

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

Wednesday, April 24, 1985

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

Prayer by Reverend Richard W. Beebe, First Congregational Church, Fryeburg.

Quorum called; was held.

The Journal of yesterday was read and approved.

**Papers from the Senate
Unanimous Leave to Withdraw**

Report of the Committee on Judiciary reporting "Leave to Withdraw" on Bill "An Act to Establish an Advisory Committee on the Recommendation and Nomination of Judges" (S.P. 344) (L.D. 935)

Report of the Committee on Judiciary reporting "Leave to Withdraw" on Bill "An Act to Amend the Law Relating to Mileage and Compensation of Jurors" (S.P. 112) (L.D. 327)

Report of the Committee on local and County Government reporting "Leave to Withdraw" on Bill "An Act to Amend the Municipal Revenue Producing Facilities Act" (S.P. 254) (L.D. 649)

Report of the Committee on Local and County Government reporting "Leave to Withdraw" on Bill "An Act to Except Maine Farm Produced Wine from the 15 cents Per Gallon Premium Tax" (S.P. 162) (L.D. 429)

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 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:

Education

Bill "An Act to Require Total Reimbursement for Actual Per Student Costs to a School Administrative Unit for High School Expenditures" (H.P. 955) (L.D. 1375) (Presented by Representative LANDER of Greenville) (Cosponsor: President PRAY of Penobscot) (Ordered Printed.)

Sent up for concurrence.

Human Resources

Bill "An Act Establishing a System for the Reporting of Selected Neurological Disorders" (H.P. 956) (L.D. 1376) (Presented by Representative REEVES of Pittston) (Cosponsors: Representatives RIOUX of Biddeford and ROLDE of York)

(Ordered Printed.)

Sent up for concurrence.

Labor

Bill "An Act to Amend the Procedures of the State Board of Arbitration and Conciliation" (H.P. 957) (L.D. 1377) (Presented by Representative BEAULIEU of Portland) (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 Concerning Maintenance of the Green Street Bridge in Sabattus" (H.P. 958) (L.D. 1378) (Presented by Representative STEVENS of Sabattus) (Cosponsor: Senator BERUBE of Androscoggin)

(Ordered Printed.)

Sent up for concurrence.

Reports of Committees

Unanimous Leave to Withdraw

Representative HANDY from the Committee on Education on Bill "An Act to Change the Name of the University of Maine at Orono to the University of Maine and the University of

Maine to the University of Maine System" (H.P. 717) (L.D. 1027) reporting "Leave to Withdraw"

Representative RIDLEY from the Committee on Energy and Natural Resources on Bill "An Act Exempting Municipalities from Payment of Registration and Inspection Fees for Certain Municipally-owned Dams" (H.P. 807) (L.D. 1153) 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 TAYLOR from the Committee on Human Resources on Bill "An Act to Include Restitution as a Disciplinary Consequence to Inmate Misconduct at State Correctional Facilities" (H.P. 297) (L.D. 386) reporting "Ought to Pass" in New Draft (Emergency) (H.P. 952) (L.D. 1371)

Report was read and accepted, the Bill read once and assigned for Second Reading tomorrow.

Ought to Pass in New Draft

Representative KIMBALL from the Committee on Human Resources on Bill "An Act Establishing a System for the Reporting of Selected Occupational Diseases" (H.P. 356) (L.D. 476) reporting "Ought to Pass" in New Draft (H.P. 953) (L.D. 1372)

Report was read and accepted, the New Draft read once and assigned for Second Reading tomorrow.

Ought to Pass in New Draft

Representative KIMBALL from the Committee on Human Resources on Bill "An Act Concerning the Removal of Child Abusers from the Household" (H.P. 511) (L.D. 716) reporting "Ought to Pass" in New Draft (H.P. 954) (L.D. 1373)

Report was read and accepted, the Bill read once and assigned for Second Reading tomorrow.

**Consent Calendar
Second Day**

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

(S.P. 90) (L.D. 270) Bill "An Act to Deorganize Plantation 14" (C. "A" S-51)

No objections having been noted at the end of the Second Legislative Day, the Senate Paper was Passed to be Engrossed as Amended in concurrence.

(H.P. 849) (L.D. 1205) Bill "An Act to Establish the Maine Conservation Corps" (Emergency)

On objection of Representative Michaud of Medway, was removed from Consent Calendar, Second Day.

The Committee Report was read and accepted, the Bill read once and assigned for Second Reading tomorrow.

Passed to Be Engrossed

Bill "An Act Establishing a Pilot Project to Provide Liaison to Families of Children with Special Needs Within the Department of Educational and Cultural Services" (S.P. 503) (L.D. 1363)

Bill "An Act to Require Completion of an Educational Program in Order to be Eligible to Purchase an Initial Trapping License" (H.P. 527) (L.D. 747)

RESOLVE, to Name the Wiscasset Bridge the Donald E. Davey Bridge (H.P. 373) (L.D. 492)

Were reported by the Committee on Bills in the Second Reading, read the second time, the Senate Paper was Passed to be Engrossed in concurrence and the House Papers were Passed to be Engrossed and sent up for concurrence.

As Amended

Bill "An Act to Provide for the 1985 Amendments to the Maine Housing Authorities Act" (Emergency) (H.P. 413) (L.D. 580) (C. "A" H-82)

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

Representative Bost of Orono offered House Amendment "A" (H-83) and moved its adoption.

House Amendment "A" (H-83) was read by the Clerk and adopted.

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

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

Reports of Committees

Unanimous Ought Not to Pass

Representative ALLEN from the Committee on Judiciary on Bill "An Act to Provide for Visitation of Children by 3rd Persons in Case of Divorce or Custody Proceedings" (H.P. 110) (L.D. 135) reporting "Ought Not to Pass"

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

**Consent Calendar
First Day**

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

(H.P. 78) (L.D. 98) Bill "An Act Defining the Right of State Employees to Testify Before Legislative Committees" Committee on State Government reporting "Ought to Pass" as amended by Committee Amendment "A" (H-85)

(H.P. 370) (L.D. 525) Bill "An Act to Amend the Municipal Development District Law" Committee on Taxation reporting "Ought to Pass"

(H.P. 613) (L.D. 883) Bill "An Act to Amend the Forest Fire Suppression Tax to Allow Persons Affected by Tax Liens One Year to Pay those Taxes" Committee on Taxation reporting "Ought to Pass"

There being no objections, the above items were ordered to appear on the Consent Calendar of Thursday, April 25, 1985 under the listing of Second Day.

Orders of the Day

The Chair laid before the House the first tabled and today assigned matter:

An Act to Establish Fixed Dates for the Adjournment of the First and Second Regular Sessions of the Legislature (Emergency) (H.P. 928) (L.D. 1333)

TABLED—April 23, 1985 by Representative DIAMOND of Bangor.

PENDING—Passage to be Enacted.

On motion of Representative Diamond of Bangor, retabled pending passage to be enacted and tomorrow assigned.

The Chair laid before the House the second tabled and today assigned matter:

HOUSE DIVIDED REPORT—Majority (11) "Ought Not to Pass"—Minority (2) "Ought to Pass"—Committee on Transportation on Bill "An Act to Provide an Exemption from the 7-Day Loaner Plate Limitation" (H.P. 430) (L.D. 610)

TABLED—April 23, 1985 by Representative THERIAULT of Fort Kent.

PENDING—Motion of same Representative to accept the Majority "Ought Not to Pass" Report.

Representative Theriault of Fort Kent withdrew his motion to accept the Majority "Ought Not to Pass" Report.

On motion of the same Representative, the House accepted the Minority "Ought to Pass" Report, the Bill read once and assigned for Second Reading tomorrow.

The following items appearing on Supple-

ment No. 2 were taken up out of order by unanimous consent:

An Act to Amend the School Volunteer Program (H.P. 454) (L.D. 655) (H. "A" H-80 to C. "A" H-76)

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 and none 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 Franklin County for the Year 1985 (H.P. 938) (L.D. 1344)

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. 113 voted in favor and one against and accordingly, the Resolve was finally passed, signed by the Speaker, and sent to the Senate.

An Act Concerning the Administration of Public Improvements Under the Supervision of the Department of Transportation (S.P. 57) (L.D. 76)

An Act to Amend the Department of Environmental Protection Law (S.P. 414) (L.D. 1144)

An Act Concerning the Requirements for Licensing Private Investigators (S.P. 502) (L.D. 1347)

An Act to Expand the Membership of the Maine Occupational Information Coordinating Committee (H.P. 730) (L.D. 1039)

An Act to Amend the Fair Credit Reporting Act (H.P. 939) (L.D. 1345)

An Act to Allow School Administrative Units to Provide Services to Preschool Handicapped Students (H.P. 944) (L.D. 1346)

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.

(Off Record Remarks)

On motion of Representative Beaulieu of Portland.

Adjourned until nine tomorrow morning.
