

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred and Twelfth
Legislature
OF THE
STATE OF MAINE

VOLUME I
SECOND REGULAR SESSION
January 8 - April 2, 1986

Pursuant to Article IV, Part 3, Section 1 of the Constitution and Laws of the State of Maine, the Representatives of the One Hundred and Twelfth Legislature assembled in the Hall of the House at 4:00 o'clock in the afternoon and were called to Order by JOHN L. MARTIN of Eagle Lake, Speaker of the House.

Prayer by Reverend Thomas L. Caton, Union Congregational Church, Ashland.

National Anthem by the Ashland Community High School Band.

CALLING OF THE ROLL

For the purpose of ascertaining the presence of a quorum, a certified roll of the Representatives of the One Hundred and Twelfth Legislature was taken.

The elected membership of the House being 150, 145 present; with five absent and one vacancy, a quorum was found to be present.

ABSENT: Representative H.C. Higgins of Portland; Representative H.R. Baker of Portland; Representative Nadeau of Lewiston; Representative Racine of Biddeford; and Representative Martin of Van Buren.

On Motion of Representative DIAMOND of Bangor, the following Order:

ORDERED, that a Committee of seven be appointed to wait upon his Excellency, Governor Joseph E. Brennan, and inform him that a quorum of the House of Representatives is assembled in the Hall of the House for the consideration of such business as may come before the House, and to extend to him an invitation to attend and make such communication as he may be pleased to make.

Was Read and Passed and the Speaker appointed the following members:

Representative ERWIN of Rumford
Representative BEAULIEU of Portland
Representative CLARK of Millinocket
Representative WALKER of Norway
Representative DRINKWATER of Belfast
Representative BONNEY of Falmouth
Representative CAHILL of Woolwich

At this point, Representative ERWIN of Rumford reported that the Committee had delivered the message with which they were charged.

On Motion of Representative HAYDEN of Brunswick, the following Order:

ORDERED, that a message be conveyed to the Senate that a quorum of the House of Representatives is present for the consideration of such business as may come before the House.

Was read and passed and Representative DIAMOND of Bangor was appointed to convey the message and

subsequently reported that he had delivered the message with which he was charged.

A message was received from the Senate, borne by Senator Clark of Cumberland of that body, announcing a quorum present and that the Senate was ready to transact any business that might properly come before it.

The following Communication:

State of Maine
Department of State
State House Station 101
Augusta, Maine 04333

DIVISION OF PUBLIC ADMINISTRATION

December 9, 1985

To Edwin H. Pert, Clerk
House of Representatives
One Hundred and Twelfth Legislature:

In compliance with 3 MRSA Section 2, as amended, notification is hereby given of the following vacancy in the House of Representatives.

Dana S. Swazey, Bucksport - District 122.

The Governor has set the date of January 7, 1986 in which to hold the special election to fill the vacancy.

Respectfully,

S/James S. Henderson
Deputy Secretary of State

Was read and ordered placed on file.

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

The following Communication:

STATE OF MAINE

Office of the Secretary of State

January 8, 1986

To the Honorable John L. Martin, Speaker of the House of Representatives of the One Hundred and Twelfth Legislature:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith report the return of votes cast in Representative District 122 at the Special Election held on January 7, 1986, according to a review of the returns made by the Governor, to fill the vacancy that existed in

that district, as follows:

| | |
|------------------------------|-------|
| Audbur J. Drake, Bucksport | 86 |
| Vaughn A. Lowell, Bucksport | 671 |
| E. Michael Swazey, Bucksport | 1,072 |

S/Rodney S. Quinn
Secretary of State

Was read and ordered placed on file.

The following Communication:

STATE OF MAINE

Office of the Secretary of State

January 8, 1986

To Edwin H. Pert, Clerk of the House of Representatives of the One Hundred and Twelfth Legislature:

In compliance with the Constitution and laws of the State of Maine, I hereby certify that a Special Election was held on January 7, 1986, in Representative District 122 for the purpose of electing a Representative to the One Hundred and Twelfth Legislature; that E. Michael Swazey of Bucksport having received a plurality of all votes cast in District 122, as contained in a report to the Governor on January 8, 1986, appears to have been elected a Representative to the One Hundred and Twelfth Legislature.

IN WITNESS WHEREOF, I have

caused the Great Seal of the State of Maine to be hereunto affixed this eighth day of January in the year of our Lord, One Thousand Nine Hundred and Eighty-six.

S/Rodney S. Quinn
Secretary of State

Was read and ordered placed on file.

At this point, the Speaker announced the presence in the Hall of the House of Representative-elect E. MICHAEL SWAZEY from Bucksport. The Speaker asked the Representative from Bangor, Representative DIAMOND, and the Representative from Waterville, Representative JACQUES to escort the Representative-elect to the Office of the Governor where the Governor will enable him to receive and subscribe the oath necessary to qualify him to enter upon his official duties.

Subsequently, Representative DIAMOND reported that the necessary oath had been taken by the

Representative to qualify him to enter upon his official duties.

At this point, the Speaker announced that Representative SWAZEY of Bucksport will be assigned seat 144 and to the Committee on Taxation.

COMMUNICATIONS

The following Communication: (H.P. 1178)

State of Maine
House of Representatives
Augusta, Maine 04333

December 17, 1985

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 17, 1985, three Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on December 17, 1985, as follows:

Transportation

Bill "An Act to Provide Vanity Plates for Trailers" (H.P. 1175) (L.D. 1670) (Presented by Representative DAGGETT of Manchester) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Utilities

Bill "An Act to Clarify the Referendum Provision to Revise and Modernize the Charter of the York Sewer District" (Emergency) (H.P. 1176) (L.D. 1671) (Presented by Representative VOSE of Eastport) (Cosponsor: Representative ROLDE of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act Increasing the Indebtedness of the Dover and Foxcroft Water District" (Emergency) (H.P. 1177) (L.D. 1672) (Presented by Representative LAW of Dover-Foxcroft) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up
for concurrence.

The following Communication: (H.P. 1180)

State of Maine
House of Representatives
Augusta, Maine 04333

December 17, 1985

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 17, 1985, one Bill was received by
the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, this
bill was referred to the Joint Standing Committee on
December 17, 1985 as follows:

Human Resources

Bill "An Act to Authorize Crediting of Savings
Against Costs of Utilities at the Augusta Mental
Health Institute" (H.P. 1179) (L.D. 1677) (Presented
by Representative HICKEY of Augusta) (Cosponsor:
Representative McSWEENEY of Old Orchard Beach)
(Approved for introduction by a majority of the
Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Was read and ordered placed on file and sent up
for concurrence.

The following Communication: (H.P. 1187)

State of Maine
House of Representatives
Augusta, Maine 04333

December 18, 1985

John L. Martin
Speaker of the House

112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 18, 1985, six Bills were received by
the Clerk of the House.

Pursuant to the provisions of Joint Rule 14,
these bills were referred to the Joint Standing
Committees on December 18, 1985 as follows:

Business and Commerce

Bill "An Act to Provide Parity to State-chartered
Institutions by Allowing them to Offer Self-directed
Individual Retirement Accounts" (H.P. 1181) (L.D.
1678) (Presented by Representative MURRAY of Bangor)
(Approved for introduction by a majority of the
Legislative Council pursuant to Joint Rule 26)

Human Resources

Bill "An Act Authorizing Payment of Child Care
Expenses for Foster Children" (Emergency) (H.P. 1184)
(L.D. 1681) (Presented by Representative CASHMAN of
Old Town) (Cosponsor: Representative CARROLL of Gray)
(Approved for introduction by a majority of the
Legislative Council pursuant to Joint Rule 26)

Judiciary

Bill "An Act to Revise the Laws Pertaining to
Bail in Criminal Cases" (H.P. 1182) (L.D. 1679)
(Presented by Representative CROWLEY of Stockton
Springs) (Cosponsors: Representatives MURPHY of
Kennebunk, ALLEN of Washington, and Senator CARPENTER
of Aroostook) (Approved for introduction by a
majority of the Legislative Council pursuant to Joint
Rule 26)

Bill "An Act Relating to the Time of
Passamaquoddy Tribe Trust Land Designation" (H.P.
1183) (L.D. 1680) (Presented by Representative VOSE
of Eastport) (Cosponsors: Representative MOHOLLAND of
Princeton and Senator BROWN of Washington) (Approved
for introduction by a majority of the Legislative
Council pursuant to Joint Rule 26)

RESOLVE, Authorizing Jeanette Hodgdon Brown,
Administratrix of the Estate of Kenneth R. Hodgdon,
to Recover Judgment Entered in Her Favor against the
State in Lincoln County Superior Court (H.P. 1186)
(L.D. 1683) (Presented by Representative HOLLOWAY of
Edgecomb) (Cosponsors: Representative REEVES of
Pittston and Senator VIOLETTE of Aroostook) (Approved
for introduction by a majority of the Legislative
Council pursuant to Joint Rule 26)

Taxation

Bill "An Act to Require Provision of Notice of
Condemnation to Certain State and Local Governments
and to Clarify the Status of Tax Liens on Condemned
Property" (H.P. 1185) (L.D. 1682) (Presented by
Representative MACOMBER of South Portland)
(Cosponsor: Representative McPHERSON of Eliot)

(Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 1195)

State of Maine
House of Representatives
Augusta, Maine 04333

December 19, 1985

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 19, 1985, seven Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on December 19, 1985 as follows:

Business and Commerce

Bill "An Act Establishing State Regulation of Employment Agencies" (H.P. 1191) (L.D. 1688) (Presented by Representative BRANNIGAN of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Amend Maine's Abandoned Property Law" (H.P. 1192) (L.D. 1689) (Presented by Representative BRANNIGAN of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Human Resources

Bill "An Act to Require Notice of the Smoking Policy in Restaurants" (H.P. 1193) (L.D. 1690) (Presented by Representative MANNING of Portland) (Cosponsor: Representative PINES of Limestone) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Judiciary

Bill "An Act Concerning Substance Abuse Education" (H.P. 1188) (L.D. 1685) (Presented by

Representative ALLEN of Washington) (Cosponsor: Senator CHALMERS of Knox) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act Relating to Penobscot Nation Game Wardens" (H.P. 1194) (L.D. 1691) (Presented by Representative CASHMAN of Old Town) (Cosponsor: Senator PEARSON of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Legal Affairs

Bill "An Act to Allow Municipal Officers to Delegate their Authority to License Catered Off-premise Functions" (H.P. 1189) (L.D. 1686) (Presented by Representative REEVES of Pittston) (Cosponsors: Representatives MACOMBER of South Portland, DILLENBACK of Cumberland, and RIOUX of Biddeford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Transportation

RESOLVE, to Name the New Bridge Between the Cities of Bangor and Brewer the "POW-MIA Memorial Bridge" (H.P. 1190) (L.D. 1687) (Presented by Representative CLARK of Millinocket) (Cosponsors: Representative THERIAULT of Fort Kent and Senator ERWIN of Oxford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 1201)

State of Maine
House of Representatives
Augusta, Maine 04333

December 20, 1985

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 20, 1985, five Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing

Committees on December 20, 1985 as follows:

Aging, Retirement and Veterans

Bill "An Act to Correct Inequities in the Laws of the Maine State Retirement System" (H.P. 1196) (L.D. 1701) (Presented by Representative HICKEY of Augusta) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Authorize the Establishment of Veterans' Homes in Northern and Southern Maine" (H.P. 1198) (L.D. 1703) (Presented by Speaker Martin of Eagle Lake) (Cosponsors: Senators ERWIN of Oxford, DUTREMBLE of York, and Representative PAUL of Sanford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Labor

Bill "An Act to Require that State Programs Recognize the Impact of Minimum Wage Increases" (H.P. 1197) (L.D. 1702) (Presented by Representative BEAULIEU of Portland) (Cosponsors: Representative McCOLLISTER of Canton, Senator ERWIN of Oxford, and Speaker MARTIN of Eagle Lake) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Reauthorize the Dislocated Workers Fund" (Emergency) (H.P. 1199) (L.D. 1704) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsors: Senator DUTREMBLE of York, Representatives ERWIN of Rumford, and WILLEY of Hampden) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Taxation

Bill "An Act Relating to the Enforcement of the United States Heavy Vehicle Use Tax" (Emergency) (H.P. 1200) (L.D. 1705) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsors: Senator DOW of Kennebec, Representatives MOHOLLAND of Princeton, and McPHERSON of Eliot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 1215)

State of Maine
House of Representatives
Augusta, Maine 04333

December 23, 1985

John L. Martin

Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 23, 1985, thirteen Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on December 23, 1985 as follows:

Agriculture

Bill "An Act to Increase the Registration Fee Charged to Pesticide Manufacturers and Other Registrants" (H.P. 1208) (L.D. 1715) (Presented by Representative MICHAEL of Auburn) (Cosponsors: Representatives McCOLLISTER of Canton, PARENT of Benton, and Senator ERWIN of Oxford) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 24)

Business and Commerce

Bill "An Act to Amend the Postgraduate Training Requirement for Licensure of Physicians" (H.P. 1209) (L.D. 1716) (Presented by Representative DAGGETT of Manchester) (Cosponsors: Representatives CARROLL of Gray, NELSON of Portland, and Senator BUSTIN of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Judiciary

Bill "An Act Relating to the Passamaquoddy Indian Reservation" (H.P. 1210) (L.D. 1717) (Presented by Representative VOSE of Eastport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Legal Affairs

Bill "An Act to Amend the Date on Which Quarterly Campaign Reports are Due" (H.P. 1206) (L.D. 1713) (Presented by Representative MAYO of Thomaston) (Cosponsors: Senator CHALMERS of Knox, Representatives HANDY of Lewiston, and WARREN of Scarborough) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Marine Resources

Bill "An Act Relating to Lease Fees Under the Bureau of Public Lands" (H.P. 1207) (L.D. 1714) (Presented by Representative SCARPINO of St. George) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Conserve Striped Bass" (H.P. 1213) (L.D. 1720) (Presented by Representative CARTER of Winslow) (Cosponsor: Representative CROWLEY of Stockton Springs) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

State Government

Bill "An Act to Adjust the Rate of Compensation of the Members of the Maine Health Care Finance Commission" (H.P. 1211) (L.D. 1718) (Presented by Representative GWADOSKY of Fairfield) (Cosponsors: Representative BRANNIGAN of Portland, Senators NAJARIAN of Cumberland, and BUSTIN of Kennebec)

Taxation

Bill "An Act Relating to Place of Payment of Motor Vehicle Excise Tax on Leased Vehicles" (H.P. 1202) (L.D. 1709) (Presented by Representative LACROIX of Oakland) (Cosponsors: Representatives CASHMAN of Old Town, THERIAULT of Fort Kent and JACKSON of Harrison) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Reduce the Burden of Property Taxes on Persons who are Elderly" (H.P. 1212) (L.D. 1719) (Presented by Representative VOSE of Eastport) (Cosponsors: Senator TWITCHELL of Oxford, Representatives ERWIN of Rumford, and WALKER of Norway) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Transportation

Bill "An Act to Clarify the Authority of Municipal Officers to Temporarily Restrict Vehicle Passage over Certain Highways" (H.P. 1203) (L.D. 1710) (Presented by Representative STROUT of Corinth) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Utilities

Bill "An Act Relating to Public Utility Service Charge Liens" (H.P. 1204) (L.D. 1711) (Presented by Representative DAVIS of Monmouth) (Cosponsors: Representatives RICHARD of Madison, PARADIS of Old Town, and Senator BALDACCI of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act Regarding Utility Assessments" (H.P. 1205) (L.D. 1712) (Presented by Representative PARADIS of Old Town) (Cosponsors: Senators BALDACCI of Penobscot, WEBSTER of Franklin, and Representative VOSE of Eastport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Amend the Charter of the York Water District" (Emergency) (H.P. 1214) (L.D. 1721) (Presented by Representative ROLDE of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up

for concurrence.

The following Communication: (H.P. 1222)

State of Maine
House of Representatives
Augusta, Maine 04333

December 24, 1985

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 24, 1985, six Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on December 24, 1985 as follows:

Agriculture

Bill "An Act to Establish a Research Program on the Agricultural Utilization of Industrial Waste Products" (H.P. 1217) (L.D. 1725) (Presented by Representative AYER of Caribou) (Cosponsors: Representatives MITCHELL of Freeport, MCGOWAN of Canaan, and Senator BLACK of Cumberland) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 24)

Bill "An Act Revising the Mandatory Vaccination Requirement for Livestock" (H.P. 1218) (L.D. 1726) (Presented by Representative DAGGETT of Manchester) (Cosponsors: Representatives MICHAEL of Auburn, TARDY of Palmyra, and Senator BLACK of Cumberland) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 24)

Business and Commerce

Bill "An Act to Permit Mobile Banking in Rural Maine" (H.P. 1219) (L.D. 1727) (Presented by Representative MARTIN of Van Buren) (Cosponsors: Representatives SIMPSON of Casco, ROTONDI of Athens, and Senator MATTHEWS of Kennebec) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

Bill "An Act to Expand Investment Opportunities for State-chartered Credit Unions" (H.P. 1220) (L.D. 1728) (Presented by Representative RYDELL of Brunswick) (Cosponsors: Representatives MARTIN of Van Buren, TELOW of Lewiston, and Senator BUSTIN of Kennebec) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

Energy and Natural Resources

Bill "An Act to Clarify the Sand Dunes Law" (H.P. 1221) (L.D. 1729) (Presented by Representative WARREN of Scarborough) (Cosponsors: Senator KERRY of York and Representative HIGGINS of Scarborough) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Fisheries and Wildlife

Bill "An Act Pertaining to Local Registration of Watercraft" (H.P. 1216) (L.D. 1724) (Presented by Representative JACQUES of Waterville) (Cosponsors: Senator MATTHEWS of Kennebec and Representative WALKER of Norway) (Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 24)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 1232)

State of Maine
House of Representatives
Augusta, Maine 04333

December 26, 1985

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 26, 1985, nine Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on December 26, 1985 as follows:

Agriculture

Bill "An Act to Revise the Maine Apiary Laws" (H.P. 1223) (L.D. 1730) (Presented by Representative DAGGETT of Manchester) (Cosponsors: Senator ERWIN of Oxford, Representatives MICHAEL of Auburn, and LORD of Waterboro) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 24)

Business and Commerce

Bill "An Act to Clarify the Confidentiality Provisions of the Maine Banking Code" (H.P. 1224)

(L.D. 1731) (Presented by Representative ALIBERTI of Lewiston) (Cosponsors: Representatives STEVENS of Bangor, MURRAY of Bangor, and Senator SEWALL of Lincoln) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

Bill "An Act to Authorize the Superintendent of Insurance to Promulgate Rules Relating to Coordination of Group Health Insurance Benefits" (H.P. 1225) (L.D. 1732) (Presented by Representative MURRAY of Bangor) (Cosponsors: Senator KERRY of York, Representatives BRANNIGAN of Portland, and RYDELL of Brunswick) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

Bill "An Act Relating to the Surplus Lines Insurance Law" (H.P. 1226) (L.D. 1733) (Presented by Representative MURRAY of Bangor) (Cosponsors: Senator BUSTIN of Kennebec, Representatives STEVENS of Bangor, and ARMSTRONG of Wilton) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

Bill "An Act Relating to Dividends on Insurance Policies" (H.P. 1227) (L.D. 1734) (Presented by Representative BRANNIGAN of Portland) (Cosponsors: Senator KERRY of York, Representatives STEVENS of Bangor, and ALIBERTI of Lewiston) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

Judiciary

Bill "An Act Relating to Settlement Negotiations and Investigation of Facts by the Maine Human Rights Commission" (H.P. 1228) (L.D. 1735) (Presented by Representative PRIEST of Brunswick) (Cosponsors: Senators TRAFTON of Androscoggin, CARPENTER of Aroostook, and Representative DILLENBACK of Cumberland) (Submitted by the Human Rights Commission pursuant to Joint Rule 24)

Labor

Bill "An Act to Amend the Employment Security Law" (H.P. 1229) (L.D. 1736) (Presented by Representative HALE of Sanford) (Cosponsors: Representatives RUHLIN of Brewer, BONNEY of Falmouth, and Senator TUTTLE of York) (Submitted by the Department of Labor pursuant to Joint Rule 24)

Utilities

Bill "An Act to Clarify the Confidentiality of Accident Reports" (H.P. 1230) (L.D. 1737) (Presented by Representative VOSE of Eastport) (Cosponsors: Representatives CLARK of Millinocket, PARADIS of Old Town, and NICHOLSON of South Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Amend the Charter of the Brunswick Sewer District" (Emergency) (H.P. 1231) (L.D. 1738) (Presented by Representative PRIEST of Brunswick) (Cosponsors: Senator CLARK of Cumberland, Representatives HAYDEN of Brunswick, and RYDELL of Brunswick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 1239)

State of Maine
House of Representatives
Augusta, Maine 04333

December 27, 1985

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 27, 1985, six Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on December 27, 1985 as follows:

Appropriations and Financial Affairs

Bill "An Act to Fund Elderly Legal Services in Northern and Eastern Maine Communities" (H.P. 1233) (L.D. 1742) (Presented by Representative LISNIK of Presque Isle) (Cosponsors: Speaker MARTIN of Eagle Lake, Senators CARPENTER of Aroostook, and McBREAIRTY of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

State Government

Bill "An Act to Amend the Maine Community Services Act" (H.P. 1234) (L.D. 1743) (Presented by Representative SIMPSON of Casco) (Cosponsors: Representatives JOSEPH of Waterville and RANDALL of East Machias) (Submitted by the Executive Department, Division of Community Services pursuant to Joint Rule 24)

Taxation

Bill "An Act Providing Conformity with the United States Internal Revenue Code under the Maine Income Tax Law" (Emergency) (H.P. 1235) (L.D. 1744) (Presented by Representative MAYO of Thomaston) (Cosponsors: Representatives NELSON of Portland, JACKSON of Harrison, and Senator TWITCHELL of Oxford)

(Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Utilities

Bill "An Act to Fairly Apportion the Cost of New Water Utility Services" (Emergency) (H.P. 1236) (L.D. 1745) (Presented by Representative MURPHY of Kennebunk) (Cosponsors: Representative ROLDE of York, Senators MAYBURY of Penobscot, and CLARK of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Amend the Charter of the Kennebunk, Kennebunkport and Wells Water District" (Emergency) (H.P. 1237) (L.D. 1746) (Presented by Representative MURPHY of Kennebunk) (Cosponsors: Senator DUTREMBLE of York, Representatives SEAVEY of Kennebunkport, and WENTWORTH of Wells) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Fairly Apportion the Cost of Water System Extensions and Expansions" (Emergency) (H.P. 1238) (L.D. 1747) (Presented by Representative ROLDE of York) (Cosponsors: Representative MURPHY of Kennebunk and Senator CLARK of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 1249)

State of Maine
House of Representatives
Augusta, Maine 04333

December 30, 1985

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On December 30, 1985, nine Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on December 30, 1985 as follows:

Agriculture

Bill "An Act to Increase the Penalty for Violation of the Provisions of the Pesticide Control Laws" (H.P. 1244) (L.D. 1754) (Presented by Representative MICHAEL of Auburn) (Cosponsors: Representative McCOLLISTER of Canton, Senators ERWIN of Oxford, and BLACK of Cumberland) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 24)

Business and Commerce

Bill "An Act to Insure Fair Practices in the Sale of Health Insurance Policies to Elderly Consumers" (H.P. 1245) (L.D. 1755) (Presented by Representative BRANNIGAN of Portland) (Cosponsor: Senator CLARK of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Education

Bill "An Act to Amend the School Construction Law" (H.P. 1246) (L.D. 1756) (Presented by Representative BOST of Orono) (Cosponsors: Representatives O'GARA of Westbrook, ROBERTS of Farmington, and MATTHEWS of Caribou) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Bill "An Act to Strengthen Provisions Relating to the Delivery of the Publications of State Agencies to the Maine State Library for Reliable Public Access" (H.P. 1247) (L.D. 1757) (Presented by Representative LACROIX of Oakland) (Cosponsors: Representatives DUFFY of Bangor, WALKER of Norway, and Senator MATTHEWS of Kennebec) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Energy and Natural Resources

Bill "An Act to Adjust and Allocate Various Dedicated Revenue Accounts of the Department of Environmental Protection for Fiscal Years Ending June 30, 1986, and June 30, 1987" (Emergency) (H.P. 1240) (L.D. 1750) (Presented by Representative McGOWAN of Canaan) (Cosponsors: Representatives RACINE of Biddeford, SIMPSON of Casco, and HOGlund of Portland) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 24)

Bill "An Act Concerning Fees Imposed on the Generation of Hazardous Waste" (H.P. 1241) (L.D. 1751) (Presented by Representative COLES of Harpswell) (Cosponsors: Senator KANY of Kennebec, Representatives HOGlund of Portland, and HOLLOWAY of Edgecomb) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 24)

Human Resources

Bill "An Act Regarding Smokeless Tobacco" (H.P. 1242) (L.D. 1752) (Presented by Representative MELENDY of Rockland) (Cosponsors: Representatives CARROLL of Gray, PINES of Limestone, and Senator KERRY of York) (Submitted by the Department of Human Services pursuant to Joint Rule 24)

State Government

Bill "An Act to Clarify Sales of Surplus Vehicles at State Auction" (H.P. 1248) (L.D. 1758) (Presented by Representative COTE of Auburn) (Cosponsors: Representatives NADEAU of Saco and LACROIX of Oakland) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Taxation

Bill "An Act Amending the Excise Tax Law as it Relates to Car Leasing" (H.P. 1243) (L.D. 1753) (Presented by Representative MURPHY of Kennebunk) (Cosponsors: Senator TWITCHELL of Oxford, Representatives JACKSON of Harrison, and FOSTER of Ellsworth) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 1250)

DEPARTMENT OF ENERGY
Washington, DC 20585

Dec. 26, 1985

Edwin H. Pert, Clerk
State of Maine
House of Representatives
Augusta, Maine 04333

Dear Mr. Pert:

Thank you for providing Secretary Herrington with a copy of the Resolution enacted by the State of Maine Legislature on November 13, 1985, concerning the possible siting of a high-level radioactive waste repository in Maine. The resolution expresses concerns regarding the presence of environmental and geologic conflicts with repository siting in Maine.

Senator Judy C. Kany also sent a copy of the above-referenced Resolution to Secretary Herrington. Enclosed is a copy of the Department of Energy's response to Senator Kany regarding the Resolution.

Your interest in the Civilian Radioactive Waste Management Program is appreciated.

Sincerely,

S/William J. Purcell
Associate Director for
Geologic Repositories
Office of Civilian Radioactive
Waste Management

Was read and with accompanying papers ordered

placed on file and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

The following Communication: (H.P. 1257)

State of Maine
House of Representatives
Augusta 04333

January 2, 1986

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On January 2, 1986, six Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on January 2, 1986 as follows:

Appropriations and Financial Affairs

Bill "An Act to Expand the Maine Conservation Corps" (Emergency) (H.P. 1251) (L.D. 1761) (Presented by Representative CHONKO of Topsham) (Cosponsors: Representatives MICHAUD of Medway, FOSTER of Ellsworth, and Senator PEARSON of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Business and Commerce

Bill "An Act to Permit the Electricians' Examining Board to Renew Certain Master, Journeyman and Limited Electricians' Licenses" (Emergency) (H.P. 1252) (L.D. 1762) (Presented by Representative VOSE of Eastport) (Cosponsors: Representative RYDELL of Brunswick and Senator KERRY of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Provide for the Use of the So-called 'Interim Bank Approach' to Facilitate the Formation of a Financial Institution Holding Company" (Emergency) (H.P. 1255) (L.D. 1765) (Presented by Representative BRANNIGAN of Portland) (Cosponsors: Representatives MURRAY of Bangor, STEVENS of Bangor, and Senator KERRY of York) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

Energy and Natural Resources

Bill "An Act to Clarify the Membership of the Maine Land Use Regulation Commission" (Emergency)

(H.P. 1256) (L.D. 1766) (Presented by Representative MICHAUD of Medway) (Cosponsors: Representatives JACQUES of Waterville, COLES of Harpswell, and Senator USHER of Cumberland) (Submitted by the Department of Conservation pursuant to Joint Rule 24)

State Government

Bill "An Act to Clarify the Surety Bonding Process for Contractors" (H.P. 1253) (L.D. 1763) (Presented by Representative LACROIX of Oakland) (Cosponsors: Representatives BOUTILIER of Lewiston, COTE of Auburn, and DESCOTEAUX of Biddeford) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Taxation

Bill "An Act to Limit Preferential Taxation within a Unitary Business" (H.P. 1254) (L.D. 1764) (Presented by Representative CASHMAN of Old Town) (Cosponsors: Representatives MAYO of Thomaston, NELSON of Portland, and Senator TWITCHELL of Oxford) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 1262)

State of Maine
House of Representatives
Augusta 04333

January 3, 1986

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate
112th Legislature

Dear Mr. Speaker and Mr. President:

On January 3, 1986, four Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on January 3, 1986 as follows:

Human Resources

Bill "An Act Concerning Emergency Medical Services Personnel" (H.P. 1258) (L.D. 1768) (Presented by Representative MILLS of Bethel) (Cosponsors: Representatives CARROLL of Gray, MELENDY of Rockland and Senator GAUVREAU of Androscoggin) (Submitted by the Department of Human Services pursuant to Joint Rule 24)

Legal Affairs

Bill "An Act to Amend the Laws Relating to Investigative Information of the State Fire Marshal's Office" (Emergency) (H.P. 1259) (L.D. 1769) (Presented by Representative PAUL of Sanford) (Cosponsors: Representatives PARADIS of Augusta, RIOUX of Biddeford and ALLEN of Washington) (Submitted by the Department of Public Safety pursuant to Joint Rule 24)

Transportation

Bill "An Act Regarding Certification Records of Minority Business Enterprises, Women's Business Enterprises and Disadvantaged Business Enterprises to be Confidential" (H.P. 1260) (L.D. 1770) (Presented by Representative ALLEN of Washington) (Cosponsors: Representatives PRIEST of Brunswick, MILLS of Bethel and WARREN of Scarborough) (Submitted by the Department of Transportation pursuant to Joint Rule 24)

RESOLVE, to Name the New Bridge Between the Cities of Bangor and Brewer the "Veterans' Memorial Bridge." (H.P. 1261) (L.D. 1771) (Presented by Representative DIAMOND of Bangor) (Cosponsors: Representatives RUHLIN of Brewer, DUFFY of Bangor and Senator MAYBURY of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication: (H.P. 1266)

State of Maine
House of Representatives
Augusta 04333

January 6, 1986

John L. Martin
Speaker of the House
112th Legislature

Charles P. Pray
President of the Senate

112th Legislature

Dear Mr. Speaker and Mr. President:

On January 6, 1986, two Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees on January 6, 1986 as follows:

Business and Commerce

Bill "An Act to Increase the State's Deductible or Self-insured Retention" (H.P. 1264) (L.D. 1773) (Presented by Representative COTE of Auburn) (Cosponsors: Representatives DESCOTEAUX of Biddeford, NADEAU of Saco, and BOUTILIER of Lewiston) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Amend the Revised Maine Securities Act" (H.P. 1265) (L.D. 1774) (Presented by Representative MURRAY of Bangor) (Cosponsors: Representatives ALIBERTI of Lewiston, RYDELL of Brunswick, and MARTIN of Van Buren) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

Sincerely,

S/Edwin H. Pert
Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Were read and ordered placed on file and sent up for concurrence.

The following Communication:

STATE OF MAINE
Department of
Educational and Cultural Services
State House Station 23
Augusta, Maine 04333

November 29, 1985

TO: Members of the 112th Legislature
Bureau of the Budget

FROM: Robert Eugene Boose, Commissioner

SUBJECT: Actual Education Costs for Base Year 1984-85

Pursuant to the provisions of 20-A MRSA Section 15604, I forward herewith notification of the "actual education costs" as defined in subsection 1 of 20-A MRSA Section 15604 for the base year 1984-85.

A. Operating Costs
(1) Elementary \$246,354,829
(2) Secondary \$153,965,364

B. Special education costs for programs operated by administrative units

\$ 31,897,732

C. Special education tuition and board,
excluding medical costs

\$9,501,716

(1) Tuition and board for
pupils placed by
administrative units

\$7,381,449

(2) Tuition and board for State
Wards and direct State
placements

\$1,720,267

(3) Adjustments under section
15612, subsection 6

\$400,000

D. Vocational education costs

\$13,790,588

E. Transportation operating costs

\$34,843,556

F. Purchase of buses \$3,999,768

G. Debt Service Costs

(1) Principal and Interest

\$29,351,086

(2) Insured Value Factor

\$594,912

(3) Leases \$782,470

(4) Construction - Current Year

Const. Funding

\$791,635

Other major capital costs

\$1,688,529

H. Cost of reimbursement for private
School services

\$267,299

I. Cost of state exp. for teacher
retirement benefits

\$58,631,640

J. Early childhood educational programs

\$210,743

The above figures include all adjustments

in expenditure reports through November 29, 1985.
These expenditures are from state and local monies
only, except that Federal P.L. 874 funds are included.

Was read and ordered placed on file.

The following Communication:

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

December 18, 1985

Hon. Edwin H. Pert
Clerk of the House
State House, Station 2
Augusta, ME 04333

Dear Clerk Pert:

I am pleased to transmit to you the report from
the National Transportation Safety Board issued on
December 6, 1985 regarding Safety Recommendations
H-85-49 and -50.

Sincerely,

S/John L. Martin
Speaker of the House

Was read and with accompanying report ordered
placed on file.

The following Communication:

Department of Energy
Chicago Operations Office
Crystalline Repository Project Office (CP0)
9800 South Cass Avenue
Argonne, Illinois 60439

Dec. 18, 1985

Honorable John L. Martin
Speaker of the House of
Representatives of the
State of Maine
Augusta, Maine 04333

Dear Speaker Martin:

SUBJECT: RELEASE OF THE DRAFT AREA RECOMMENDATION
REPORT (DARR)

The draft Area Recommendation Report for the
Crystalline Repository Project is scheduled for
release on January 16, 1986, for a 90-day public
review and comment period. This draft document will
contain the results of the Department of Energy's
(DOE) region-to-area screening of 235 rock bodies in

17 States and will propose candidate areas for further investigation during the next phase of study.

This letter is to notify you in advance of our planned inter-governmental and public liaison activities for the release of this draft decision document.

Our planned activities for release day include:

-Calls by senior DOE officials to Governors of the 17 States currently involved in the Crystalline Program;

-Calls to Indian Tribes with identified interests in the candidate areas;

-Briefings in State capitals for Governor's offices and State legislators, if requested;

-A Congressional briefing in Washington, D.C.; and

-A press conference in Washington, D.C., to announce release of the draft ARR.

During the days and weeks following the announcement, DOE briefing teams will be conducting briefings for legislators (upon request), Indian tribes, and the general public in each of the State capitals and at other locations, as arranged. The purpose of the briefings is to facilitate review and comment on the draft ARR and respond to questions. DOE will also be conducting public hearings beginning approximately 45 days after release of the draft ARR in the 17 State capitals and at other locations, as arranged. The purpose of the hearings is to receive comments from the public on the draft ARR.

Should you have any questions, please contact Mr. Hunter Weiler on (312) 972-2957.

Sincerely,

S/Sally A. Mann, Manager
Crystalline Repository
Project Office

Was read and ordered placed on file.

The following Communication:

STATE OF MAINE
EXECUTIVE DEPARTMENT
STATE PLANNING OFFICE

December 18, 1985

The Honorable John L. Martin
Speaker of the House
Maine House of Representatives
State House Station 2
Augusta, Maine 04333

Dear Speaker Martin:

Enclosed you will find a copy of the report of the Land & Water Resources Council to the Governor and the 112th Legislature on the implementation to

date of the Maine Rivers Policy. The report received the unanimous endorsement of the Council at its meeting on December 9.

The report strives to do two things in particular: 1) to place the highly visible controversy over the Big "A" in context, by citing the many, noncontroversial accomplishments under the Rivers Policy that have not received publicity; and 2) to assist the public in understanding the fundamental distinction between traditional environmental regulations, which seek only to control the adverse side effects of private development activity, and the Maine Rivers Act, which provides in addition a careful method for fulfilling the public trust in allocating Maine's Valuable river resources.

Of particular interest to you will be our recommendations that:

- 1) no amendments to the Maine Rivers Act are needed at this time;
- 2) consideration of alternative energy sources to hydropower development is appropriate for new dams that will result in significant public economic costs or significant environmental harms;
- 3) procedural matters such as attendance at hearings by board members and opportunities for intervention or public participation in permitting proceedings, should be resolved by LURC and the BEP through general administrative regulations pursuant to the Maine Administrative Procedures Act; and
- 4) the Governor by Executive Order formally designated LURC as the certifying agency for water quality classification for hydropower projects in the unorganized territory, with the DEP providing needed evidence.

I look forward to setting down with you to discuss this report.

Meanwhile, very best wishes for the holiday season!

Sincerely,

S/Richard E. Barringer

Was read and with accompanying report ordered placed on file.

The following Communication:

112th Maine Legislature

December 5, 1985

Hon. Edwin H. Pert
Clerk of the House
State House Station #2

Augusta, Maine 04333

Dear Clerk Pert:

Pursuant to our authority under the Resolves of 1985, Chapter 43, we have appointed Mr. David Stockford to the Joint Select committee on the Special Educational Needs of Learning Disabled Children. Mr. Stockford will serve as the Representative of the Department of Educational and Cultural Services.

He replaces Ms. Christine Bartlett, who resigned this appointment.

Please let me know if you have any questions about this matter.

Sincerely,

S/Charles P. Pray
President of the Senate

S/John L. Martin
Speaker of the House

Was read and ordered placed on file.

The following Communication:

STATE OF MAINE
DEPARTMENT OF CONSERVATION
STATE HOUSE STATION 22
AUGUSTA, MAINE 04333

December 13, 1985

Honorable John L. Martin
Speaker of the House of Representatives
112th Maine Legislature
State House
Augusta, Maine 04333

Dear Speaker Martin:

A copy of the 1985 Forest Insect Managers Report (as required by 12 MRSA Section 8429(3)) is enclosed for your information.

Budworm populations continue their statewide decline, and no state spray program is planned for 1986. Plans are being made to continue statewide budworm survey and budworm research activities. Ken Stratton, Director of the Maine Forest Service, will report to the 112th Legislature by January 1, 1986 on program plans for 1986.

Legislation has been prepared by the Department of Conservation, for consideration by the Second Regular Session of the 112th Legislature, to eliminate the Office of the Forest Insect Manager and incorporate the duties of the Forest Insect Manager under the Director, Maine Forest Service.

If you have any questions about the enclosed report, I would be pleased to respond to them.

Sincerely,

S/Thomas Rumpf
Forest Insect Manager
Maine Forest Service

Was read and with accompanying report ordered placed on file.

The following Communication:

State of Maine
Executive Department
PUBLIC ADVOCATE
State House Station 112
Augusta, Maine 04333

December 18, 1985

Joy J. O'Brien
Secretary of the Senate
State House Station 3
Augusta, ME 04333

Edwin H. Pert
Clerk of the House
State House Station 2
Augusta, Maine 04333

Dear Ms. O'Brien and Mr. Pert:

Enclosed is the report of the Commission on Industrial Stability required by Chapter 433 of the 1985 Public Laws. A copy has been provided to each member of the Legislative Council and the Chairman of the Utilities and Taxation Committee.

Sincerely,

S/Paul A. Fritzsche

Was read and with accompanying report ordered placed on file.

The following Communication:

State of Maine
Senate Chamber
Augusta, Maine 04333

December 16, 1985

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

Dear Clerk Pert:

Pursuant to my authority under M.R.S.A. 3, Section 227 I have appointed the following to serve on the

Maine Canadian Legislative Advisory Committee:

Senator Paul E. Violette
Senator Georgette Berube
Mr. Roger Daigle

Please let me know if you have any questions about these appointments.

Sincerely,

S/Charles P. Pray
President of the Senate

Was read and ordered placed on file.

The following Communication:

STATE OF MAINE
DEPARTMENT OF CONSERVATION
STATE HOUSE STATION 22
AUGUSTA, MAINE 04333

December 16, 1985

Charles P. Pray, President
The Senate of Maine
and
Representative John L. Martin, Speaker
The Maine House of Representatives
Augusta, Maine 04333

Dear Senator Pray and Representative Martin:

We are pleased to submit Commercial Whitewater Rafting: A Review of Recreational Use Limit and Allocation System, Final Report. This report to the Legislature was required by PL 1983, Chapter 502, An Act to Regulate Commercial Whitewater Rafting, and has been jointly prepared by the Bureau of Parks and Recreation and the Department of Inland Fisheries and Wildlife.

As you may recall, a Preliminary Report was submitted to the Legislature on October 15, 1985 in accordance with the submittal date specified in the law. That report did not contain 1985 use data, results of a survey of commercial whitewater outfitters about regulations affecting them, or public comments on the impact of rafting since the law was passed. The Final Report includes this important information, as well as complete findings and recommendations.

The two reports are companion documents, and together provide in our opinion, a complete and current review of the recreational use limit and allocation system established to regulate commercial rafting.

This Final Report includes recommendations for amendments to the rafting legislation (12 MRSA Sections 7361-7370-A), as well as recommendations for actions to be taken by the Bureau, the Department, the Whitewater Advisory Committee and commercial

rafting outfitters. These recommendations have been reviewed and are supported by the Whitewater Advisory Committee.

If you have any questions or comments about the report, please do not hesitate to call me at 289-3821, or Chief Warden John Marsh, 289-2766.

Sincerely,

S/Herbert Hartman
Director

Was read and with accompanying report ordered placed on file.

The following Communication:

STATE OF MAINE
MAINE POTATO COMMISSION
AGRICULTURAL CENTER
744 MAIN STREET, ROOM 9
PRESQUE ISLE, MAINE 04769

December 20, 1985

The Honorable John L. Martin
Speaker of the House
Room 301, State House
Augusta, Maine 04333

Dear Speaker Martin:

In accordance with PL 1983, Chapter 766, Section 3, I have enclosed two copies of an evaluation of the organizations currently representing the Maine potato industry and recommendations for consolidating these organizations.

Legislation is now being prepared for the 112th session in accordance with the responsibilities charged to the Maine Potato Commission and other potato organizations by the Legislature.

Sincerely,

S/Richard Kneeland
Chairman

Was read and with accompanying report ordered placed on file.

The following Communication:

University of Maine at Orono
Bureau of Public Administration
Chadbourne Hall
Orono, Maine 04469-0113

December 30, 1985

Mr. Ed Pert
Clerk of the House
State House Station #2
Augusta, Maine 04333

Dear Mr. Pert:

I am delivering to you the annual report on the administration of the State Government Internship Program as required by the Maine State Statute, Chapter 14, paragraph 294, for distribution to the Representatives.

Sincerely,

S/Kathryn H. Godwin,
Director
Bureau of Public
Administration

Was read and with accompanying report ordered placed on file.

The following Communication:

STATE OF MAINE
Department of
Educational and Cultural Services
State House Station 23
Augusta, Maine 04333

December 13, 1985

The Honorable Charles P. Pray
President of the Senate
State House Station #3
Augusta, Maine 04333

The Honorable John L. Martin
Speaker of the House
State House Station #2
Augusta, Maine 04333

Dear President Pray and Speaker Martin:

Please be advised that I am prepared, pursuant to provisions of the Education Reform Act of 1984 (20-A M.R.S.A. section 256, subsection 1), to deliver the first annual report on the status of education in the State to a Joint Session of the 112th Legislature.

I await your invitation and further instruction on the time and procedures for this report.

Sincerely,

S/Robert Eugene Boose
Commissioner

Was read and ordered placed on file.

The following Communication:

112th Maine Legislature

December 11, 1985

Robert E. Boose, Commissioner
Dept. of Educational and Cultural Services
State House Station #23
Augusta, Maine 04333

Dear Commissioner Boose:

This is to acknowledge your letter of December 10 and to invite you to deliver the first annual report on the status of education in Maine to a Joint Session of the 112th Legislature on Wednesday, January 15, at 11:00 a.m.

We look forward to hearing from you at that time.

Sincerely,

S/Charles P. Pray
President of the Senate

S/John L. Martin
Speaker of the House

Was read and ordered placed on file.

The following Communication:

STATE OF MAINE
EMPLOYEE ASSISTANCE PROGRAM
AND
DEPARTMENT OF FINANCE AND ADMINISTRATION

December 31, 1985

To the President of the Senate and the
Speaker of the House of Representatives

In accordance with the Public Laws of 1985, Chapter 373, Section 2, AN ACT to Establish the State Employee Assistance Program, we have conducted a study of the Employee Assistance Program and submit the attached report with regard to the following areas:

1. Total number of users of the program (January 1, 1985 through November 30, 1985).
2. Number of users by departments or agencies of State Government (July 1, 1985 through November 30, 1985).
3. Methods by which the users learned about the program or came into contact with the program (July 1, 1985 through November 30, 1985).
4. Alternative funding proposals for implementing the program.

Each of the above areas has been covered as concisely as possible. In addition, under separate cover, we have supplied the members of the Joint Standing Committee on State Government with copies of the Employee Assistance Labor-Management Committee Report which was submitted to the Governor on February 1, 1983.

Should you require additional information, we would be willing to provide whatever is requested.

S/Rodney L. Scribner, Commissioner
Department of Finance and Administration

S/Kevin M. Parker, Director
Employee Assistance Program

Was read and with accompanying report ordered
placed on file.

The following Communication:

STATE OF MAINE
EXECUTIVE DEPARTMENT
STATE PLANNING OFFICE

January 2, 1986

The Honorable John L. Martin
State House Station #2
Augusta, Maine 04333

Dear Speaker Martin:

Enclosed for your information is a copy of an Executive Order "Designating the State Agencies Responsible for Water Quality Certification," signed by Governor Joseph E. Brennan on December 24, 1985, and a copy of the accompanying press release.

The Executive Order responds to a recommendation made by the Land and Water Resources Council in its report, The Maine Rivers Policy, 1983-1985, A Progress Report to the Governor and Legislature, issued on December 15, and sent to you under separate cover. It specifically designates the Land Use Regulation Commission as the certifying agency for hydropower development projects in the Unorganized Territory, for which it issues permits under the Maine Rivers Act. The Executive Order preserves the intent of the Rivers Act that hydropower permitting shall be one-stop, avoiding the need for applicants with projects in LURC jurisdiction to go to the Board of Environmental Protection for water quality certification. It takes effect January 15, 1986, and does not affect any projects for which an application for hydropower permit or a request for water quality certification was accepted before that date.

The staff of the Department of Environmental Protection will serve both LURC and the BEP on these matters, to avoid duplication of effort. The joint regulations of the two agencies, now undergoing APA review, will clarify how these proceedings will be incorporated into the hydropower permitting process to assure that all applicable water quality standards are met.

If you have any questions concerning the Executive Order, or any other matters relating to implementation of the Maine Rivers Policy, please do not hesitate to contact me or Karen Massey, Director of the Land and Water Resources Council.

With best wishes for the new year.

Sincerely,

S/Richard E. Barringer, Chairman
Land & Water Resources Council

Was read and with accompanying papers ordered
placed on file.

Orders

On motion of Speaker MARTIN of Eagle Lake, the following Joint Resolution: (H.P. 1263) (Cosponsor: President PRAY of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 35)

JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE
UNITED STATES TO ADOPT LEGISLATION RELATING TO
THE UNITED STATES SOCIAL SECURITY ACT

We, your Memorialists, the House of Representatives and Senate of the State of Maine, in the Second Regular Session of the One Hundred and Twelfth Legislature now assembled, most respectfully present and petition the Congress of the United States, as follows:

WHEREAS, at the present time under the United States Social Security Act, individuals who became eligible for benefits in or after 1979 receive reduced benefit levels compared to individuals who became eligible prior to 1979, due to changes made in 1977 in the benefit computation formula; and

WHEREAS, this disparity in benefit levels has been referred to as the "notch" and has resulted in the award of reduced benefits to approximately 1.3 million persons; and

WHEREAS, any remedy for narrowing the gap in benefits is complicated because the notch has been in use since 1979; and

WHEREAS, H.R. 4093 has been introduced in the 98th session of the United States Congress by Representative Roybal, the Chairman of the House Committee on Aging, in an effort to eliminate the notch; and

WHEREAS, it is appropriate that the Legislature of the State of Maine take a stand in support of this legislation to protect the rights of the citizens of our State; now, therefore, be it

RESOLVED: That We, your Memorialists, do hereby respectfully urge the Congress of the United States to adopt H.R. 4093 or similar legislation to eliminate the disparity in benefit levels awarded under the United States Social Security Act with respect to benefits awarded prior to 1979 and in and after 1979, so as to provide equitable benefits for retirees; and be it further

RESOLVED: That a copy of this resolution, duly authenticated by the Secretary of State, be transmitted by the Secretary of State to the Honorable Ronald W. Reagan, President of the United States; the President of the Senate, and the Speaker of the House of Representatives in the Congress of

the United States and to each Member of the Maine Congressional Delegation.

Was read and adopted and sent up for concurrence.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

On motion of Representative DIAMOND of Bangor, the following Order:

ORDERED, that the Clerk of the House is authorized to issue to each member of the House and the Indian Representatives 100 22 cent postage stamps.

Was read and passed.

On motion of Representative CARTER of Winslow, the following Joint Order: (H.P. 1267)

ORDERED, the Senate concurring, that the Executive Director of the Legislative Council be authorized and directed to pay each member of the Legislature prior to January 10, 1986, a \$330 allowance for constituent services as authorized in the Maine Revised Statutes, Title 3, section 2.

Was read and passed and sent up for concurrence.

By unanimous consent, was ordered sent forthwith to the Senate.

On motion of Representative McSWEENEY of Old Orchard Beach, the following Order:

ORDERED, that Representative Harlan Baker of Portland be excused January 8, 10, 13, 15, and 16 for personal reasons.

Was read and passed.

By unanimous consent all matters having been acted on requiring Senate concurrence were ordered sent forthwith.

At this point, his Excellency, Joseph E. Brennan, entered the Hall of the House amid applause (members rising).

GOVERNOR BRENNAN:

Speaker John Martin...

... Majority Leader John Diamond...

... Minority Leader Tom Murphy...

... Assistant Majority Leader Chip Hayden...

... Assistant Minority Leader Lee Davis...

... and members of the Maine House of Representatives.

I would like to welcome you all back!

I'm happy to see all of you here again in Augusta... for the second session of the 112th Legislature.

A second session can give you a feeling of déjà vu... a feeling of repetition...

... a feeling that you've said and done these things before.

That feeling reminds me of a story about former Governor .

One morning the Governor was entertaining at the Blaine House.

An old friend came through the receiving line to say hello... and the Governor asked him... "How's your father doing?"

The friend's face fell as he said... "My father died last week."

The Governor expressed his regrets... and moved on to the rest of the line.

Later that afternoon there was another function at the Blaine House... and his old friend returned... and again went through the receiving line.

When the Governor saw him... the Governor spoke without thinking... and asked him a second time... "How's your father doing?"

The friend looked sad again... and answered... "He's still dead, Governor."

Well... some issues this session... may give you that very same feeling.

In fact just before I came up to the podium... I asked Speaker Martin... "How's the seatbelt bill doing?"

Speaker Martin shook his head sadly and said... "It's still dead, Governor."

However one of the wonders of the legislative process... is that a bill which is dead one session... can be alive and kicking in the next... and indeed get enacted!

There is a long tradition of this happening.

Yes... I believe in the resurrection... of old bills.

And this session... I will resurrect some bills for your reconsideration... the most important of which of course is the seatbelt bill.

I will also have a number of new proposals... in the areas of corrections... in the area of the environment... and state government reorganization... to name a few.

These proposals will be presented in more detail in my State of the State address... on the evening of

January 21st.

The issues will be tough.

And they must be faced in a tough political year.

For 1986 is an election year... and the overwhelming temptation this session will be to avoid difficult issues... and to postpone hard decisions... until the elections are over.

Our tight budget situation will aggravate this tendency.

I want to urge you today... not to give in to the temptation...

... and instead to do what has to be done... for the good of the people of Maine...

... and to do it when it has to be done... and that is this year.

Last session... this 112th Legislature showed substantial courage to take on a tough issue like ... Workers' Compensation ... and you came up with a fair and balanced answer.

This year... you will need that same courage once again... to face the critical needs in our prisons... to take effective action to prevent highway deaths... to deal with the complex task of reorganizing state government.

In each of these areas... the people of Maine cannot afford to wait another year for action.

We must act... together... in the next fifty legislative days.

I'm extremely proud this year of my staff who will be working with you... Dick Davies... Andy Janelle... Nancy Brenerman... and a few new additions you may already have met... former 7 term Senator Peter Danton... and former House Majority Leader Libby Mitchell.

This is a very very able and talented group... and I'm sure you will find them helpful.

I suggest you take whatever directions... orders... and advice... they give you!

That's what I do... and it seems to work for me!

So again... I am really delighted to see you back in Augusta. I think that we have some very important bills... I think that we can work together on those very important bills for the benefit of the people of Maine... I think that we will be able to get out of here within the statutory period so we can all go on with our respective callings.

Thank you very, very much.

At this point, Governor Brennan retired from the Hall of the House amid applause, the members rising.

The SPEAKER: Representative Warren of Scarborough will be added to the Roll of the second

regular session.

(Off Record Remarks)

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

COMMUNICATIONS

The following Communication: (S.P. 653)

The Senate of Maine
Augusta

December 17, 1985

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House
112th Legislature

Dear Mr. President and Mr. Speaker:

Please be advise that today four bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees and ordered printed on December 17, 1985 as follows:

Transportation

Resolve, to Name the New Bangor and Brewer Bridge the Veterans Remembrance Bridge (S.P. 648) (L.D. 1673) (Presented by Senator ERWIN of Oxford) (Cosponsors: Senator DOW of Kennebec, Representative E. PARADIS of Old Town, Representative CLARK of Millinocket) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26)

Utilities

Bill "An Act to Make Changes in the Reserve Fund for Municipal Water Departments and Quasi-municipal Water Districts" (S.P. 649) (L.D. 1674) (Presented by Senator CLARK of Cumberland) (Cosponsors: Representative VOSE of Eastport, Representative WEYMOUTH of West Gardiner, Senator WEBSTER of Franklin) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26)

Fisheries and Wildlife

Bill "An Act to Clarify Equipment and Vehicle Use Policy" (S.P. 650) (L.D. 1675) (Presented by Senator DOW of Kennebec) (Cosponsors: Senator PERKINS of Hancock, Representative WEYMOUTH of West Gardiner, Representative ROTONDI of Athens) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26)

Marine Resources

Bill "An Act Concerning Lobster Trap Identification Tags" (S.P. 651) (L.D. 1676) (Presented by Senator CHALMERS of Knox) (Cosponsor: Representative CROWLEY of Stockton Springs) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

S/Edwin H. Pert
Clerk of the House

Came from the Senate, read and ordered placed on file.

Under suspension of the rules, were ordered placed on file in concurrence.

The following Communication: (S.P. 662)

The Senate of Maine
Augusta

December 19, 1985

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House
112 Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today seven bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees and ordered printed on December 19, 1985 as follows:

Transportation

Bill "An Act to Amend the Access Roads to Public Ski Areas" (S.P. 652) (L.D. 1684) (Presented by Senator DOW of Kennebec) (Cosponsored by: Representative THERIAULT of Fort Kent, Representative MILLS of Bethel, Representative STROUT of Corinth) (Submitted by the Department of Transportation pursuant to Joint Rule 24)

Appropriations and Financial Affairs

Bill "An Act Making Appropriations from the General Fund Necessary for the Proper Operation of the Judicial Department for the Fiscal Years Ending June 30, 1986, and June 30, 1987." (Emergency) (S.P. 656) (L.D. 1694) (Presented by Senator CARPENTER of Aroostook) (Cosponsored by: Representative KANE of So. Portland) (Approved for introduction by a Majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act Making Supplemental Appropriations from the General Fund to the Judicial Department for

the Fiscal Years Ending June 30, 1986, and June 30, 1987" (Emergency) (S.P. 659) (L.D. 1697) (Presented by Senator CARPENTER of Aroostook) (Cosponsored by: Representative KANE of So. Portland) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Judiciary

Bill "An Act to Allow Justices of the Superior Court to Act on Requests for Preliminary Child Protection Orders" (S.P. 658) (L.D. 1696) (Presented by Senator CARPENTER of Aroostook) (Cosponsored by: Representative KANE of So. Portland) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Bill "An Act to Amend Certain Judicial Divisions and Districts of the Maine District Court Statutes." (S.P. 657) (L.D. 1695) (Presented by Senator CARPENTER of Aroostook) (Cosponsored by: Representative KANE of So. Portland) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Bill "An Act to Permit the Transfer of Protection from Abuse Hearings from Superior Court to District Court" (S.P. 655) (L.D. 1693) (Presented by Senator CARPENTER of Aroostook) (Cosponsored by: Representative KANE of So. Portland) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Bill "An Act to Make Certain Technical Changes in the Law Relating to Post-conviction Review" (S.P. 654) (L.D. 1692) (Presented by Senator CARPENTER of Aroostook) (Cosponsored by: Representative KANE of So. Portland) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

S/Edwin H. Pert
Clerk of the House

Came from the Senate, read and ordered placed on file.

Under suspension of the rules, were ordered placed on file in concurrence.

The following Communication: (S.P. 667)

The Senate of Maine
Augusta

December 20, 1985

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House

112 Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today six bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees and ordered printed on December 20, 1985 as follows:

State Government

Bill "An Act Regarding the Appointment of Harbor Masters" (S.P. 660) (L.D. 1698) (Presented by Senator PERKINS of Hancock) (Cosponsored by: Senator SHUTE of Waldo, Senator SEWALL of Lincoln, Representative LACROIX of Oakland) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Agriculture

Bill "An Act to Coordinate Board of Pesticides Control Registration" (S.P. 661) (L.D. 1699) (Presented by Senator PRAY of Penobscot) (Cosponsored by: Senator BLACK of Cumberland, Representative TARDY of Palmyra, Representative SHERBURNE of Dexter) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Human Resources

Bill "An Act to Continue Protection and Advocacy Services at the Current Level" (Emergency) (S.P. 663) (L.D. 1700) (Presented by Senator PERKINS of Hancock) (Cosponsored by: Representative C.W. SMITH of Mars Hill, Representative CONNOLLY of Portland, Representative BELL of Paris) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Transportation

Bill "An Act to Amend Certain Motor Vehicle Laws" (S.P. 664) (L.D. 1706) (Presented by Senator TWITCHELL of Oxford) (Cosponsored by: Representative STROUT of Corinth, Representative JACKSON of Harrison) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Business and Commerce

Bill "An Act Concerning Self-insurance Pools Among Public Agencies for Tort and Property Liability" (S.P. 666) (L.D. 1708) (Presented by Senator PRAY of Penobscot) (Cosponsored by: Representative BRANNIGAN of Portland, Representative MURPHY of Kennebunk, Senator KERRY of York) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26.)

Taxation

Bill "An Act to Bring Title 29 into Agreement with the Regional Fuel Tax Agreement Laws." (Emergency) (S.P. 665) (L.D. 1707) (Presented by Senator TWITCHELL of Oxford) (Cosponsored by: Representative JACKSON of Harrison) (Approved for Introduction by a Majority of the Legislative Council

pursuant to Joint Rule 26.)

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

S/Edwin H. Pert
Clerk of the House

Came from the Senate, read and ordered placed on file.

Under suspension of the rules, were ordered placed on file in concurrence.

The following Communication: (S.P. 670)

The Senate of Maine
Augusta

December 23, 1985

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House
112 Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today two bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees and ordered printed on December 23, 1985 as follows:

Agriculture

Bill "An Act to Improve Enforcement of the Potato Branding Law" (S.P. 668) (L.D. 1722) (Presented by Senator ERWIN of Oxford) (Cosponsored by: Representative TARDY of Palmyra, Representative AYER of Caribou, Representative C.W. SMITH of Mars Hill) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 24)

Utilities

Bill "An Act to Make Changes in the Laws Governing Public Utilities" (S.P. 669) (L.D. 1723) (Presented by Senator BALDACCI of Penobscot) (Cosponsored by: Representative RICHARD of Madison, Representative CLARK of Millinocket, Representative NICHOLSON of South Portland) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely

S/Joy J. O'Brien
Secretary of the Senate

S/Edwin H. Pert

Clerk of the House

S/Joy J. O'Brien
Secretary of the Senate

Came from the Senate, read and ordered placed on file.

S/Edwin H. Pert
Clerk of the House

Under suspension of the rules, were ordered placed on file in concurrence.

Came from the Senate, read and ordered placed on file.

Under suspension of the rules, were ordered placed on file in concurrence.

The following Communication: (S.P. 674)

The Senate of Maine
Augusta

December 26, 1985

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House
112 Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today two bills and one resolve were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, these bills and resolve were referred to the Joint Standing Committees and ordered printed on December 26, 1985 as follows:

Education

Bill "An Act to Clarify the Status of Vocational Education in Washington County" (S.P. 673) (L.D. 1741) (Presented by Senator BROWN of Washington) (Cosponsored by: Representative MOHOLLAND of Princeton, Representative VOSE of Eastport, Representative TAMMARO of Baileyville) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Taxation

Resolve, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory (S.P. 671) (L.D. 1739) (Presented by Senator TWITCHELL of Oxford) (Cosponsored by: Representative CASHMAN of Old Town) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Transportation

Bill "An Act Relating to Financing the Capital Improvement of Local Bridges" (S.P. 672) (L.D. 1740) (Presented by Senator DOW of Kennebec) (Cosponsored by: Representative MOHOLLAND of Princeton, Representative SOUCY of Kittery, Representative MILLS of Bethel) (Submitted by the Department of Transportation pursuant to Joint Rule 24)

Sincerely,

The following Communication: (S.P. 677)

The Senate of Maine
Augusta

December 27, 1985

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House
112th Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today two bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committee and ordered printed on December 27, 1985 as follows:

State Government

Bill "An Act to Allow Administrative Agencies to Continue to Adopt Emergency Rules Where Necessary" (S.P. 675) (L.D. 1748) (Presented by Senator CHALMERS of Knox) (Cosponsored by: Representative MICHAEL of Auburn, Senator DUTREMBLE of York, Representative CROWLEY of Stockton Springs)

Business and Commerce

Bill "An Act Pertaining to Product Liability Risk Retention Groups" (S.P. 676) (L.D. 1749) (Presented by Senator BUSTIN of Kennebec) (Cosponsored by: Representative RYDELL of Brunswick, Representative ARMSTRONG of Wilton, Senator SEWALL of Lincoln) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

S/Edwin H. Pert
Clerk of the House

Came from the Senate, read and ordered placed on file.

Under suspension of the rules, were read and ordered placed on file in concurrence.

The following Communication: (S.P. 679)

The Senate of Maine
Augusta

December 31, 1985

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House
112th Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today one bill was received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, this bill was referred to the Joint Standing Committee and ordered printed on January 2, 1985 as follows:

Fisheries and Wildlife

Bill "An Act to Modify and Update Certain Laws Pertaining to Inland Fisheries and Wildlife" (S.P. 678) (L.D. 1759) (Presented by Senator MATTHEWS of Kennebec) (Cosponsored by: Representative CLARK of Millinocket, Representative C.W. SMITH of Mars Hill, Representative DUFFY of Bangor) (Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 24)

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

S/Edwin H. Pert
Clerk of the House

Came from the Senate, read and ordered placed on file.

Under suspension of the rules, was read and ordered placed on file in concurrence.

The following Communication: (S.P. 681)

The Senate of Maine
Augusta

January 2, 1986

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House
112th Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today one bill was received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, this bill was referred to the Joint Standing Committee and ordered printed on January 2, 1986 as follows:

Human Resources

Bill "An Act to Expedite Litigation in Cases involving Judicial Review of Certificate of Need Decisions of the Department of Human Services" (S.P. 680) (L.D. 1760) (Presented by Senator BROWN of Washington) (Cosponsored by: Senator GILL of Cumberland, Representative MELENDY of Rockland, Representative BOUTILIER of Lewiston/Auburn) (Approved for Introduction by a Majority of the Legislative Council pursuant to Joint Rule 26)

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

S/Edwin H. Pert
Clerk of the House

Came from the Senate, read and ordered placed on file.

Under suspension of the rules, was ordered placed on file in concurrence.

The following Communication: (S.P. 683)

The Senate of Maine
Augusta

January 3, 1986

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House
112th Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today one bill was received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, this bill was referred to the Joint Standing Committee and ordered printed on January 3, 1986 as follows:

Fisheries and Wildlife

Bill "AN Act to Revise the Statutes Pertaining to Use and Sale of Live Fish as Bait" (S.P. 682) (L.D. 1767) (Presented by Senator MATTHEWS of Kennebec) (Cosponsored by: Representative WALKER of Norway, Representative CLARK of Millinocket, Representative DUFFY of Bangor) (Submitted by the Department of

Inland Fisheries and Wildlife pursuant to Joint Rule 24.)

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

S/Edwin H. Pert
Clerk of the House

Came from the Senate, read and ordered placed on file.

Under suspension of the rules, was ordered placed on file in concurrence.

The following Communication: (S.P. 685)

The Senate of Maine
Augusta

January 6, 1986

The Honorable Charles P. Pray
President of the Senate
112th Legislature

The Honorable John L. Martin
Speaker of the House
112th Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today one bill was received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, this bill was referred to the Joint Standing Committee and ordered printed on January 6, 1986 as follows:

Energy and Natural Resources

Bill "An Act to Increase the Resources of the Advisory Commission on Radioactive Waste and Allocate Funds from the Radioactive Waste Fund" (Emergency) (S.P. 684) (L.D. 1772) (Presented by Senator KANY of Kennebec) (Cosponsored by: Representative MITCHELL of Freeport, Representative COLES of Harpswell, Representative HOLLOWAY of Edgecomb) (Approved for Introduction by a Majority of the of the Legislative Council pursuant to Joint Rule 27)

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

S/Edwin H. Pert
Clerk of the House

Came from the Senate, read and ordered placed on file.

Under suspension of the rules, was ordered placed

on file in concurrence.

The following items appearing on Supplement No. 3 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

The following Joint Order: (S.P. 687)

ORDERED, the House concurring, that there be prepared, after adjournment of the present session, by the Legislative Information Officer, a Register of all the Bills and Resolves considered by both branches of the Legislature, showing the history and final disposition of each Bill and Resolve and that there be printed 400 copies of the same. The Legislative Information Officer shall mail a copy of the Register to each member and Officer of the Legislature and the State Law and Legislative Reference Library shall receive such number of copies as may be required.

Came from the Senate, read and passed.

Was read and passed in concurrence.

The following Joint Order: (S.P. 689)

ORDERED, the House concurring, that "Resolve, Authorizing Colwell Construction Company, Incorporated, to Bring a Civil Action Against the State of Maine." S.P. 550, L.D. 1467, be recalled from the Governor's desk to the Senate.

Came from the Senate, read and passed.

Was read and passed in concurrence.

The following Joint Order: (S.P. 690)

ORDERED, the House concurring, that "Resolve, Authorizing continued Study of Information Processing in Social Service Agencies." S.P. 527, L.D. 1422, be recalled from the Governor's desk to the Senate.

Came from the Senate, read and passed.

Was read and passed in concurrence.

ORDERS

On motion of Representative McSWEENEY of Old Orchard Beach, the following Order:

ORDERED, that Representative Hilda C. Martin of Van Buren be excused January 8 for the duration of her illness.

Was read and passed.

The following items appearing on Supplement No. 4 were taken up out of order by unanimous consent.

ORDERS

On motion of Representative STEVENS of Bangor, the following Joint Order: (H.P. 1268)

Ordered, the Senate concurring, that Bill, "AN ACT Concerning Employment of Certain Individuals in Contact with Children." H.P. 963, L.D. 1384, be recalled from the Governor's desk to the House.

Was read and passed and sent up for concurrence.

On motion of Representative DIAMOND of Bangor, the following Joint Order: (H.P. 1269)

Ordered, the Senate concurring that Bill, "AN ACT to Further Competition in the Liquor Trade," H.P. 1119, L.D. 1615, be recalled from the Governor's desk to the House

Was read and passed and sent up for concurrence.

On motion of Representative BOST of Orono, the following Joint Order: (H.P. 1270)

Ordered, the Senate concurring, that "Resolve, Creating a Special Commission to Study Teacher Training in the University of Maine System," H.P. 644, L.D. 914, be recalled from the Governor's desk to the House.

Was read and passed and sent up for concurrence.

The following item appearing on Supplement No. 5 was taken up out of order by unanimous consent.

ORDERS

On motion of Representative CASHMAN of Old Town, the following Joint Order: (H.P. 1271)

Ordered, the Senate concurring, that Bill, "AN ACT to Provide a Sales Tax, Trade-in Credit for Loaders and Chain Saws used to Harvest Lumber," H.P. 72, L.D. 93; and that Bill "AN ACT Providing for Administrative Changes in the Maine Tax Law" H.P. 861, L.D. 1220, be recalled from the Governor's desk to the House.

Was read and passed and sent up for concurrence.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

(Off Record Remarks)

On motion of Representative Rotondi of Athens, Adjourned until Friday, January 10, 1986 at twelve o'clock noon in memory of Dana S. Swazey of Bucksport