

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

***One Hundred and Twelfth
Legislature***

OF THE

STATE OF MAINE

Volume I

FIRST REGULAR SESSION

December 5, 1984 - June 20, 1985

HOUSE

Friday, April 19, 1985

The House met according to adjournment and was called to order by the Speaker pro tem. Prayer by Major Walter Douglass, Salvation Army, Augusta.

Quorum called; was held.

The Journal of yesterday was read and approved.

Papers from the Senate

Bill "An Act to Amend the Child Witness Law" (S.P. 496) (L.D. 1334)

Bill "An Act to Amend Certain Aspects of Criminal Homicide in the Maine Criminal Code" (Emergency) (S.P. 497) (L.D. 1335)

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

Were referred to the Committee on Judiciary in concurrence.

Refer to the Committee on Judiciary

Report of the Committee on Human Resources on Bill "An Act Concerning Access to Birth Records of Adopted Persons" (S.P. 462) (L.D. 1265) reporting that it be referred to the Committee on Judiciary.

Came from the Senate with the report read and accepted and the bill referred to the Committee on Judiciary.

Report was read and accepted and the bill referred to the Committee on Judiciary in concurrence.

**Non-Concurrent Matter
Tabled and Assigned**

Bill "An Act to Protect Lobster Gear" (H.P. 445) (L.D. 627) on which the Minority "Ought to Pass" Report of the Committee on Marine Resources was read and accepted and the Bill passed to be engrossed in the House on April 17, 1985.

Came from the Senate with the Majority "Ought Not to Pass" Report of the Committee on Marine Resources read and accepted in non-concurrence.

Representative Crowley of Stockton Springs moved the House recede and concur.

On motion of Representative Diamond of Bangor, tabled pending the motion of Representative Crowley of Stockton Springs that the House recede and concur and specially assigned for Monday, April 22, 1985.

Messages and Documents

The following Communication:

STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333

April 18, 1985

Hon. Edwin H. Pert
Clerk of the House
State House Station #2
Augusta, Maine 04333
Dear Clerk Pert:

This is to notify you that pursuant to my authority under Chapter 42 of the Public Laws of 1985, I have today appointed Rep. John Michael, Rep. Carol Allen, and Rep. Paul Parent to serve on the Joint Select Committee on Milk Pricing.

Sincerely,

S/ JOHN L. MARTIN
Speaker of the House

Was read and ordered placed on file.

**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.

Human Resources

Bill "An Act to Limit the Number of Clients Assigned to Human Services Caseworkers"

(H.P. 940) (Presented by Representative NELSON of Portland) (Cosponsor: Representative BRODEUR of Auburn)

(Ordered Printed.)

Sent up for concurrence.

Marine Resources

Bill "An Act Relating to Dragging Prohibited in the Frenchboro Areas" (H.P. 941) (Presented by Representative SALSURY of Bar Harbor) (Cosponsors: Representative ZIRNKILTON of Mount Desert and Senator PERKINS of Hancock) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

Bill "An Act to Enhance the Marine Fisheries Resources of the State" (H.P. 942) (Presented by Representative SCAPINO of St. George)

(Ordered Printed.)

Sent up for concurrence.

State Government

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Correct Certain Inconsistencies Relating to Civil Offices (H.P. 943) (Presented by Representative PARADIS of Augusta) (Cosponsors: President PRAY of Penobscot, Representative GWADOSKY of Fairfield and Senator DANTON of York)

(Ordered Printed.)

Sent up for concurrence.

Human Resources

Representative NELSON for the Commission to Examine the Availability, Quality and Delivery of Services Provided to Children with Special Needs, pursuant to Resolve 1983, Chapter 47 as amended by Resolve 1983, Chapter 86 ask leave to submit its findings and report that the accompanying RESOLVE, Relating to the Development of an Interagency Plan to Address the Identified Gaps in Mental Health Services for Children and Families (Emergency) (H.P. 931) (L.D. 1337) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, and the bill referred to the Committee on Human Resources, ordered printed, and sent up for concurrence.

Human Resources

Representative NELSON for the Commission to Examine the Availability, Quality and Delivery of Services Provided to Children with Special Needs, pursuant to Resolve 1983, Chapter 47, as amended by Resolve 1983, Chapter 86 ask leave to submit its findings and report that the accompanying RESOLVE, Relating to Improved Delivery of Services to Juvenile Justice Clients (Emergency) (H.P. 932) (L.D. 1338) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, and the bill referred to the Committee on Human Resources, ordered printed, and sent up for concurrence.

Human Resources

Representative NELSON for the Commission to Examine the Availability, Quality and Delivery of Services Provided to Children with Special Needs, pursuant to Resolve 1983, Chapter 47, as amended by Resolve 1983, Chapter 86 ask leave to submit its findings and report that the accompanying RESOLVE, Relating to the Development of a Plan for the Provision of Court-ordered Evaluations for Juveniles (Emergency) (H.P. 933) (L.D. 1339) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, and the bill referred to the Committee on Human Resources, ordered printed, and sent up for concurrence.

Human Resources

Representative NELSON for the Commission to Examine the Availability Quality and Delivery of Services Provided to Children with Special Needs, pursuant to Resolve 1983, Chapter 47, as amended by Resolve 1983, Chapter 86 ask leave to submit its findings and report that the accompanying RESOLVE, Relating to the Development of an Interdepartmental Medicaid Review Committee (Emergency) (H.P. 934) (L.D. 1340) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, and the bill referred to the Committee on Human Resources, ordered printed and sent up for concurrence.

Human Resources

Representative NELSON for the Commission to Examine the Availability, Quality and Delivery of Services Provided to Children with Special Needs, pursuant to Resolve 1983, Chapter 47, as amended by Resolve 1983, Chapter 86 ask leave to submit its findings and report that the accompanying RESOLVE, Extending the Life of the Commission to Examine the Availability, Quality and Delivery of Services Provided to Children with Special Needs (Emergency) (H.P. 935) (L.D. 1341) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, and the bill referred to the Committee on Human Resources, ordered printed and sent up for concurrence.

Human Resources

Representative NELSON for the Commission to Examine the Availability, Quality and Delivery of Services Provided to Children with Special Needs, pursuant to Resolve 1983, Chapter 47, as amended by Resolve 1983, Chapter 86 ask leave to submit its findings and report that the accompanying RESOLVE, Relating to the Development of an Interdepartmental Plan to Identify Needed Resources for a Statewide Network of Out-of-home Placements and Aftercare, Follow-up and Transitional Services (Emergency) (H.P. 936) (L.D. 1342) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, and the bill referred to the Committee on Human Resources, ordered printed and sent up for concurrence.

Orders

On motion of Representative McSWEENEY of Old Orchard Beach, the following Order: ORDERED, that Representative Joseph W. Mayo, of Thomaston be excused April 16 and 17 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Sally Rice of Stonington be excused April 16, for the duration of her illness.

AND BE IT FURTHER ORDERED, that Representative Herbert E. Clark of Millinocket be excused April 16, 17, 18, and 19 for personal reasons.

Was read and passed.

Reports of Committees**Unanimous Ought Not to Pass**

Representative JACQUES from the Committee on Fisheries and Wildlife on Bill "An Act to Reduce the Length of the Deer Hunting Season" (H.P. 105) (L.D. 130) reporting "Ought Not to Pass"

Was placed in the Legislative Files without further action pursuant to Joint Rule 15 and sent up for concurrence.

Unanimous Leave to Withdraw

Representative MICHAUD from the Com-

mittee on Energy and Natural Resources on Bill "An Act to Establish Mandatory Energy and Efficiency Building Performance Standards for the State" (H.P. 569) (L.D. 840) reporting "Leave to Withdraw"

Representative RIDLEY from the Committee on Energy and Natural Resources on Bill "An Act to Provide for a Forest Campsite Program" (H.P. 774) (L.D. 1095) reporting "Leave to Withdraw"

Representative NELSON from the Committee on Human Resources on Bill "An Act to Provide for Local Administration of the Emergency Assistance Program for Needy Families with Children" (H.P. 355) (L.D. 524) reporting "Leave to Withdraw"

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 and sent up for concurrence.

Ought to Pass in New Draft

Representative MURRAY from the Committee on Business and Commerce on Bill "An Act to Amend the Fair Credit Reporting Act" (H.P. 438) (L.D. 620) reporting "Ought to Pass" in New Draft (H.P. 939) (L.D. 1345)

Report was read and accepted, the New Draft read once and assigned for Second Reading, Monday, April 22, 1985.

Ought to Pass Pursuant to Joint Order (H.P. 56)

Representative McHENRY from the Committee on Local and County Government on RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Franklin County for the Year 1985 (Emergency) (H.P. 938) (L.D. 1344) reporting "Ought to Pass"—Pursuant to Joint Order (H.P. 56)

Report was read and accepted and the Resolve read once.

Under suspension of the rules, the Resolve was read a second time without reference to any committee, passed to be engrossed and sent up for concurrence.

Passed to Be Engrossed

RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Lincoln County for the Year 1985 (Emergency) (H.P. 927) (L.D. 1332)

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

Representative Allen of Washington offered House Amendment "A" (H-75) and moved its adoption.

House Amendment "A" (H-75) was read by the Clerk.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Washington, Representative Allen.

Representative ALLEN: Mr. Speaker, Men and Women of the House: I would urge you this morning to accept House Amendment "A". It is the result of many long hours of work and compromise on behalf of both the members of the Legislative Delegation in Lincoln County and the Legislative Delegation of Knox County of which I am a member of both.

As Chair of a sub-committee dealing with the Knox-Lincoln County Extension, we felt it was imperative that the County Extension Service be funded in a way that was equitable to both counties. In the past there has been some discussion as to what the percentage breakdown should be according to the law with regards to extensions that are shared by two counties. I believe that further on in this session we will be dealing with a bill from agriculture that hopefully will settle this kind of a problem in the future. But the amendment that you have before you today is the result of a compromise that was accepted by the Knox County Delegation and I understand is an accepted compromise with the Lincoln County Delegation so I urge your support.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Edgecomb,

Representative Holloway.

Representative HOLLOWAY: Mr. Speaker and Members of the House: For the Record, I mostly wanted to say that the Lincoln County Commissioners voted to hold the line on the Knox-Lincoln County budget as did the budget committee and there was no opposition voiced at the public hearing. When Knox County cut their extension funding by 5 percent, a deficit was created within the extension budget. So, this sub-committee that the Representative spoke of was established between both county legislators and it is now the decision of Lincoln County who has the highest evaluation to make up for that deficit for the current year.

Thereupon, House Amendment "A" was adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" and sent up for concurrence.

Bill "An Act to Preserve Affordable Telecommunications Equipment for Customers with Special Needs" (Emergency) (S.P. 118) (L.D. 333)

Was reported by the Committee on Bills in the Second Reading, read the second time, the Senate Paper was Passed to be Engrossed in concurrence.

As Amended

Bill "An Act to Appropriate Funds for the State Vietnam Veterans' Memorial" (S.P. 290) (L.D. 779) (S. "A" S-49 to C. "A" S-48)

Was reported by the Committee on Bills in the Second Reading, read the second time and Passed to be Engrossed as Amended in concurrence.

Passed to Be Enacted Emergency Measure

RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Knox County for the Year 1985 (H.P. 914) (L.D. 1305)

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. 117 voted in favor of the same and 3 against and accordingly, the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Make Allocations from the Public Utilities Commission Regulatory Fund and the Public Utilities Reimbursement Fund for the Fiscal Years Ending June 30, 1986 and June 30, 1987 (S.P. 170) (L.D. 493) (C. "A" S-42)

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

Emergency Measure

An Act to Amend the Maine Consumer Credit Code (H.P. 154) (L.D. 188) (C. "A" H-69)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 114 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Authorize the Sale of Frozen Lobster Tails (H.P. 231) (L.D. 272) (C. "A" H-68)

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

The SPEAKER PRO TEM: The Chair recognizes the Representative from St. George, Representative Scarpino.

Representative SCARPINO: Mr. Speaker, Ladies and Gentlemen of the House: I will make this brief. This bill came out a unanimous report. The only reason it came out a unanimous report is I was out with the flu and, under the current 48 hour rule we have, my vote was cast with the majority. If I had been present, it would not have been.

I have two problems with this bill. One, the bill was presented by the department in an attempt to correct or by their definition correct a situation that is currently allowing a half million dollar annual illegal business within this state. It is currently against the law to market or sell frozen lobster tails. It violates our mutilization laws. There is an underground business that has been going on for a number of years that has now reached the size of a half a million dollars a year. This bill would serve the purpose to make what is currently illegal legal in order to justify for economic reasons the business.

The other problem I have is quite simply that in the testimony at the public hearing both Major Pinkham, the Chief of Marine Patrol and the commissioner acknowledged the fact that we have no viable dependable method to judge the legal size of a lobster by the size of that lobster tails after it has been removed from the carcass of the lobster. My main fear is that unless we have the Marine Patrol Officers to put them on sight, and every dealer who is licensed to deal with frozen lobster tails, we will have no means to prevent the opening of a pipeline for the tails from illegal short lobsters. The future of our lobster industry is dependent in a tremendous amount to the protection of our juveniles. We have taken many actions, escape hatches and traps and a number of other things to protect our juvenile lobsters. My major fear is that this bill would open an illegal pipeline for the sale of illegal short lobsters. Based on that and that alone, I would request that you oppose this bill.

Mr. Speaker, I request a roll call.

The SPEAKER PRO TEM: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of one-fifth of the members present and voting. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken and, obviously, more than one-fifth of the members present and voting having expressed a desire for a roll call, a roll call was ordered.

Representative Crowley of Stockton Springs requested the report be read by the Clerk.

Whereupon, the Report was read by the Clerk.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Stockton Springs, Representative Crowley.

Representative CROWLEY: Mr. Speaker, Ladies and Gentlemen of the House: Just to clarify a few things. The first problem, we had, the 48 hour problem, we held this bill for a lot longer than 48 hours because one of the members of the committee, not Representative Scarpino, was having trouble with accepting the bill and wanted to get more facts, wanted to speak with the commissioner some more on it and so we must have held the bill for about a week, maybe more. It was really not rushed out in order to do something underhanded. I know that Representative Scarpino is not saying that.

The Committee had reservations about the bill and we studied hard and came up with the unanimous "Ought to Pass." We have got two ways to go here, either we punish the industry by the department's lack of oversight here or we take the commissioner and his crew to the woodshed. We are having the committee report to us by January 1, 1986 on their actions on this bill and we have sunsetted the bill for May 1, 1986 so there will be no loopholes in this thing. I hope you will go along with the committee.

The SPEAKER PRO TEM: The Chair

recognizes the Representative from St. George, Representative Scarpino.

Representative SCARPINO: Mr. Speaker, Men and Women of the House: Just to agree with something that my chairman has said, there is no concern involved with this with any hanky-panky that went on with the report. I was out for a period of time, in excess, with both our recesses over the Easter vacation and being ill slightly before and for a couple of days after which made it under our existing 48 hour rule impossible for me to be in a position to sign the bill in the "Ought Not to Pass."

As far as taking the commission to the woodshed, I have currently pending request to the Attorney General's Office to find out if the commissioner has, in fact, violated state statute by being overly involved with 12 lobster dealers by his own admission in the press in what would appear to be an illegal operation. My concern is not with the specifics or with the honesty and equitability of these particular lobster dealers. I have no doubt that they are honest and equitable men. If they weren't, they wouldn't have taken the position or chosen the avenue they chose to attempt to correct the situation.

My concern is with the potential unethical individual that will take advantage of a situation that it would create if we pass this bill and would start dealing in illegal short lobster tails. My concern is to prevent that from happening. It is an acknowledgment that it would have a negative financial impact on some individuals. But they, to be quite honest about it, started a business and developed the business with the full knowledge that it was illegal when they did that. I do not think that we ought to be taking positions of sympathy for those individuals who, with their full knowledge, entered into the creation of a business that was against state statute. I do feel, however, that we ought to take full consideration to make sure that those individuals who would continue in that practice, would continue in an illegal manner, should be prevented. Based on that, I would once again request that you oppose this measure.

The SPEAKER PRO TEM: A roll call has been ordered. The pending question before the House is passage to be enacted. This being an emergency measure, a two-thirds vote of the House is necessary. Those in favor will vote yes; those opposed will vote no.

Roll Call No. 43

YEAS:—Aliberti, Armstrong, Baker, A.L.; Baker, H.R.; Beaulieu, Begley, Bell, Bost, Boutilier, Bragg, Brodeur, Brown, A.K.; Brown, D.N.; Carroll, Carter, Cashman, Conners, Cooper, Cote, Crouse, Crowley, Daggett, Dellert, Descoteaux, Diamond, Dillenback, Drinkwater, Duffy, Erwin, Farnum, Foss, Foster, Greenlaw, Hale, Handy, Hayden, Hepburn, Hichborn, Hickey, Higgins, H.C.; Hillock, Høglund, Holloway, Ingraham, Jackson, Jacques, Jaibert, Lander, Law, Lawrence, Lebowitz, Lord, MacBride, Macomber, Manning, Martin, H.C.; Matthews, McGowan, McPherson, McHenry, McSweeney, Melendy, Michael, Michaud, Mitchell, Moholland, Murphy, T.W.; Murray, Nelson, Nicholson, Nickerson, O'Gara, Paradis, E.J.; Paradis, P.E.; Perry, Pines, Pouliot, Priest, Randall, Reeves, Richard, Ridley, Rioux, Roberts, Rolde, Rotondi, Rydell, Salsbury, Seavey, Simpson, Small, Smith, C.B.; Smith, C.W.; Soucy, Stevens, P.; Swazey, Tamaro, Taylor, Telow, Theriault, Vose, Walker, Warren, Webster, Wentworth, Willey

NAYS:—Allen, Bonney, Bott, Callahan, Coles, Davis, Dexter, Harper, Masterman, Mayo, McCollister, Mills, Murphy, E.M.; Parent, Scarpino, Sherburne, Stetson, Stevens, A.G.; Stevenson, Strout, Weymouth, Zirkilton

ABSENT:—Brannigan, Cahill, Carrier, Chonko, Clark, Gwadnosky, Higgins, L.M.; Joseph, Kane, Kimball, Lacroix, Lisnik, Nadeau, G.G.; Nadeau, G.R.; Paul, Racine, Rice, Ruhl, Tardy, Whitcomb, The Speaker

108 having voted in the affirmative and 22 in the negative with 21 being absent, the Bill was passed to be enacted as an emergency measure, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Make Permanent the Special Fuel Tax Act (H.P. 316) (L.D. 405) H. "A" H-72)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 114 voted in favor of the same and 9 against and accordingly, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Increase the Annual Public Utilities Commission Regulatory Fund Assessment and to Clarify the Current Statutes (H.P. 417) (L.D. 583) (C. "A" H-67)

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. 108 voted in favor of the same and 11 against and accordingly, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Make Allocations from the Maine Nuclear Emergency Planning Fund for the Fiscal Years Ending June 30, 1986, and June 30, 1987 (H.P. 741) (L.D. 1051)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 106 voted in favor of the same and 7 against and accordingly, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Make Additional Allocations from the Federal Expenditure Fund for the Fiscal Year Ending June 30, 1985 (H.P. 742) (L.D. 1052)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 114 voted in favor of the same and none against and accordingly, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Appropriate and Allocate Oil Overcharge Money (H.P. 906) (L.D. 1283)

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. 112 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.

Emergency Measure

RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Aroostook County for the Year 1985 (H.P. 913) (L.D. 1304)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 110 voted in favor of the same and 7 against and accordingly, the Resolve was finally passed, signed by the Speaker and sent to the Senate.

An Act to Amend the Maine Consumer Credit Code (S.P. 482) (L.D. 1301)

An Act to Provide Funding for Mapping of

Streams in the Jurisdiction of the Maine Land Use Regulation Commission (H.P. 253) (L.D. 307) (C. "A" H-70)

An Act to Authorize the Use of Energy Service Companies and 3rd-party Financing for Conservation Improvements at State Facilities (H.P. 302) (L.D. 391)

An Act to Amend the Municipal General Assistance Law (H.P. 576) (L.D. 847) (H. "A" H-71)

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

An Act to Amend the Liquor Laws (H.P. 904) (L.D. 1281)

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

On motion of Representative Jackson of Harrison, tabled pending passage to be enacted and specially assigned for Monday, April 22, 1985.

An Act to Provide for Registration of Bottle Clubs (H.P. 905) (L.D. 1282)

An Act Relating to Septic System Permits (H.P. 910) (L.D. 1299)

An Act Concerning Motor Vehicle Insurance and the Household Exclusion (S.P. 481) (L.D. 1300)

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

RESOLVE, to Authorize State Funding of the Penobscot Nation Museum (H.P. 911) (L.D. 1302)

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

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

Reports of Committees

Ought to Pass in New Draft

Representative BROWN from the Committee on Education on Bill "An Act to Allow School Administrative Units to Provide Services to Preschool Handicapped Students" (H.P. 310) (L.D. 399) reporting "Ought to Pass" in New Draft (H.P. 944) (L.D. 1346)

Report was read and accepted, the New Draft read once and assigned for Second Reading, Monday, April 22, 1985.

Consent Calendar

First Day

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

(H.P. 454) (L.D. 655) Bill "An Act to Amend the School Volunteer Program" (Emergency) Committee on Education reporting "Ought to Pass" as amended by Committee Amendment "A" (H-76)

There being no objections, the above item was order to appear on the Consent Calendar of Monday, April 22, 1985 under the listing of Second Day.

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

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:

Business and Commerce

Bill "An Act Concerning the Payment of Interest on Mortgage Escrow Accounts" (H.P. 945) (Presented by Representative DIAMOND of Bangor) (Cosponsors: Representatives

STEVENS of Bangor, ALIBERTI of Lewiston, and Senator BUSTIN of Kennebec)

(Ordered Printed.)

Sent up for concurrence.

Education

Bill "An Act to Provide the State Payment for Residential Placements for Special Education Students in the Current Year" (Emergency) (H.P. 946) (Presented by Representative HOLLOWAY of Edgecomb) (Cosponsors: Representative SCARPINO of St. George and Senator BUSTIN of Kennebec)

(Ordered Printed.)

Sent up for concurrence.

Judiciary

Bill "An Act Concerning the Provision of Certain Reports for Court-ordered Examinations" (Emergency) (H.P. 947) (Presented by Representative COTE of Auburn) (Cosponsor: Senator TRAFON of Androscoggin)

(Ordered Printed.)

Sent up for concurrence.

State Government

RESOLVE, to Authorize Granting a Sewer Line Easement on State Land to the Town of Thomaston (Emergency) (H.P. 948) (Presented by Representative MAYO of Thomaston) (Cosponsor: Senator CHALMERS of Knox) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

(Ordered Printed.)

Sent up for concurrence.

Transportation

Bill "An Act Relating to the Maine State Ferry Service" (H.P. 949) (Presented by Representative SCARPINO of St. George) (Cosponsor: Senator CHALMERS of Knox)

(Ordered Printed.)

Sent up for concurrence.

Orders of the Day

The Chair laid before the House the first Tabled and Today Assigned matter:

Bill "An Act to Provide for One-stop State Licensing and Permitting of Businesses" (H.P. 930)

(Committee on State Government suggested.)

TABLED—April 18, 1985, by Representative MICHAUD of Medway.

PENDING—Reference.

Thereupon, the Bill was referred to the Committee on State Government, ordered printed, and sent up for concurrence.

The Chair laid before the House the second Tabled and Today Assigned matter:

Bill "An Act to Provide for the Negotiability of Transfers, Reassignments and Promotions for Teachers" (H.P. 530) (L.D. 750)

—In House, Bill and accompanying papers indefinitely postponed on April 9, 1985.

—In Senate, Majority "Ought to Pass" as amended Report of the Committee on Labor read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (H-61) in non-concurrence.

TABLED—April 18, 1985 by Representative DIAMOND of Bangor.

PENDING—Further Consideration.

On motion of Representative Beaulieu of Portland, the House voted to recede from its action whereby the Bill and all accompanying papers were indefinitely postponed.

The same Representative moved that the Bill be recommitted to the Committee on Labor.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Portland, Representative Beaulieu.

Representative BEAULIEU: Mr. Speaker, Ladies and Gentlemen of the House: We are going to try to bring this bill back to committee to see if we can work together on an alternative or try to amend it. If that is not possible, it will be coming back to the floor, but we

ask that you grant us leave to recommit it to the committee. I believe the members of the committee, all of us, are in agreement with my motion.

Thereupon, the House voted to recommit the bill to the Committee on Labor.

Sent up for concurrence.

Representative Allen of Washington was granted unanimous consent to address the House:

Representative ALLEN: Mr. Speaker, Men and Women of the House: With regards to the roll call on item 10-4, L.D. 272, "An Act to Authorize the Sale of Frozen Lobster Tails," I am recorded in the roll call as having voting nay, and I voted yea.

(Off Record Remarks)

On motion of Representative O'Gara of Westbrook

Adjourned until 9:30 a.m. Monday, April 22, 1985.