

MAINE STATE LEGISLATURE

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

Volume II

First Special Session

May 16, 1997 - June 20, 1997

Second Regular Session

January 7, 1998 - March 18, 1998

ONE HUNDRED AND EIGHTEENTH LEGISLATURE
SECOND REGULAR SESSION
11th Legislative Day
Wednesday, February 4, 1998

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

Prayer by Pastor Joshua Bencannan, Christ Covenant Church, Old Town.

Pledge of Allegiance.

Doctor of the day, David Fitz, M.D., Cumberland Center.

The Journal of yesterday was read and approved.

SENATE PAPERS

Bill "An Act to Provide State Matching Funds for Federal Disaster Assistance Relating to the January Ice Storms" (EMERGENCY)

(S.P. 812) (L.D. 2191)

Came from the Senate, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in concurrence.

Bill "An Act Concerning Enforcement of Parking Spaces for Persons with Physical Disabilities"

(S.P. 813) (L.D. 2195)

Came from the Senate, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

REFERRED to the Committee on **TRANSPORTATION** in concurrence.

Bill "An Act to Amend and Clarify Laws Concerning Nuclear Safety"

(S.P. 714) (L.D. 1960)

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

Came from the Senate, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed.

REFERRED to the Committee on **UTILITIES AND ENERGY** in concurrence.

COMMUNICATIONS

The Following Communication: (H.C. 365)

STATE OF MAINE
ONE HUNDRED AND EIGHTEENTH LEGISLATURE
COMMITTEE ON BUSINESS AND ECONOMIC
DEVELOPMENT

January 27, 1998

The Honorable Mark W. Lawrence

President of the Senate

The Honorable Elizabeth H. Mitchell

Speaker of the House of Representatives

118th Legislature

State House

Augusta, Maine 04333-0003

Dear Mr. President and Madam Speaker:

Pursuant to Title 3 Maine Revised Statutes, chapter 35, we are pleased to submit the findings and recommendations of the Joint Standing Committee on Business and Economic Development

from the review and evaluation of the Department of Professional and Financial Regulation under the State Government Evaluation Act. In its review, the committee found that the Department is operating within its statutory authority. However, the committee does make several recommendations for statutory and administrative changes that are outlined in the report.

Sincerely,

S/Senator John Jenkins

S/Representative Marc Vigue

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: (S.C. 500)

THE SENATE OF MAINE
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333

February 2, 1998

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 Banking and Insurance the nomination of Alessandro A. Iuppa of Yarmouth for appointment as Superintendent of the Bureau of Insurance.

Thank you for your attention to this matter.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

READ and **ORDERED PLACED ON FILE.**

The Following Communication: (S.C. 501)

THE SENATE OF MAINE
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333

February 2, 1998

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 Labor the nomination of Eunice R. Cotton of Augusta for reappointment to the Board of Trustees of the Maine State Retirement System.

Thank you for your attention to this matter.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

READ and **ORDERED PLACED ON FILE.**

ORDERS

On motion of Representative GAMACHE of Lewiston, the following House Order: (H.O. 37)

ORDERED, that Representative William E. Bodwell II of Brunswick be excused January 20, and January 26 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Randall L. Bumps of China be excused January 8 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Joseph E. Clark of Millinocket be excused January 15 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Dean F. Clukey of Houlton be excused January 28 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Joseph D. Driscoll of Calais be excused February 3 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Pamela Henderson Hatch of Skowhegan be excused January 8, and January 12 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Kenneth F. Lemont of Kittery be excused January 28 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Debra D. Plowman of Hampden be excused January 8, January 12, and January 15 for personal reasons

AND BE IT FURTHER ORDERED, that Representative John H. Underwood of Mechanic Falls be excused January 15, January 20, and January 21 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Edgar Wheeler of Bridgewater be excused January 20, January 21, January 26, January 28 for personal reasons.

READ and PASSED.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 519 and Joint Rule 213, the following items:

Recognizing:

Janice Linscott, of Union, who is the recipient of the 1997 Courier Gazette Community Service Award. We, your friends, express our sincere appreciation to you for this most deserving honor;

(HLS 1068)

Presented by Representative SAVAGE of Union.

Cosponsored by Senator PINGREE of Knox.

On **OBJECTION** of Representative SAVAGE of Union, was **REMOVED** from the Special Sentiment Calendar.

The **SPEAKER**: The Chair recognizes the Representative from Union, Representative Savage.

Representative SAVAGE: Madam Speaker, Ladies and Gentlemen of the House. The *Courier Gazette* is the Rockland Newspaper that covers Knox County and the surrounding communities. Annually, they ask for nominations for their Community Service Award. I have been told that this years recipient had more nomination letters than ever before had been received. Janice Linscott has been honored with this award and no one I know deserves it more. I am sure that you will agree. Janice was born in Union and continues to live there with her husband Bob. When their two boys were small, she stayed home with them, but even then began helping others by helping other children including my own son. She is currently a library aid at our local school and active in many volunteer efforts and is described by friends as seen to be woven into the very fabric of the town and into the lives and hearts of those to whom she so generously contributes her time and generous gifts.

For many years she has organized book fairs and craft fairs at the school. When not at school, she doesn't sit and relax, she is either busy in the fire department auxiliary preparing food for the annual Christmas tree lighting ceremony, organizing potluck

dinners, visiting nursing home residents or in a pinch watching neighbors homes, pets or children. She also is instrumental in planning class reunions. When we lost our local grocery store by arson last August, she helped organize the fund-raiser. Janice is solely responsible for collecting and counting labels for the Cambell's Soup Program, which generates hundreds of dollars worth of playground equipment for the schools. She helps at the Thompson Community Center Boutique each month where they raise money to fund the center. She assists the local physician with flu shots each year.

Janice and Bob also reach out beyond Union and help with the Lobster Festival in Rockland. When she and Bob first moved into their home, there were many older residents in the neighborhood, so they mowed their lawns, did their washing and their shopping for them. When someone has a critical question, they know Janice is a valuable resource since she knows nearly everyone in town. Such was the case when there were cows loose on Route 17 last fall. A woman asked her who the owners were. Janice could provide the information, but when the owner couldn't be located, she knew a relative. They solved the problem. Bob is a member of the fire department and Janice for the auxiliary. In the event of a fire emergency, she is right there with the coffee, doughnuts and sandwiches. Friends who nominated her said she is mother, wife, daughter, sister, neighbor, friend and all round doer of good. She not only exemplifies the backbone of our community, but of America. We are proud she lives in Union. Janice is a very humble person. Her remark to the reporter who interviewed her was, "I am a little embarrassed. I think someone else should have received it." No one deserved it more than Janice and I am proud to call her my friend.

READ and PASSED and sent up for concurrence.

CONSENT CALENDAR

First Day

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

(H.P. 1448) (L.D. 2039) Resolve, to Name the East Outlet Bridge the Richard Francis Lavigne Bridge Committee on **TRANSPORTATION** reporting **Ought to Pass**

There being no objections, the above item was ordered to appear on the Consent Calendar tomorrow under the listing of Second Day.

(H.P. 1422) (L.D. 1986) Resolve, to Name the Newly Constructed Route 2 Palmyra Bridge in Memory of Trooper Thomas Merry (EMERGENCY) Committee on **TRANSPORTATION** reporting **Ought to Pass**

On motion of Representative STEDMAN of Hartland, was **REMOVED** from the First Day Consent Calendar.

The Committee Report was **READ** and **ACCEPTED**. The Bill was **READ ONCE** and assigned for **SECOND READING** Monday, February 9, 1998.

CONSENT CALENDAR

Second Day

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

(H.P. 1364) (L.D. 1914) Bill "An Act Regarding the Possession of Tobacco Products by a Juvenile" (C. "A" H-781)

LEGISLATIVE RECORD - HOUSE, February 4, 1998

(H.P. 1407) (L.D. 1971) Bill "An Act to Provide Representation for Chiropractors on the Board of the Maine Health Data Organization" (C. "A" H-780)

No objections having been noted at the end of the Second Legislative Day, the House Papers were **PASSED TO BE ENGROSSED AS AMENDED** and sent up for concurrence.

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

SENATE PAPERS

The following Joint Order: (S.P. 815)

ORDERED, the House concurring, that when the House and Senate Adjourn they do so until Monday, February 9, 1998, at 10:00 o'clock in the morning.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

On motion of Representative JABAR of Waterville, the House adjourned at 3:29 p.m., until 10:00 a.m., Monday, February 9, 1998 pursuant to the Joint Order (S.P. 815) and in honor and lasting tribute to the memory of Joseph Ezhaya of Waterville.