

# 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 EIGHTEENTH LEGISLATURE  
FIRST SPECIAL SESSION  
2nd Legislative Day  
Monday, March 31, 1997

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

Prayer by Reverend Desmond Parker, Thornton Heights United Methodist Church, South Portland.

National Anthem by the Erskine Academy Band, South China.

Pledge of Allegiance.

Doctor of the day, Mark D. Earnshaw, M.D., Cape Elizabeth.

The Journal of Thursday, March 27, 1997 was read and approved.

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**SENATE PAPERS**

The following Communication: (H.C. 122)  
Maine State Senate  
State House Station 3  
Augusta, Maine 04333

March 27, 1997

The Honorable Elizabeth H. Mitchell  
Speaker of the House  
118th Maine Legislature  
2 State House Station  
Augusta, Maine 04333  
Dear Speaker Mitchell:

In accordance with Joint Rule 506, please be advised the Senate today confirmed, upon the recommendation of the Joint Standing Committee on Judiciary, the nomination of the Honorable Margaret J. Kravchuk of Bangor for reappointment as a Justice of the Maine Superior Court.

Thank you for your attention to this matter.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

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The following Communication: (H.C. 123)  
Maine State Senate  
State House Station 3  
Augusta, Maine 04333

March 27, 1997

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 previous action whereby the Majority Ought Not to Pass Report from the Committee on Taxation on Bill "An Act to Exempt Churches from the Real Estate Transfer Tax" (S.P. 17) (L.D. 15) was accepted.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

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Bill "An Act to Amend the Real Estate Brokerage Laws" (S.P. 554) (L.D. 1680)

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.

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Bill "An Act to Assist the Law Enforcement Community in Locating Missing Children" (S.P. 553) (L.D. 1679)

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.

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Bill "An Act to Encourage the Development of Charter Schools" (S.P. 559) (L.D. 1685)

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

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

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Resolve, to Establish a Pilot Project Voucher System for Nursing Facility Level Care Reimbursement under the Medicaid Program (EMERGENCY) (S.P. 558) (L.D. 1684)

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.

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Bill "An Act Regarding the Receipt of Benefits by a Child Based on a Parent's Disability and the Calculation of Parental Support Obligations" (S.P. 555) (L.D. 1681)

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

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

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Bill "An Act to Clarify Issuance of the Writ of Possession" (S.P. 557) (L.D. 1683)

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.

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Resolve, Directing the Commissioner of Transportation to Propose an Adopt-A-Highway Program (S.P. 556) (L.D. 1682)

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

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

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**Divided Report**

Majority Report of the Committee on **Marine Resources** reporting "**Ought to Pass**" as amended by Committee Amendment "A" (S-68) on Bill "An Act to Protect Near-shore Groundfish Spawning Areas" (EMERGENCY) (S.P. 171) (L.D. 500)

Signed:

Senators: GOLDTHWAIT of Hancock  
PENDLETON of Cumberland  
MackINNON of York

Representatives: ETNIER of Harpswell  
GOODWIN of Pembroke  
BAGLEY of Machias  
PERKINS of Penobscot  
PIEH of Bremen  
VOLENIK of Brooklin  
HONEY of Boothbay  
PINKHAM of Brunswick

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

Signed:

Representatives: PINKHAM of Lamoine  
LAYTON of Cherryfield

Came from the Senate with the Majority "**Ought to Pass**" as amended Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (S-68).

Was read.

On motion of Representative ETNIER of Harpswell the Majority "**Ought to Pass**" as amended Report was accepted.

The Bill was read once. Committee Amendment "A" (S-68) was read by the Clerk and adopted. The Bill was assigned for second reading Tuesday, April 1, 1997.

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#### Non-Concurrent Matter

Bill "An Act to Make the University of Maine System Board of Trustees an Elected Body" (H.P. 952) (L.D. 1315) on which the Unanimous "**Refer to the Committee on Education and Cultural Affairs**" Report of the Committee on **State and Local Government** was read and rejected and the Bill and accompanying papers recommitted to the Committee on **State and Local Government** in the House on March 26, 1997.

Came from the Senate with the Unanimous "**Refer to the Committee on Education and Cultural Affairs**" Report of the Committee on **State and Local Government** read and accepted and the Bill referred to the Committee on **Education and Cultural Affairs** in non-concurrence.

On motion of Representative AHEARNE of Madawaska, tabled pending further consideration and later today assigned.

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#### Non-Concurrent Matter

Bill "An Act to Make the State Board of Education Elected" (H.P. 962) (L.D. 1325) on which the Unanimous "**Refer to the Committee on Education and Cultural Affairs**" Report of the Committee on **State and Local Government** was read and rejected and the Bill and accompanying papers recommitted to the Committee on **State and Local Government** in the House on March 26, 1997.

Came from the Senate with the Unanimous "**Refer to the Committee on Education and Cultural Affairs**" Report of the Committee on **State and Local Government** read and accepted and the Bill referred to the Committee on **Education and Cultural Affairs** in non-concurrence.

On motion of Representative AHEARNE of Madawaska, tabled pending further consideration and later today assigned.

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#### REPORTS OF COMMITTEES

##### Refer to the Committee on Natural Resources

Representative MITCHELL from the Committee on **Health and Human Services** on Bill "An Act to Reduce MTBE in Maine Drinking Water" (H.P. 487) (L.D. 658) reporting that it be referred to the Committee on **Natural Resources**.

Report was read and accepted and the Bill referred to the Committee on **Natural Resources** and sent up for concurrence.

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

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At this point, the Speaker recognized the Representative from Caribou, Representative Belanger, the Representative from China, Representative Bumps, the Representative from Presque Isle, Representative Donnelly, the Representative from Biddeford, Representative Dutremble, the Representative from Portland, Representative Gieringer, the Representative from Skowhegan, Representative Hatch, the Representative from Easton, Representative Kneeland, the Representative from Norridgewock, Representative Meres, the Representative from Turner, Representative Nickerson, the Representative from Woolwich, Representative Peavey, the Representative from Bowdoinham, Representative Shiah, the Representative from St. George, Representative Skoglund, the Representative from Saco, Representative O'Neil, the Representative from Brunswick, Representative Bodwell, the Representative from Old Orchard Beach, Representative Kerr and the Representative from Orono, Representative Stevens. They were added to the quorum call of the First Special Session of the 118th Legislature.

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#### Divided Report

Majority Report of the Committee on **Taxation** reporting "**Ought Not to Pass**" on Resolve, to Include an Optional Contribution Check-off Box on State Income Tax Forms to Benefit the Women in Military Service Memorial (H.P. 195) (L.D. 248)

Signed:

Senators: RUHLIN of Penobscot  
DAGGETT of Kennebec  
MILLS of Somerset

Representatives: TRIPP of Topsham  
TUTTLE of Sanford  
GREEN of Monmouth  
ROWE of Portland  
GAGNON of Waterville  
MORGAN of South Portland  
CIANCHETTE of South Portland  
SPEAR of Nobleboro

Minority Report of the same Committee reporting "**Ought to Pass**" as amended by Committee Amendment "A" (H-117) on same Resolve.

Signed:

Representatives: LEMONT of Kittery  
BUCK of Yarmouth

Was read.

Representative TRIPP of Topsham moved that the House accept the Majority "**Ought Not to Pass**" Report.

The SPEAKER: The Chair recognizes the Representative from Topsham, Representative Tripp.

Representative TRIPP: Madam Speaker, Men and Women of the House. This bill came before us. It was a good idea. What we found was that the way the sponsor intended to fund it was through a check off box on the income tax return, which would have been very costly to the state, to raise the amount of money that this group wanted to do. We have since found that

there is bill L.D. 339 before Legal and Veterans Affairs that will be a direct appropriation. We feel that is the place that this subject should be. Thank you.

The SPEAKER: The Chair recognizes the Representative from Norridgewock, Representative Meres.

Representative MERES: Madam Speaker, Ladies and Gentlemen of the House. I did sponsor this bill and it was for a very good reason. We have women who are anxious to have their stories known because they have spent their time as woman veterans and the memorial in Washington, DC that is under construction is a living memorial to help get those stories documented and to allow for future generations to understand the great contributions that women have made throughout history as support for men and in combat themselves. I feel a great honor that I was asked to sponsor this legislation. I think that there was a problem with the concept of a voluntary check off because it isn't done very often. This bill, as it was presented, did have a large fiscal note. It was amended to allow for that and it would have been revenue neutral in the end because there was money set aside, through the check off, to pay back every penny. It was originally the wish of the women veterans to do it that way because, not only did they want to get the money for the memorial, at least \$1 for each veteran who they could identify in the State of Maine that had served and to be on the roster with other states that are contributing to this.

The second piece to this had been that they wanted to be able to have a vehicle to get out and to make their story known throughout the State of Maine. That is their goal. Their goal is to, while there are still many veterans from World War II and on, they wanted to be able to tell their story so that the younger women can learn to appreciate the heroes and the role models that they had in their own State of Maine.

I am here to tell you that I am lending my support to Representative Davidson's bill, simply because it seems to be the majority opinion, that this can be done through appropriations. My only request is that everyone who has a strong feeling about the importance of this memorial and the importance of women in the military service get out and talk to the people in Appropriations so it doesn't get lost totally. That was my fear in the beginning. It is still my worry, but I feel that we are working together to help make this possible. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative Labrecque.

Representative LABRECQUE: Madam Speaker, Ladies and Gentlemen of the House. I do want to follow up on a comment made by the good Representative from Topsham, Representative Tripp. We have had this bill submitted by Representative Davidson before the Legal and Veterans Affairs Committee. It has come out of that committee with a unanimous "Ought to Pass" recommendation. There is a fiscal note of \$8,200 in this bill. It will go to the Appropriations Table and it will be very important for us to follow it there. I, too, would reiterate Representative Meres' comments that we do need to follow that and fight for that money. Thank you.

The SPEAKER: The Chair recognizes the Representative from Kittery, Representative Lemont.

Representative LEMONT: Madam Speaker, Ladies and Gentlemen of the House. I would just like to rise today and reiterate what the good Representative from Norridgewock had said. She is absolutely right. This is a very noble cause. It is a very important cause. To have the opportunity to recognize these women that served in the military and are veterans of our military. If we are allowed to put this box on the tax return, it will give them what they need, visibility. They are unable to raise money in the conventional ways. They need this. This is

important to them. It is a cost of \$10,000, which they want to raise. As soon as this money is raised this box would come of the tax return. They are more than willing to keep the state whole. The state will not have any cost whatsoever involved in this. I also appreciate the good Representative from Gorham, Representative Labrecque, speaking on this, but I am very fearful that this will not be appropriated in the Appropriations Committee and I would hope you would all support us in trying to use this method of funding for this very important program. When the vote is taken, Madam Speaker, I request a division.

Representative LEMONT of Kittery requested a division on the motion to accept the Majority "**Ought Not to Pass**" Report.

The Chair ordered a division on the motion to accept the Majority "**Ought Not to Pass**" Report.

Representative DONNELLY of Presque Isle requested a roll call on the motion to accept the Majority "**Ought Not to Pass**" Report.

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

On motion of Representative SAXL of Portland, tabled pending acceptance of the Majority "**Ought Not to Pass**" Report and specially assigned for Tuesday, April 1, 1997. (Roll Call Ordered)

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#### Divided Report

Majority Report of the Committee on **Taxation** reporting "**Ought Not to Pass**" on Resolve, to Reimburse a Lumber Company in Connection with Sales Tax Paid by the Company (H.P. 316) (L.D. 438)

Signed:

Senators: RUHLIN of Penobscot

MILLS of Somerset

DAGGETT of Kennebec

Representatives: TRIPP of Topsham

GREEN of Monmouth

ROWE of Portland

MORGAN of South Portland

BUCK of Yarmouth

CIANCHETTE of South Portland

GAGNON of Waterville

LEMONT of Kittery

Minority Report of the same Committee reporting "**Ought to Pass**" as amended by Committee Amendment "A" (H-118) on same Resolve.

Signed:

Representatives: SPEAR of Nobleboro

TUTTLE of Sanford

Was read.

Representative TRIPP of Topsham moved that the House accept the Majority "**Ought Not to Pass**" Report.

The SPEAKER: The Chair recognizes the Representative from Topsham, Representative Tripp.

Representative TRIPP: Madam Speaker, Men and Women of the House. This is a bill that came before some of us in 1995. It is a bill to reimburse a Lincoln County lumber company for about \$40,000 in money that they overpaid in sales tax. Basically what happened was in January 1995, there was an audit performed on this company by the state. It was concluded that they owed \$66. The reason the overage wasn't picked up was because the audit was done on the information that was provided to the Bureau of Taxation. What happened to this company is that they had updated their computer systems and their computer system was doubling the 6 percent tax that they were paying for sales tax. They were paying that amount to the

state. With the conclusion of the people who are on this report that this company had plenty of time to discover this error since the large company paying 12 percent sales tax to the state would have noticed a very large amount going out of the money that they made during the year. They are asking for an amount of \$48,000, to be returned through this legislation and the committee feels that if we opened this door, we will be opening it up to a number of other businesses that may find themselves in the same situation. Thank you.

The SPEAKER: The Chair recognizes the Representative from Nobleboro, Representative Spear.

Representative SPEAR: Madam Speaker, Ladies and Gentlemen of the House. Probably, most of you people that have been here in previous sessions do remember this bill. For you people that are new, I would just like to bring up a few things. The facts that the good Representative from Topsham just stated are true. In January of 1995, an audit was completed by the state and at that time, the audit was completed for the period of 1992-93, they did not pick anything up. In fact, they said that the company owed \$66. They paid it. As he said, through an internal audit they discovered that they had over paid the state approximately \$100,000 because of a computer system they had put in and it had somehow doubled up sales taxes and neither they nor the state through those period of years, had seen the difference. The state came back and did another audit and it is true that they had overpaid approximately \$100,000, but because of the three-year statute of limitations the state could only pay them back about \$67,000, at that time. There were still \$37,000 or \$38,000 out there that the state could not pay and the state told them that the only way it could be done is through legislation to override the statute of limitations. Last year it was brought before this body and by one vote, it did not pass in this body. This company is in my district. They have asked me to bring this back and rightly so. This is a company that is very reputable, very honest and they believe that the state does have their money and that they are entitled to it. Therefore, we present this to you today and hopefully you would vote against the "Ought Not to Pass" Report so that we could get on with the Minority Report. Thank you.

The SPEAKER: The Chair recognizes the Representative from Winslow, Representative Vigue.

Representative VIGUE: Madam Speaker, May I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative VIGUE: Thank you. Is the ownership of the sales tax money that was paid owned by the company or is it owned by the public that paid the tax?

The SPEAKER: The Representative from Winslow, Representative Vigue has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Topsham, Representative Tripp.

Representative TRIPP: Madam Speaker, Men and Women of the House. The company paid 12 percent out of its own earnings. It only charged its retail sales customers 6 percent.

The Chair ordered a division on the motion to accept the Majority "Ought Not to Pass" Report.

Representative SPEAR of Nobleboro requested a roll call on the motion to accept the Majority "Ought Not to Pass" Report.

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

On motion of Representative SAXL of Portland, tabled pending acceptance of the Majority "Ought Not to Pass" Report and specially assigned for Tuesday, April 1, 1997. (Roll Call Ordered)

**Divided Report**

Majority Report of the Committee on **State and Local Government** reporting "Ought to Pass" as amended by Committee Amendment "A" (H-120) on Bill "An Act to Create a Cemetery Permanent Care and Improvement Fund" (H.P. 372) (L.D. 517)

Signed:

Senator: NUTTING of Androscoggin  
 Representatives: AHEARNE of Madawaska  
 FISK of Falmouth  
 BAGLEY of Machias  
 GERRY of Auburn  
 BUMPS of China  
 GIERINGER of Portland  
 KASPRZAK of Newport  
 SANBORN of Alton  
 DUTREMBLE of Biddeford  
 LEMKE of Westbrook

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

Signed:

Senators: GOLDTHWAIT of Hancock  
 LIBBY of York

Was read.

On motion of Representative AHEARNE of Madawaska the Majority "Ought to Pass" as amended Report was accepted.

The Bill was read once. Committee Amendment "A" (H-120) was read by the Clerk and adopted. The Bill was assigned for second reading Tuesday, April 1, 1997.

**Divided Report**

Majority Report of the Committee on **Taxation** reporting "Ought Not to Pass" on Bill "An Act to Exempt Certain Landowners from Hiring a Licensed Forester" (H.P. 782) (L.D. 1070)

Signed:

Senators: RUHLIN of Penobscot  
 DAGGETT of Kennebec  
 MILLS of Somerset  
 Representatives: GAGNON of Waterville  
 TRIPP of Topsham  
 GREEN of Monmouth  
 MORGAN of South Portland  
 SPEAR of Nobleboro  
 LEMONT of Kittery  
 TUTTLE of Sanford  
 ROWE of Portland  
 CIANCHETTE of South Portland

Minority Report of the same Committee reporting "Ought to Pass" on same Bill.

Signed:

Representative: BUCK of Yarmouth

Was read

Representative TRIPP of Topsham moved that the House accept the Majority "Ought Not to Pass" Report.

On motion of Representative DONNELLY of Presque Isle, tabled pending acceptance of the Majority "Ought Not to Pass" Report and specially assigned for Tuesday, April 1, 1997.

**CONSENT CALENDAR**

**First Day**

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

(S.P. 353) (L.D. 1172) Bill "An Act Regarding the Funded Depreciation Accounts of the Maine Veterans' Homes" Committee on **Legal and Veterans Affairs** reporting "**Ought to Pass**"

(S.P. 321) (L.D. 1061) Bill "An Act to Authorize State-chartered Community Development Credit Unions" Committee on **Banking and Insurance** reporting "**Ought to Pass**" as amended by Committee Amendment "A" (S-69)

(S.P. 325) (L.D. 1063) Bill "An Act Allowing Registered Nurses Employed by Licensed Home Health Care Agencies to Possess and Administer Certain Noncontrolled Prescription Drugs under Certain Conditions" Committee on **Health and Human Services** reporting "**Ought to Pass**" as amended by Committee Amendment "A" (S-67)

(H.P. 328) (L.D. 450) Bill "An Act to Amend the Date for Recognizing Marginal Discharges of Mortgages" Committee on **State and Local Government** reporting "**Ought to Pass**"

(H.P. 829) (L.D. 1134) Resolve, Regarding Legislative Review of Chapter 21 (21.03), Amendments to License Agent Reporting Requirements, a Major Substantive Rule of the Department of Inland Fisheries and Wildlife (EMERGENCY) Committee on **Inland Fisheries and Wildlife** reporting "**Ought to Pass**"

(H.P. 871) (L.D. 1188) Bill "An Act to Amend the Maine Administrative Procedure Act to Clarify the Definition of a Proposed Rule and the State Agencies' Ability to Solicit Input into the Rule Development Process" Committee on **State and Local Government** reporting "**Ought to Pass**"

(H.P. 85) (L.D. 110) Bill "An Act to Exempt the American Legion from Certificates of Title and Registration Fees" (EMERGENCY) Committee on **Transportation** reporting "**Ought to Pass**" as amended by Committee Amendment "A" (H-126)

(H.P. 96) (L.D. 120) Bill "An Act to Remove Travel Policy from the Maine Administrative Procedure Act and to Transfer the Authority for Fixed Assets Inventory" Committee on **State and Local Government** reporting "**Ought to Pass**" as amended by Committee Amendment "A" (H-128)

(H.P. 616) (L.D. 841) Bill "An Act to Amend the Dental Licensure Laws to Authorize Special Permits for Instruction in Dentistry and to Identify and Rehabilitate Impaired Dentists" Committee on **Business and Economic Development** reporting "**Ought to Pass**" as amended by Committee Amendment "A" (H-127)

(H.P. 639) (L.D. 864) RESOLUTION, Proposing an Amendment to the Constitution of Maine to Clarify Voting Rights Committee on **Legal and Veterans Affairs** reporting "**Ought to Pass**" as amended by Committee Amendment "A" (H-129)

There being no objections, the above items were ordered to appear on the Consent Calendar of Tuesday, April 1, 1997 under the listing of Second Day.

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**ENACTORS**  
**Emergency Measure**

An Act to Amend the Charter of the Loring Development Authority as It Pertains to Immunity of the Authority (S.P. 46) (L.D. 156) (C. "A" S-63)

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. 124 voted in favor of the same and 0 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

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**Emergency Measure**

An Act to Clarify the Manner in Which Decedents' Estates Are to Be Distributed (H.P. 299) (L.D. 363) (C. "A" H-79)

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. 120 voted in favor of the same and 0 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

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**Emergency Measure**

An Act to Provide the Maine Turnpike Authority with Representation on the State Employee Health Commission (S.P. 178) (L.D. 561) (C. "A" S-54)

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. 111 voted in favor of the same and 15 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

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**Emergency Measure**

An Act to Promote Investments in Maine through the Establishment of Merchant Banking Organizations (S.P. 313) (L.D. 1022) (C. "A" S-57)

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. 121 voted in favor of the same and 2 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

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An Act to Amend the Criminal Code Concerning the Crime of Assault on an Officer (H.P. 13) (L.D. 9)

An Act to Clarify the School Budget Approval Process (S.P. 26) (L.D. 24)

An Act to Allow Veterans to Get Vanity Veteran License Plates (H.P. 17) (L.D. 42) (C. "A" H-83)

An Act to Require Disclosure to Prison Workers in the Case of an Inmate Who Tests Positive for Acquired Immune Deficiency Syndrome (H.P. 97) (L.D. 121) (C. "A" H-81)

An Act to Decrease the Time Period Allowed for the Rescission of a Time-share Contract (S.P. 65) (L.D. 184) (C. "A" S-60)

An Act to Amend the Site Law Concerning State and Local Review of Transmission Lines (S.P. 79) (L.D. 218) (H. "B" H-106 to C. "A" S-31)

An Act to Conform State Laws Regarding Fair Housing for Older Persons with Federal Laws (S.P. 86) (L.D. 266) (C. "A" S-59)

An Act to Establish a Commemorative Day Recognizing the Children of this State (H.P. 306) (L.D. 370) (C. "A" H-34)

An Act to Preserve Senior Volunteerism (S.P. 115) (L.D. 394) (C. "A" S-61)

An Act to Include Operation and Maintenance in the Life-cycle Costs Analysis Required for Public Improvements (S.P. 129) (L.D. 408) (C. "A" S-62)

An Act to Discourage Frivolous Lawsuits by Prisoners (H.P. 335) (L.D. 457) (C. "A" H-80)

An Act to Amend Provisions of the Probate Code Relating to Depositing Wills in Court within the Testator's Lifetime (S.P. 162) (L.D. 491) (C. "A" S-48)

An Act Concerning Towing in Cable Areas (S.P. 212) (L.D. 671)

An Act to Include Health Maintenance Organizations in the Bureau of Insurance's Regulatory Assessment (S.P. 237) (L.D. 806) (C. "A" S-55)

An Act to Grant Visually Impaired Operators of Government Vending Facilities Access to State Health Insurance at Their Own Expense (S.P. 253) (L.D. 822) (C. "A" S-56)

An Act to Apply Risk-based Capital Standards to Insurers (H.P. 815) (L.D. 1103)

An Act to Amend the Oil and Solid Fuel Board Laws (S.P. 340) (L.D. 1118)

Resolve, to Appoint a Study Group to Determine How to Consolidate and Preserve the Health Sciences Library in Maine (S.P. 265) (L.D. 873)

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.

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#### UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment Thursday, March 27, 1997, have preference in the Orders of the Day and continue with such preference until disposed of as provided by House Rule 502.

Bill "An Act to Regulate the Use of Tow Trucks" (H.P. 1188) (L.D. 1687)

(Committee on **Transportation** suggested)

TABLED - March 27, 1997 (Till Later Today) by Representative DRISCOLL of Calais.

PENDING - Reference.

On motion of Representative DRISCOLL of Calais, the Bill was referred to the Committee on **Transportation**, ordered printed and sent up for concurrence.

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Expression of Legislative Sentiment recognizing the Forest Hills Consolidated School "Lady Tigers" of Jackman (HLS 213)

TABLED - March 27, 1997 (Till Later Today) by Representative DEXTER of Kingfield.

PENDING - Passage.

On motion of Representative KONTOS of Windham, tabled unassigned.

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Bill "An Act to Include Slide-in Truck Campers in Property That May Be Included in the Trade-in Allowance Credit" (H.P. 62) (L.D. 87) (C. "A" H-68)

TABLED - March 27, 1997 (Till Later Today) by Representative KONTOS of Windham.

PENDING - Passage to be Engrossed.

Subsequently, the Bill was passed to be engrossed as amended and sent up for concurrence.

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HOUSE DIVIDED REPORT - Majority (10) "**Ought Not to Pass**" - Minority (3) "**Ought to Pass**" as amended by Committee Amendment "A" (H-95) - Committee on **Natural Resources** on Bill "An Act to Establish Cost-benefit Analysis for Environmental Rules" (H.P. 433) (L.D. 583)

TABLED - March 27, 1997 (Till Later Today) by Representative KONTOS of Windham.

PENDING - Motion of Representative ROWE of Portland to accept the Majority "**Ought Not to Pass**" Report.

On motion of Representative WATERHOUSE of Bridgton, tabled pending the motion of Representative ROWE of Portland to accept the Majority "**Ought Not to Pass**" Report and specially assigned for Tuesday, April 1, 1997.

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

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On motion of Representative LEMONT of Kittery, the House adjourned at 10:40 a.m., until 11:30 a.m., Tuesday, April 1, 1997.