Senator GOLDTHWAIT of Hancock)

Bill "An Act to Study a Marine Ecological Reserves Designation in State Coastal Waters" (H.P. 582) (L.D. 773) (Presented by Representative CHARTRAND of Rockland) (By Request) (Cosponsored by Senator LaFOUNTAIN of York and Representatives: QUINT of Portland, SHIAH of Bowdoinham, SKOGLUND of St. George)

Bill "An Act Concerning Applied Aquaculture Research in the Coastal Waters of the State" (H.P. 584) (L.D. 775) (Presented by Representative HONEY of Boothbay) (Cosponsored by Representatives: GOODWIN of Pembroke, LAYTON of Cherryfield, PINKHAM of Lamoine)

Bill "An Act to Increase the Department of Marine Resources' Involvement in Dredge Permitting" (H.P. 595) (L.D. 786) (Presented by Representative ETNIER of Harpswell) (Cosponsored by Senator BUTLAND of Cumberland and Representative: LEMONT of Kittery, Senator: SMALL of Sagadahoc)

Natural Resources

Bill "An Act to Prohibit Residential Burning of Domestic, Household Trash" (H.P. 557) (L.D. 748) (Presented by Representative BULL of Freeport) (Cosponsored by Representative: JONES of Greenville)

Bill "An Act to Clarify Sanitary District and Sewer District Authority to Adopt Impact Fees" (H.P. 576) (L.D. 767) (Presented by Representative DEXTER of Kingfield)

Bill "An Act to Exempt Permitted Auto Recyclers from the Solid Waste Management Rules" (H.P. 585) (L.D. 776) (Presented by Representative MERES of Norridgewock)

(Cosponsored by Representatives: BERRY of Belmont, DEXTER of Kingfield, POULIN of Oakland, WATERHOUSE of Bridgton, Senator: BUTLAND of Cumberland)

State and Local Government

Bill "An Act to Amend the Penobscot County Budget Committee Process" (H.P. 511) (L.D. 702) (Presented by Representative SAXL of Bangor) (Cosponsored by Senator CATHCART of Penobscot and Representatives: BAKER of Bangor, BRAGDON of Bangor, CLARK of Millinocket, CROSS of Dover-Foxcroft, DUNLAP of Old Town, FISHER of Brewer, WINN of Glenburn, Senator: MURRAY of Penobscot)

Bill "An Act to Amend the Washington County Budget Advisory Committee" (H.P. 515) (L.D. 706) (Presented by Representative GOODWIN of Pembroke) (Cosponsored by Representatives: BAGLEY of Machias, BUNKER of Kossuth Township, DRISCOLL of Calais, Senator: CASSIDY of Washington)

Bill "An Act to Amend the Laws Regarding Confidentiality of Library Records" (H.P. 529) (L.D. 720) (Presented by Representative WATSON of Farmingdale) (Cosponsored by Senator TREAT of Kennebec and Representatives: BAKER of Bangor, O'NEIL of Saco, PIEH of Bremen, POWERS of Rockport, RICHARD of Madison, SHIAH of Bowdoinham)

Bill "An Act to Provide Legislators with the Same Health Benefits as State Employees" (H.P. 590) (L.D. 781) (Presented by Representative HATCH of Skowhegan) (Cosponsored by Senator CATHCART of Penobscot and Representatives: SAMSON of Jay, SAXL of Bangor)

Resolve, to Establish a Board to Review State Spending and Budget Procedures (H.P. 586) (L.D. 777) (Presented by Representative AHEARNE of Madawaska)

Bill "An Act to Change the Composition of the Loring Development Authority Board of Trustees" (H.P. 522) (L.D. 713) (Presented by Representative O'NEAL of Limestone) (Cosponsored by Representatives: AHEARNE of Madawaska, BUNKER of Kossuth Township, DESMOND of Mapleton, SIROIS of Caribou, WHEELER of Bridgewater, Senator: PARADIS of Aroostook)

Committee on **State and Local Government** suggested.

On motion of Representative AHEARNE of Madawaska, the Bill was referred to the Committee on **Business and Economic Development**, ordered printed and sent up for concurrence.

Bill "An Act to Open to Public Scrutiny the Workings of the Maine Legislature" (H.P. 527) (L.D. 718) (Presented by Representative BROOKS of Winterport) (By Request)

Committee on **State and Local Government** suggested.

On motion of Representative AHEARNE of Madawaska, the Bill was referred to the Committee on **Judiciary**, ordered printed and sent up for concurrence.

Bill "An Act to Abolish the Economic Development and Business Assistance Coordinating Council" (H.P. 545) (L.D. 736) (Presented by Representative ROWE of Portland) (Cosponsored by Representative: KONTOS of Windham, Senator: HARRIMAN of Cumberland) (Submitted by the Department of Economic and Community Development pursuant to Joint Rule 204.)

Committee on **State and Local Government** suggested.

On motion of Representative AHEARNE of Madawaska, the Bill was referred to the Committee on **Business and Economic Development**, ordered printed and sent up for concurrence.

Taxation

Bill "An Act to Establish a Flat Tax Rate for the Maine Income Tax" (H.P. 513) (L.D. 704) (Presented by Representative MACK of Standish) (Cosponsored by Senator HALL of Piscataquis and Representatives: BUCK of Yarmouth, JOY of Crystal, KASPRZAK of Newport, LANE of Enfield, PINKHAM of Lamoine, TREADWELL of Carmel, WATERHOUSE of Bridgton, Senator: MacKINNON of York)

Bill "An Act to Allow the State Tax Assessor to Waive Interest and Penalties Due to Economic Hardship and Catastrophic Health Problems" (H.P. 524) (L.D. 715) (Presented by Representative TUTTLE of Sanford) (Cosponsored by Senator RUHLIN of Penobscot and Representatives: BUCK of Yarmouth, CIANCHETTE of South Portland, GAGNON of Waterville, GREEN of Monmouth, MORGAN of South Portland, SPEAR of Nobleboro, TRIPP of Topsham, Senator: DAGGETT of Kennebec)

Bill "An Act to Exempt Farms from the Sales Tax on Electricity" (H.P. 552) (L.D. 743) (Presented by Representative SPEAR of Nobleboro) (Cosponsored by Senator LONGLEY of Waldo and Representatives: BUMPS of China, CROSS of Dover-Foxcroft, McELROY of Unity, NICKERSON of Turner, POULIN of Oakland, Senator: FERGUSON of Oxford)

Bill "An Act to Require That the State Adjust the Standard Income Tax Deduction to Coincide with Changes in the Federal Income Tax Deduction" (H.P. 553) (L.D. 744) (Presented by Representative SPEAR of Nobleboro) (Cosponsored by Senator RUHLIN of Penobscot and Representatives: BUCK of Yarmouth, LEMONT of Kittery, MAYO of Bath, VIGUE of Winslow, WINGLASS of Auburn, Senator: MacKINNON of York)

Bill "An Act to Eliminate Fraud in the Maine Residents Property Tax Program" (H.P. 558) (L.D. 749) (Presented by Representative MACK of Standish) (Cosponsored by Senator LIBBY of York and Representatives: BROOKS of Winterport, DUNLAP of Old Town, LANE of Enfield, MERES of Norridgewock, PERRY of Bangor, SIROIS of Caribou, STEDMAN of Hartland, TREADWELL of Carmel)

Bill "An Act to Allow Trade-in Credit for Lawn Tractors and Lawn Mowers" (H.P. 568) (L.D. 759) (Presented by Representative BERRY of Livermore) (Cosponsored by Representative: BERRY of Belmont)

Bill "An Act to Repeal the Reimbursement of Personal Property Taxes Paid on Business Machinery and Equipment" (H.P. 570) (L.D. 761) (Presented by Representative GOODWIN of Pembroke)

Bill "An Act to Exempt Sales of Disposable Diapers from the Sales Tax" (H.P. 571) (L.D. 762) (Presented by Representative NASS of Acton)

Bill "An Act Relating to the Application of the Real Estate Transfer Tax to Mobile Home Transfers" (H.P. 579) (L.D. 770) (Presented by Representative SAVAGE of Union) (Cosponsored by Representatives: LAYTON of Cherryfield, SPEAR of Nobleboro)

Bill "An Act to Ensure That Only Taxes That Are Paid and Not Otherwise Reimbursed Are Eligible for Reimbursement under the State's Business Property Tax Reimbursement Program" (H.P. 589) (L.D. 780) (Presented by Representative SAMSON of Jay) (Cosponsored by Senator MICHAUD of Penobscot and Representatives: BERRY of Livermore, GREEN of Monmouth, HATCH of Skowhegan, KONTOS of Windham, LEMAIRE of

Lewiston, PENDLETON of Scarborough, RINES of Wiscasset, Senator: RAND of Cumberland)

Bill "An Act Concerning Technical Changes to the Tax Laws" (EMERGENCY) (H.P. 601) (L.D. 792) (Presented by Representative TRIPP of Topsham) (Cosponsored by Representatives: DUNLAP of Old Town, GREEN of Monmouth, Senator: RUHLIN of Penobscot) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.)

Resolve, to Establish a Commission to Study the Maine Residents Property Tax and Rent Refund Program and Make it More Accessible (H.P. 588) (L.D. 779) (Presented by Representative CHARTRAND of Rockland) (Cosponsored by Senator PINGREE of Knox and Representatives: COWGER of Hallowell, DEXTER of Kingfield, POWERS of Rockport, QUINT of Portland, SHIAH of Bowdoinham, SKOGLUND of St. George, TRIPP of Topsham, VOLENIK of Brooklin)

Resolve, Directing the Bureau of Taxation to Review Organizations Receiving Tax Exemptions (H.P. 593) (L.D. 784) (Presented by Representative JOY of Crystal) (Cosponsored by Representatives: BRAGDON of Bangor, MACK of Standish, MERES of Norridgewock, SNOWE-MELLO of Poland, WATERHOUSE of Bridgton)

Transportation

Bill "An Act to Authorize the Department of Transportation to Cut Brush and Trees along a Highway at the Request of a Business" (H.P. 509) (L.D. 700) (Presented by Representative CAMPBELL of Holden) (Cosponsored by Representatives: BRAGDON of Bangor, FISHER of Brewer, JONES of Pittsfield, MAYO of Bath, PLOWMAN of Hampden, POULIN of Oakland, SAXL of Bangor)

Bill "An Act to Allow Signs to Change an Unlimited Number of Times per Day" (H.P. 512) (L.D. 703) (Presented by Representative MACK of Standish) (Cosponsored by Senator HARRIMAN of Cumberland and Representatives: CIANCHETTE of South Portland, DAVIDSON of Brunswick, DUNLAP of Old Town, LANE of Enfield, PERRY of Bangor, SIROIS of Caribou, STEDMAN of Hartland, TREADWELL of Carmel)

Bill "An Act to Require the Use of Headlights by Motor Vehicle Drivers at All Times" (H.P. 520) (L.D. 711) (Presented by Representative O'NEAL of Limestone) (Cosponsored by Representatives: AHEARNE of Madawaska, BUNKER of Kossuth Township, WHEELER of Bridgewater)

Bill "An Act to Exempt Certain Driver Education Schools from License Fees" (H.P. 521) (L.D. 712) (Presented by Representative O'NEAL of Limestone) (Cosponsored by Representatives: AHEARNE of Madawaska, BUNKER of Kossuth Township, DESMOND of Mapleton, SIROIS of Caribou, WHEELER of Bridgewater, Senators: KIEFFER of Aroostook, PARADIS of Aroostook)

Bill "An Act to Increase the Bonding Limits of the Maine Turnpike Authority" (H.P. 535) (L.D. 726) (Presented by Representative JOYCE of Biddeford)

Bill "An Act to Allow Law Enforcement Agencies to Use Red Flashing Lights on Their Vehicles" (H.P. 559) (L.D. 750) (Presented by Representative McALEVEY of Waterboro)

Bill "An Act to Create Graduated Licenses" (H.P. 566) (L.D. 757) (Presented by Representative JOYNER of Hollis) (Cosponsored by Representatives: MURPHY of Kennebunk, NICKERSON of Turner and Senator BENNETT of Oxford and Representative OTT of York)

Bill "An Act to Allow Flexible Toll Pricing on the Maine Turnpike" (H.P. 583) (L.D. 774) (Presented by Representative

CHARTRAND of Rockland) (Cosponsored by Senator TREAT of Kennebec and Representatives: BULL of Freeport, COWGER of Hallowell, O'NEIL of Saco, PERKINS of Penobscot, QUINT of Portland, SHIAH of Bowdoinham, SKOGLUND of St. George, VOLENIK of Brooklin)

Resolve, to Name a Portion of Route 26 from Newry to Upton (H.P. 556) (L.D. 747) (Presented by Representative CAMERON of Rumford) (Cosponsored by Senator FERGUSON of Oxford and Representative: BARTH of Bethel)

Resolve, Directing the Department of Transportation to Develop Guidelines for Municipal Public Works Departments (H.P. 581) (L.D. 772) (Presented by Representative WINN of Glenburn)

Utilities and Energy

Bill "An Act to Require a Percentage of Natural Gas Flowing through the State to Be Reserved for Maine Users" (H.P. 516) (L.D. 707) (Presented by Representative GOODWIN of Pembroke) (Cosponsored by Representatives: BUNKER of Kossuth Township, DRISCOLL of Calais, Senator: CASSIDY of Washington)

Bill "An Act to Amend the Charter of the Portland Water District" (EMERGENCY) (H.P. 533) (L.D. 724) (Presented by Representative TAYLOR of Cumberland) (Cosponsored by Senator BUTLAND of Cumberland and Representatives: CIANCHETTE of South Portland, GIERINGER of Portland, KONTOS of Windham, MARVIN of Cape Elizabeth, ROWE of Portland, SAXL of Portland, Senators: AMERO of Cumberland, RAND of Cumberland)

Bill "An Act to Permit the Public Utilities Commission to Suspend Rate Regulation of Certain Telephone Utilities" (H.P. 544) (L.D. 735) (Presented by Representative JONES of Bar Harbor) (Cosponsored by Senator CAREY of Kennebec and Representative: TAYLOR of Cumberland) (Submitted by the Public Utilities Commission pursuant to Joint Rule 204.)

Bill "An Act to Allow Certain Public Utilities to Extend Their Service into Areas Served by Other Public Utilities" (H.P. 592) (L.D. 783) (Presented by Representative RICHARD of Madison) (Cosponsored by Representatives: MURPHY of Kennebunk, SAMSON of Jay, Senator: PARADIS of Aroostook)

By unanimous consent, all reference matters requiring Senate concurrence, having been acted upon were ordered sent forthwith, with the exception of Bills held.

CONSENT CALENDAR

First Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the First Day:

(H.P. 12) (L.D. 8) Bill "An Act to Amend the Laws Specifying When an Indictment in a Criminal Case Is Not Required" Committee on **Judiciary** reporting "**Ought to Pass**"

(H.P. 20) (L.D. 45) Bill "An Act to Increase the Fees for Attachment of Real Estate and Personal Property" Committee on **State and Local Government** reporting "**Ought to Pass**"

There being no objections, the above items were ordered to appear on the Consent Calendar of Thursday, February 6, 1997 under the listing of Second Day.

Representative KASPRZAK of Newport moved that the House reconsider its action whereby the House Receded and

Concurred on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Ensure the Rights of Parents to Direct the Upbringing and Education of Their Children (H.P. 341) (L.D. 463).

The SPEAKER: The Chair recognizes the Representative from Newport, Representative Kasprzak.

Representative KASPRZAK: Madam Speaker, Men and Women of the House. I would ask that my bill L.D. 463 be referred to the State and Local Government Committee as originally intended and not Education and Cultural Affairs. Thank you.

Representative AHEARNE of Madawaska requested a division on the motion to reconsider.

The Chair ordered a division on the motion to reconsider.

Representative KASPRZAK of Newport requested a roll call on the motion to reconsider.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

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

ROLL CALL NO. 7

YEA - Barth, Belanger DJ, Belanger IG, Berry DP, Bigl, Bodwell, Bragdon, Brooks, Bruno, Bumps, Cameron, Campbell, Carleton, Chick, Cianchette, Clukey, Cross, Dexter, Donnelly, Fisk, Foster, Gerry, Gooley, Honey, Jones SA, Joy, Joyce, Joyner, Kasprzak, Kneeland, Labrecque, Lane, Layton, Lemke, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Marvin, Mayo, McElroy, Meres, Murphy, Nass, Nickerson, O'Brien, Peavey, Pendleton, Perkins, Perry, Pinkham RG, Pinkham WD, Plowman, Savage, Snowe-Mello, Spear, Stedman, Taylor, Tobin, Treadwell, True, Underwood, Usher, Vedral, Waterhouse, Wheeler EM, Winglass, Winsor.

NAY - Ahearne, Bagley, Baker CL, Baker JL, Berry RL, Bolduc, Bouffard, Brennan, Bull, Bunker, Chizmar, Clark, Colwell, Cowger, Desmond, Driscoll, Dunlap, Etnier, Farnsworth, Fisher, Frechette, Gagne, Gagnon, Gamache, Goodwin, Green, Hatch, Jabar, Jones KW, Jones SL, Kane, Kerr, Kontos, LaVerdiere, Lemaire, Mailhot, McKee, Mitchell JE, Muse, O'Neal, O'Neil, Paul, Pieh, Poulin, Povich, Powers, Quint, Richard, Rines, Rowe, Samson, Sanborn, Saxl JW, Saxl MV, Shannon, Shiah, Sirois, Skoglund, Stanley, Stevens, Tessier, Thompson, Townsend, Tripp, Tuttle, Vigue, Volenik, Watson, Wheeler GJ, Winn, Wright, Madam Speaker.

ABSENT - Buck, Chartrand, Davidson, Dutremble, Fuller, Gieringer, McAlevey, Morgan, Ott.

Yes, 70; No, 72; Absent, 9; Excused, 0.

70 having voted in the affirmative and 72 voted in the negative, with 9 being absent, the motion to reconsider was not accepted.

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

SENATE PAPERS

Bill "An Act to Prohibit the Docking of a Cow's Tail" (S.P. 231) (L.D. 800)

Came from the Senate, referred to the Committee on **Agriculture, Conservation and Forestry** and Ordered Printed.

Was referred to the Committee on **Agriculture, Conservation and Forestry** in concurrence.

Bill "An Act to Promote Economic Development through Research" (S.P. 215) (L.D. 674)

Came from the Senate, referred to the Committee on **Appropriations and Financial Affairs** and Ordered Printed.

Was referred to the Committee on **Appropriations and Financial Affairs** in concurrence.

Bill "An Act to Amend the Laws Pertaining to Motor Vehicle Financial Responsibility and Insurance" (S.P. 209) (L.D. 668)

Bill "An Act to Make Health Care More Affordable to Small Businesses" (EMERGENCY) (S.P. 217) (L.D. 676)

Bill "An Act to Increase Access to Affordable Health Insurance for Citizens of Maine" (S.P. 222) (L.D. 681)

Bill "An Act to Include Health Maintenance Organizations in the Bureau of Insurance's Regulatory Assessment" (S.P. 237) (L.D. 806)

Bill "An Act to Amend the Laws Governing Banking Institutions" (S.P. 239) (L.D. 808)

Came from the Senate, referred to the Committee on **Banking and Insurance** and Ordered Printed.

Were referred to the Committee on **Banking and Insurance** in concurrence.

Bill "An Act to Amend the Laws Relating to Auctioneers" (S.P. 219) (L.D. 678)

Came from the Senate, referred to the Committee on **Business and Economic Development** and Ordered Printed.

Was referred to the Committee on **Business and Economic Development** in concurrence.

Resolve, to Create the Juvenile Crime Task Force to Develop a Continuum of Services for Juveniles (EMERGENCY) (S.P. 235) (L.D. 804)

Came from the Senate, referred to the Committee on **Criminal Justice** and Ordered Printed.

Was referred to the Committee on **Criminal Justice** in concurrence.

Bill "An Act to Require that Medication in Schools be Administered by Licensed Personnel" (S.P. 224) (L.D. 793)

Bill "An Act to Strengthen the Complaint Investigation Process Regarding Students with Disabilities" (S.P. 232) (L.D. 801)

Came from the Senate, referred to the Committee on **Education and Cultural Affairs** and Ordered Printed.

Were referred to the Committee on **Education and Cultural Affairs** in concurrence.

Bill "An Act to Clarify Liability Coverage" (S.P. 233) (L.D. 802)

Came from the Senate, referred to the Committee on **Health and Human Services** and Ordered Printed.

Was referred to the Committee on **Health and Human Services** in concurrence.

Bill "An Act to Expand Asset Forfeiture Provisions" (S.P. 226) (L.D. 795)

Came from the Senate, referred to the Committee on **Judiciary** and Ordered Printed.

(The Committee on Reference of Bills had suggested reference to the Committee on **Criminal Justice**)

Was referred to the Committee on **Judiciary** in concurrence.

Bill "An Act to Protect the Rights of Children Who Have Been Victims of Sexual Abuse by a Juvenile" (S.P. 234) (L.D. 803)

Came from the Senate, referred to the Committee on **Criminal Justice** and Ordered Printed.

(The Committee on Reference of Bills had suggested reference to the Committee on **Judiciary**)

Was referred to the Committee on **Criminal Justice** in concurrence.

Bill "An Act to Protect the Department of Inland Fisheries and Wildlife from Unfunded Mandates" (S.P. 229) (L.D. 798)

Bill "An Act to Limit the Type of Hunting Equipment Used by Hunters Who Have Already Tagged a Deer" (S.P. 230) (L.D. 799)

Came from the Senate, referred to the Committee on **Inland Fisheries and Wildlife** and Ordered Printed.

Were referred to the Committee on **Inland Fisheries and Wildlife** in concurrence.

Bill "An Act Relating to Value of Property Held by Portland Yacht Club" (S.P. 210) (L.D. 669)

Came from the Senate, referred to the Committee on **Judiciary** and Ordered Printed.

(The Committee on Reference of Bills had suggested reference to the Committee on **Legal and Veterans Affairs**)

Was referred to the Committee on **Judiciary** in concurrence.

Bill "An Act Regarding the Penalty for Failure to Allow a Terminated Employee to Review Certain Files" (S.P. 218) (L.D. 677)

Came from the Senate, referred to the Committee on **Labor** and Ordered Printed.

Was referred to the Committee on **Labor** in concurrence.

Bill "An Act to Prohibit the State Auditor and Constitutional Officers from Engaging in Political Fund-raising Activities" (S.P. 213) (L.D. 672)

Came from the Senate, referred to the Committee on **Legal and Veterans Affairs** and Ordered Printed.

Was referred to the Committee on **Legal and Veterans Affairs** in concurrence.

Bill "An Act to Increase the Visibility of a Kayak on Salt Water" (EMERGENCY) (S.P. 211) (L.D. 670)

Came from the Senate, referred to the Committee on **Marine Resources** and Ordered Printed.

Was referred to the Committee on **Marine Resources** in concurrence.

Bill "An Act to Ensure Ethical Conduct in the Office of Treasurer of State" (S.P. 225) (L.D. 794)

Resolve, Establishing the Maine Council on Competitiveness (S.P. 221) (L.D. 680)

Came from the Senate, referred to the Committee on **State and Local Government** and Ordered Printed.

Were referred to the Committee on **State and Local Government** in concurrence.

Bill "An Act Relating to the Assessment of Land in Tree Growth Taxation" (S.P. 216) (L.D. 675)

Bill "An Act to Fully Fund the Tree Growth Tax Reimbursement Program" (S.P. 227) (L.D. 796)

Bill "An Act to Create Equity in the Taxation of Special Fuels" (S.P. 228) (L.D. 797)

Resolve, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory (S.P. 223) (L.D. 682)

Came from the Senate, referred to the Committee on **Taxation** and Ordered Printed.

Were referred to the Committee on **Taxation** in concurrence.

Bill "An Act to Authorize the Department of Transportation to Use Design-build Contracting for Development of a New Bath-Woolwich Bridge" (EMERGENCY) (S.P. 220) (L.D. 679)

Came from the Senate, referred to the Committee on **Transportation** and Ordered Printed.

Was referred to the Committee on **Transportation** in concurrence.

Bill "An Act to Create the Oquossoc Standard Water District" (EMERGENCY) (S.P. 236) (L.D. 805)

Bill "An Act to Adopt a New Charter for the Winthrop Water District" (S.P. 238) (L.D. 807)

Came from the Senate, referred to the Committee on **Utilities and Energy** and Ordered Printed.

Were referred to the Committee on **Utilities and Energy** in concurrence.

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

Bill "An Act to Provide Services for Children in Need of Supervision" (H.P. 596) (L.D. 787) which was tabled by Representative POVICH of Ellsworth pending reference.

On motion of Representative POVICH of Ellsworth, the Bill was referred to the Committee on **Health and Human Services**, ordered printed and sent up for concurrence.

On motion of Representative DESMOND of Mapleton, the House adjourned at 11:35 a.m., until 3:00 p.m., Thursday, February 6, 1997.