

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred And Thirteenth Legislature
OF THE
State Of Maine

VOLUME I
FIRST REGULAR SESSION
December 3, 1986 to May 22, 1987

ONE HUNDRED AND THIRTEENTH MAINE LEGISLATURE
 FIRST REGULAR SESSION
 38th Legislative Day
 Friday, March 27, 1987

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

Prayer by Father Eugene Clegg, St. John's Catholic Church, Brunswick.

The Journal of Wednesday, March 25, 1987, was read and approved.

Quorum call was held.

SENATE PAPERS

RESOLVE, to Support Dioxin Research by the Bureau of Health (S.P. 316) (L.D. 918)

Came from the Senate, referred to the Committee on Appropriations and Financial Affairs and Ordered Printed.

Was referred to the Committee on Appropriations and Financial Affairs in concurrence.

RESOLVE, to Require the Finance Authority of Maine in Conjunction with the Department of Environmental Protection to Devise a Plan to Financially Assist Small Filling Station Operators and Owners to Modernize their Fuel Storage Facilities (S.P. 318) (L.D. 920)

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

Was referred to the Committee on Economic Development in concurrence.

Bill "An Act Relating to the Issuance of Bonds or Notes for Union Schools" (S.P. 317) (L.D. 919)

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

Was referred to the Committee on Education in concurrence.

LATER TODAY ASSIGNED

Bill "An Act Relating to the Administration of the Maine Children's Trust Fund" (S.P. 315) (L.D. 917) (Came from the Senate, referred to the Committee on Human Resources and Ordered Printed.)

On motion of Representative Diamond of Bangor, tabled pending reference in concurrence and later today assigned.

Bill "An Act to Permit the Maine Health Care Finance Commission to Consider the Special Needs and Circumstances of Hospitals which Serve Special Population Groups and to Permit Establishment of Community Pools for Free Care" (S.P. 312) (L.D. 914)

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

Was referred to the Committee on Human Resources in concurrence.

Bill "An Act to Extend the Freeze on Maximum Weekly Benefits Under the Workers' Compensation Act" (S.P. 314) (L.D. 916)

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

Was referred to the Committee on Labor in concurrence.

Ought to Pass in New Draft/New Title

Report of the Committee on Human Resources on Bill "An Act to Provide for Alternative Base-year Financial Requirements and Alternative Computation of 3rd and Subsequent Year Financial Requirements" (S.P. 76) (L.D. 162) reporting "Ought to Pass" in New Draft under New Title Bill "An Act to Provide a Base-year Budget Correction Adjustment for Hospital Financial Requirements" (Emergency) (S.P. 311) (L.D. 913).

Came from the Senate, with the report read and accepted and the New Draft passed to be engrossed.

Report was read and accepted, the New Draft given its first reading and assigned for second reading Tuesday, March 31, 1987.

Divided Report

Majority Report of the Committee on Marine Resources reporting "Ought Not to Pass" on Bill "An Act Relating to Taking of Shad in Addison and Columbia Falls" (Emergency) (S.P. 155) (L.D. 452)

Signed:

Senators:

CAHILL of Sagadahoc
 ESTES of York
 MATTHEWS of Kennebec
 KETOVER of Portland
 RICE of Stonington
 MITCHELL of Freeport
 SALSBURY of Bar Harbor
 RUHLIN of Brewer
 SCARPINO of St. George
 HOLT of Bath
 COLES of Harpswell
 CROWLEY of Stockton Springs

Representatives:

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

Signed:

Representative:

LOOK of Jonesboro

Came from the Senate with the Majority "Ought Not to Pass" Report read and accepted.

Reports were read.

On motion of Representative Mitchell of Freeport, the Majority "Ought Not to Pass" Report was accepted in concurrence.

Divided Report

Majority Report of the Committee on Transportation reporting "Ought to Pass" as amended by Committee Amendment "A" (S-13) on Bill "An Act Relating to Passing Stopped School Buses" (S.P. 50) (L.D. 99)

Signed:

Senators:

THERIAULT of Aroostook
 CAHILL of Sagadahoc
 REEVES of Pittston
 McPHERSON of Eliot
 SALSBURY of Bar Harbor
 MACOMBER of South Portland
 SOUCY of Kittery
 MILLS of Bethel

Representatives:

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

Signed:

Senator:

DOW of Kennebec

Representatives:

STROUT of Corinth
 MOHOLLAND of Princeton
 CALLAHAN of Mechanic Falls
 POULIOT of Lewiston

Came from the Senate with the Majority "Ought to Pass" as amended Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (S-13)

Reports were read.

The SPEAKER: The Chair recognizes the Representative from Princeton, Representative Moholland.

Representative MOHOLLAND: Mr. Speaker, Ladies and Gentlemen of the House: I move that the House accept the Minority "Ought Not to Pass" Report.

As you know, we have a bill now on school buses. The fine is \$50 to \$500. You can also lose your license for reckless driving when you pass a school bus.

I don't think we should try to fix something that is already being taken care of. So, I move the Minority "Ought Not to Pass" Report on this bill.

The SPEAKER: The Chair recognizes the Representative from South Portland, Representative Macomber.

Representative MACOMBER: Mr. Speaker, Ladies and Gentlemen of the House: I hope you will oppose the report that has been presented, the "Ought Not to Pass" and support the Majority "Ought to Pass" Report. That would put us in concurrence with the other body.

I think there are more differences in the bill than what the Representative from Princeton has told us. Judges, at this particular time, can use a fine of \$50 to \$500. In too many cases we feel that the \$50 fine has been used.

The bill before you today with the amendment would make the minimum fine \$250. I guess what might help make your decision on which way to vote is the fact of how you classify passing a school bus. I put it right up there with an OUI, if not even more severe. I think \$50 is not the fine that we are looking for in this case.

I hope you will oppose the motion so we can accept the Majority Report.

The SPEAKER: The Chair recognizes the Representative from Princeton, Representative Moholland.

Representative MOHOLLAND: Mr. Speaker, Ladies and Gentlemen of the House: There are all kinds of reasons why we shouldn't charge our constituents \$250 because they went by a school bus. I think in your rural districts, most of your school bus drivers are not educated enough to take care of this. I know that a lot of back roads in the rural areas -- when you go around some of those corners with a pickup or a car, the bus is sitting there with no lights at all on it and when they see you coming, they will put those lights on and you will only be 50 or 60 yards away.

I don't think that people today go by a school bus deliberately. There may be 100th of 1 percent -- once in awhile you might get an idiot that would do it, who is on dope or drunk, but I don't think we should ask our people to pay \$250 the first time around. I am one of the people that has gone by a school bus when I was thinking about something else. There are a lot of people that do that. If you go by that school bus and happen to go by another one in less than three years, you are going to lose your license for 30 days. I think the bill that is in there now -- the \$50 fine up to \$500 -- is plenty high enough for a crime.

The SPEAKER: The Chair recognizes the Representative from Bethel, Representative Mills.

Representative MILLS: Mr. Speaker, I would request a Division.

If this bill passes, currently, as Representative Moholland mentioned, if someone goes by a stopped school bus with its red lights flashing, there is a \$50 fine. I guess the question today becomes whether or not we think it is important to put this bill in to make it more important than a \$50 fine for

somebody who goes by a stopped school bus with red lights flashing and is discharging children.

I think it is important for us. Under this bill, if passed, the fine would be a minimum of \$250 for the first violation. The second time if someone does this within three years, they lose their license. I think this is a good bill and I think it is important to make sure we protect our school children. I hope people defeat the motion before us.

The SPEAKER: The Chair recognizes the Representative from South Portland, Representative Macomber.

Representative MACOMBER: Mr. Speaker, Ladies and Gentlemen of the House: Just to respond to the comment made by Representative Moholland -- school bus drivers in rural areas may not be well educated -- I would just point out the fact that all school bus drivers in the state of Maine have to pass a state exam before they can receive a license.

The SPEAKER: The Chair will order a vote. The pending question before the House is the motion of the Representative from Princeton, Representative Moholland, that the House accept the Minority "Ought Not to Pass" Report. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

Representative Moholland of Princeton requested a roll call.

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

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

The SPEAKER: The pending question before the House is the motion of the Representative from Princeton, Representative Moholland, that the House accept the Minority "Ought Not to Pass" Report. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 11

YEA - Bailey, Bott, Bragg, Callahan, Carter, Cashman, Dexter, Farren, Hanley, Harper, Marsano, Moholland, Pouliot, Ridley, Scarpino, Sherburne, Strout, D.; Tammaro, Tracy.

NAY - Aliberti, Allen, Anderson, Anthony, Armstrong, Begley, Bickford, Bost, Brown, Chonko, Clark, M.; Coles, Connolly, Cote, Crowley, Curran, Davis, Dellert, Diamond, Dore, Duffy, Dutremble, L.; Erwin, P.; Farnum, Foss, Foster, Garland, Gould, R. A.; Greenlaw, Gurney, Gwadosky, Hale, Handy, Hepburn, Hichborn, Hickey, Higgins, Hogle, Holt, Hussey, Ingraham, Jacques, Jalbert, Joseph, Ketover, Kilkelly, Kimball, LaPointe, Lawrence, Lebowitz, MacBride, Macomber, Mahany, Manning, Martin, H.; Matthews, K.; Mayo, McGowan, McHenry, McPherson, McSweeney, Melendy, Michaud, Mills, Mitchell, Murphy, E.; Murphy, T.; Nadeau, G. R.; Nicholson, Norton, Nutting, O'Gara, Paradis, E.; Paradis, J.; Parent, Paul, Perry, Pines, Racine, Rand, Reed, Reeves, Rice, Richard, Rotondi, Rydell, Salisbury, Seavey, Sheltra, Simpson, Small, Smith, Soucy, Sproul, Stanley, Stevens, A.; Strout, B.; Swazey, Tardy, Telow, Thistle, Tupper, Wentworth, Weymouth, Whitcomb, Willey, Zirkilton.

ABSENT - Baker, Boutilier, Carroll, Clark, H.; Conley, Hillock, Holloway, Jackson, Lacroix, Lisnik, Look, Lord, Nadeau, G. G.; Paradis, P.; Priest, Rolde, Ruhlin, Stevens, P.; Stevenson, Taylor, Vose, Walker, Warren, Webster, M.; The Speaker.

Yes, 19; No, 107; Absent, 25; Paired, 0; Excused, 0.

19 having voted in the affirmative and 107 in the negative with 25 being absent, the motion did not prevail.

Subsequently, the Majority "Ought to Pass" Report was accepted, the Bill read once.

Committee Amendment "A" (S-13) was read by the Clerk and adopted and the Bill assigned for second reading Tuesday, March 31, 1987.

COMMUNICATIONS

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

The following Communication:

March 23, 1987

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

This is to notify you that pursuant to my authority under Chapter 809 of the Public Laws of 1986, I have today reappointed William Osborne, of Old Town, to serve on the Maine-Canadian Legislative Advisory Commission.

Sincerely,
s/John L. Martin
Speaker of the House

Was read and ordered placed on file.

PETITIONS, BILLS AND RESOLVES
REQUIRING REFERENCE

The following Bills and Resolve 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:

Aging, Retirement and Veterans

Bill "An Act to Amend the Laws Relating to the Maine State Retirement System" (H.P. 724) (L.D. 975) (Presented by Representative HICKEY of Augusta) (Cosponsors: Senator CLARK of Cumberland, Representatives PERRY of Mexico and LACROIX of Oakland)

Bill "An Act Concerning Marital Property Relative to Retirement Benefits" (H.P. 727) (L.D. 979) (Presented by Representative BAKER of Portland) (Cosponsor: Senator CLARK of Cumberland)

Ordered Printed.
Sent up for Concurrence.

Appropriations and Financial Affairs

Bill "An Act to Establish the Cost of the 1987 Spruce Budworm Management Program" (Emergency) (H.P. 711) (L.D. 962) (Presented by Representative ZIRNKILTON of Mount Desert) (Cosponsors: Representative HOLLOWAY of Edgecomb, Senators TWITCHELL of Oxford and PERKINS of Hancock) (Submitted by the Department of Conservation pursuant to Joint Rule 24)

Bill "An Act Relating to Court Appointed Attorneys" (H.P. 717) (L.D. 968) (Presented by Representative NADEAU of Lewiston) (Cosponsor: Senator PERKINS of Hancock)

Bill "An Act to Improve Funding for Communicatively Impaired Maine Residents Served by Community-based, Private Nonprofit Speech and Hearing Centers" (H.P. 722) (L.D. 973) (Presented by Representative MURPHY of Kennebunk) (Cosponsors:

Speaker MARTIN of Eagle Lake, Senators CLARK of Cumberland and PEARSON of Penobscot)

Ordered Printed.
Sent up for Concurrence.

Banking and Insurance

Bill "An Act to Provide Health Care Benefits to Uninsured Individuals" (H.P. 723) (L.D. 974) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsors: Senators KERRY of York, KANY of Kennebec and Representative RYDELL of Brunswick)

Ordered Printed.
Sent up for Concurrence.

Business Legislation

Bill "An Act Relating to Radon Gas" (H.P. 714) (L.D. 965) (Presented by Representative DORE of Auburn) (Cosponsors: Representatives JOSEPH of Waterville and NADEAU of Lewiston)

Bill "An Act Relating to the Uniform Trade Secrets Act" (H.P. 719) (L.D. 970) (Presented by Representative MARSANO of Belfast) (Cosponsors: Senator BRANNIGAN of Cumberland and Representative DIAMOND of Bangor)

Ordered Printed.
Sent up for Concurrence.

Energy and Natural Resources

Bill "An Act to Change the Water Quality Classification of the Carrabassett River to Class A" (H.P. 710) (L.D. 961) (Presented by Representative DEXTER of Kingfield) (Cosponsor: Representative HOLLOWAY of Edgecomb)

Ordered Printed.
Sent up for Concurrence.

LATER TODAY ASSIGNED

Bill "An Act Relating to Storage and Transportation of High-Level Radioactive Waste" (H.P. 718) (L.D. 969) (Presented by Representative SCARPINO of St. George) (Cosponsors: Speaker MARTIN of Eagle Lake, Representative MOHOLLAND of Princeton, and Senator THERIAULT of Aroostook)

(The Committee on Reference of Bills had suggested the Committee on Energy and Natural Resources.)

On motion of Representative Michaud of East Millinocket, tabled pending reference and later today assigned.

Energy and Natural Resources

Bill "An Act to Regulate Discharges from Vehicular Holding Tanks" (H.P. 730) (L.D. 982) (Presented by Representative MITCHELL of Freeport) (Cosponsors: Senator CLARK of Cumberland, Representatives CLARK of Millinocket and JACQUES of Waterville)

Bill "An Act Concerning Fees Imposed on the Generation of Hazardous Waste" (H.P. 731) (L.D. 983) (Presented by Representative MITCHELL of Freeport) (Cosponsor: Representative COLES of Harpswell)

Bill "An Act Creating the St. Croix International Waterway Commission" (H.P. 733) (L.D. 985) (Presented by Representative TAMMARO of Baileyville) (Cosponsors: Representatives MOHOLLAND of Princeton, VOSE of Eastport and Senator RANDALL of Washington)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act to Consolidate Family Cases in a Family Court within the District Court and to Establish Full-time Appointed Probate Judges" (H.P. 725) (L.D. 976) (Presented by Representative ANTHONY of South Portland) (Cosponsors: Senator BRANNIGAN of Cumberland, Representatives PARADIS of Augusta and STANLEY of Cumberland)
 Ordered Printed.
 Sent up for Concurrence.

Legal Affairs

Bill "An Act to Provide for Removal and Sale of Abandoned Motor Vehicles on Public Property" (H.P. 712) (L.D. 963) (Presented by Representative ROLDE of York) (Cosponsors: Representatives McPHERSON of Eliot, SOUCY of Kittery, and Senator ESTES of York)

Bill "An Act Relating to Political Action Committees under the Campaign Financing Laws" (H.P. 715) (L.D. 966) (Presented by Representative HANDY of Lewiston) (Cosponsors: Representative MAYO of Thomaston, Senators KANY of Kennebec and ESTES of York)

Bill "An Act Concerning the Forfeiture of Vehicles of Persons Operating after License Suspension Who are Operating Under the Influence" (H.P. 720) (L.D. 971) (Presented by Representative HILLOCK of Gorham)

Bill "An Act to Create Minimum Safety Standards for Firefighters" (H.P. 721) (L.D. 972) (Presented by Representative RUHLIN of Brewer) (Cosponsors: Senator BUSTIN of Kennebec, Representatives HALE of Sanford and GREENLAW of Standish)

RESOLVE, to Establish a Study to Set Standards for Driving when Under the Influence of Drugs Other than Alcohol (H.P. 713) (L.D. 964) (Presented by Representative MAYO of Thomaston) (Cosponsors: Representatives MELENDY of Rockland, KILKELLY of Wiscasset and Senator BUSTIN of Kennebec)

Ordered Printed.
 Sent up for Concurrence.

Marine Resources

Bill "An Act Concerning Residency Requirements for Clam Licenses" (H.P. 732) (L.D. 984) (Presented by Representative VOSE of Eastport) (Cosponsor: Representative MOHOLLAND of Princeton)

Ordered Printed.
 Sent up for Concurrence.

Taxation

Bill "An Act Relating to Supplemental Assessments under the Taxation Laws" (H.P. 709) (L.D. 960) (Presented by Representative SMITH of Island Falls) (Cosponsors: Representatives MAYO of Thomaston, STROUT of Corinth and Senator TWITCHELL of Oxford)

Bill "An Act to Repeal the Commercial Forestry Excise Tax" (H.P. 708) (L.D. 959) (Presented by Representative HEPBURN of Skowhegan) (Cosponsor: Representative DEXTER of Kingfield)

Bill "An Act to Provide a Sales Tax Trade-in Credit for Loaders used to Harvest Lumber" (H.P. 728) (L.D. 980) (Presented by Representative DEXTER of Kingfield) (Cosponsors: Senator WEBSTER of Franklin, Representatives RIDLEY of Shapleigh and McGOWAN of Canaan)

Bill "An Act to Provide an Exemption on Personal Property Tax for Handicapped Individuals Running a Business" (H.P. 729) (L.D. 981) (Presented by

Representative JACKSON of Harrison) (Cosponsors: Representatives HANLEY of Paris and DUFFY of Bangor)
 Ordered Printed.
 Sent up for Concurrence.

Transportation

Bill "An Act to Promote Public Safety in Maine Through the Greater Use of Seat Belts" (H.P. 716) (L.D. 967) (Presented by Representative DIAMOND of Bangor) (Cosponsors: Representatives REEVES of Pittston, MURPHY of Kennebunk and Senator KERRY of York)

Ordered Printed.
 Sent up for Concurrence.

Reported Pursuant to Resolves

Representative CROWLEY from the Joint Select Committee on Economic Development, pursuant to Resolves 1985, Chapters 45 and 53 ask leave to submit its findings and report that the accompanying RESOLVE, Requiring the Commissioner of Educational and Cultural Services to Develop a Plan to Improve Elementary and Secondary Curriculum to Better Prepare Maine Students for the World of Work (Emergency) (H.P. 726) (L.D. 977) be referred to the Joint Standing Committee on Economic Development for Public Hearing and printed pursuant to Joint Rule 18.

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

REPORTS OF COMMITTEES

Unanimous Leave to Withdraw

Representative THISTLE from the Committee on Judiciary on Bill "An Act Relating to Judgment Liens and Divorce Liens" (H.P. 349) (L.D. 448) reporting "Leave to Withdraw"

Representative PRIEST from the Committee on Legal Affairs on Bill "An Act to Require an Election Coordinator for Absentee Balloting in Housing Facilities for the Elderly" (H.P. 288) (L.D. 373) reporting "Leave to Withdraw"

Representative PRIEST from the Committee on Legal Affairs on Bill "An Act to Require Candidates for Political Office to be Residents of the District and Enrolled in the Party which they seek to Represent by January 1st, Prior to the General Election" (H.P. 352) (L.D. 455) reporting "Leave to Withdraw"

Representative PRIEST from the Committee on Legal Affairs on Bill "An Act to Require Voters to Register at Least 7 Days Prior to Elections" (H.P. 357) (L.D. 460) reporting "Leave to Withdraw"

Representative WHITCOMB from the Committee on Agriculture on Bill "An Act to Allow for Alternates on the Maine Potato Board" (H.P. 181) (L.D. 225) reporting "Leave to Withdraw"

Representative CARTER from the Committee on Appropriations and Financial Affairs on Bill "An Act to Provide for Emergency Funding for Home-based Family Services" (Emergency) (H.P. 282) (L.D. 365) reporting "Leave to Withdraw"

Representative FOSTER from the Committee on Appropriations and Financial Affairs on Bill "An Act to Fund the Reconstruction of the Entrance to the Maine State Cultural Building" (Emergency) (H.P. 372) (L.D. 493) reporting "Leave to Withdraw"

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

Divided Report
Tabled and Assigned

Majority Report of the Committee on Legal Affairs reporting "Ought Not to Pass" on Bill "An Act to Eliminate Voter Registration on Election Day" (H.P. 191) (L.D. 235)

Signed:
Senators: KANY of Kennebec
ESTES of York
Representatives: PRIEST of Brunswick
PAUL of Sanford
MARTIN of Van Buren
JALBERT of Lisbon
PERRY of Mexico

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

Signed:
Senator: DILLENBACK of Cumberland
Representatives: TUPPER of Orrington
STEVENS of Sabattus
HARPER of Lincoln
MURPHY of Berwick
STEVENSON of Unity

Reports were read.

On motion of Representative Diamond of Bangor, tabled pending acceptance of either report and specially assigned for Tuesday, March 31, 1987.

Divided Report
Tabled and Assigned

Majority Report of the Committee on Transportation reporting "Ought Not to Pass" on Bill "An Act to Provide for an Alternative Motor Vehicle License Plate for Citizens of Maine who wish to have an Undecorated License Plate" (H.P. 44) (L.D. 47)

Signed:
Senator: THERIAULT of Aroostook
Representatives: MOHOLLAND of Princeton
POULIOT of Lewiston
MACOMBER of South Portland
SALSBURY of Bar Harbor
MILLS of Bethel
McPHERSON of Eliot
SOUCY of Kittery
REEVES of Pittston

Minority Report of the same Committee reporting "Ought to Pass" as amended by Committee Amendment "A" (H-41) on same Bill.

Signed:
Senators: CAHILL of Sagadahoc
DOW of Kennebec
Representatives: CALLAHAN of Mechanic Falls
STROUT of Corinth

Reports were read.

On motion of Representative Diamond of Bangor, tabled pending acceptance of either report and specially assigned for Tuesday, March 31, 1987.

CONSENT CALENDAR
First Day

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

(H.P. 347) (L.D. 446) Bill "An Act to Amend the Divorce Laws Regarding Custody to the Department of Human Services" Committee on Judiciary reporting "Ought to Pass"

(S.P. 57) (L.D. 124) Bill "An Act to Dissolve the Madawaska Hospital District" Committee on Human Resources reporting "Ought to Pass"

(S.P. 145) (L.D. 399) Bill "An Act to Require Greater Specificity in the Annual Reports of the

Maine Health Care Finance Commission" Committee on Human Resources reporting "Ought to Pass"

(H.P. 135) (L.D. 176) Bill "An Act to Amend the Law Concerning Handicapped Motor Vehicle Registrations" Committee on Transportation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-42)

(H.P. 261) (L.D. 344) Bill "An Act in Support of Statewide Music Lending Services" Committee on Appropriations and Financial Affairs reporting "Ought to Pass"

There being no objections, the above items were ordered to appear on the Consent Calendar of Tuesday, March 31, 1987, under the listing of Second Day.

CONSENT CALENDAR
Second Day

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

(H.P. 187) (L.D. 231) Bill "An Act Defining Terms in the Manufactured Housing Zoning Laws" (C. "A" H-38)

(H.P. 69) (L.D. 72) Bill "An Act to Exempt Municipal Combination Snowplows and Dump Trucks from the Weight Limitations Imposed on Other Highway Vehicles" (C. "A" H-39)

(H.P. 70) (L.D. 73) Bill "An Act to Prohibit the Movement of Mobile Homes without Reasonable Assurance that all Drain and Sewer Assessments have been Paid" (C. "A" H-40)

No objections having been noted at the end of the Second Legislative Day, the House Papers were Passed to be Engrossed as Amended and sent up for concurrence.

(S.P. 96) (L.D. 243) Bill "An Act to Increase the Fees for Examination and Licensure for Chiropractors" (C. "A" S-8)

On motion of Representative Allen of Washington, was removed from the Consent Calendar, Second Day.

Thereupon, the Committee Report was read and accepted, the Bill read once.

Committee Amendment "A" (S-8) was read by the Clerk and adopted and the Bill assigned for second reading Tuesday, March 31, 1987.

PASSED TO BE ENGROSSED

Bill "An Act to Validate Certain Proceedings of the Town of Trenton" (Emergency) (S.P. 306) (L.D. 885)

Bill "An Act to Amend the Law Concerning Frequency of Local Option Question Elections" (Emergency) (H.P. 704) (L.D. 946)

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 Paper was Passed to be Engrossed and sent up for concurrence.

TABLED AND ASSIGNED

Bill "An Act Relating to Absentee Balloting by Residents of Nursing Homes, Boarding Homes and Congregate Housing Units" (H.P. 705) (L.D. 947)

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

On motion of Representative Handy of Lewiston, tabled pending passage to be engrossed and specially assigned for Tuesday, March 31, 1987.

PASSED TO BE ENGROSSED

Bill "An Act Relating to Drinking on Public Beaches" (H.P. 706) (L.D. 948)

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

PASSED TO BE ENACTED

Emergency Measure

An Act Relating to the Social Services Transportation Review Committee (H.P. 99) (L.D. 109) (S. "A" S-9)

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. 115 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

An Act to Increase the Annual Public Utilities Commission Regulatory Fund Assessment (H.P. 203) (L.D. 255) (C. "A" H-31)

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. 115 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

An Act to Improve the Informal Conference Process for Workers' Compensation Claims (H.P. 229) (L.D. 297) (S. "A" S-10 to C. "A" H-22)

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

FINALLY PASSED

Emergency Measure

RESOLVE, to Continue the Commission to Study the Integration of the Maine State Retirement System with the United States Social Security System (S.P. 187) (L.D. 514) (C. "A" S-5)

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. 115 voted in favor of the same and 1 against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

An Act Concerning the Purchase of School Buses (S.P. 97) (L.D. 244) (C. "A" S-4)

An Act to Clarify the Law Regarding Expedited Charter Conversions, Mergers and Consolidations (S.P. 106) (L.D. 279)

An Act to Amend the Preferred Provider Arrangement Laws of Maine (H.P. 30) (L.D. 31) (C. "A" H-30)

An Act Relating to Building Inspections (H.P. 84) (L.D. 87) (C. "A" H-27)

An Act Concerning Public Utilities Commission Approval of Transfer of Utility Property (H.P. 139) (L.D. 180)

An Act Relating to the Amount of Civil Penal Damages to be Awarded in Cases of Unlawful Discrimination (H.P. 271) (L.D. 354)

An Act Relating to the State Board of Arbitration and Conciliation (H.P. 300) (L.D. 386) (S. "A" S-11)

An Act to Grant Judges the Authority to Stay a License Suspension for a Period of Time not to Exceed 4 Hours (H.P. 318) (L.D. 417)

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.

TABLED AND ASSIGNED

An Act Regarding the Membership of the Maine Committee on Aging (H.P. 582) (L.D. 780) (H. "A" H-25)

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

On motion of Representative Diamond of Bangor, tabled pending passage to be enacted and specially assigned for Tuesday, March 31, 1987.

PASSED TO BE ENACTED

An Act to Amend the Piscataquis County Budget Committee Procedures (S.P. 77) (L.D. 163) (C. "A" S-6)

Was 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.

TABLED AND ASSIGNED

An Act to Clarify Municipal Liability for Certain Vehicular Accidents (S.P. 141) (L.D. 395)

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

On motion of Representative Diamond of Bangor, tabled pending passage to be enacted and specially assigned for Tuesday, March 31, 1987.

PASSED TO BE ENACTED

An Act to Extend Certain Privileges to Disabled American Veterans (H.P. 367) (L.D. 481)

An Act to Clarify the Benefits under State Group Life Insurance (H.P. 465) (L.D. 632)

An Act to Permit the Disclosure of Information on a Real Estate Transfer Tax Declaration of Value Form (H.P. 553) (L.D. 740) (H. "B" H-26)

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.

ORDERS OF THE DAY

TABLED AND TODAY ASSIGNED

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

Bill "An Act to Develop a Coordinated Local Response to Adolescent Pregnancy" (H.P. 700) (L.D. 941)

(Committee on Appropriations and Financial Affairs suggested.)

TABLED - March 25, 1987 by Representative CARTER of Winslow.

PENDING - Reference.

On motion of Representative Carter of Winslow, was referred to the Committee on Appropriations and Financial Affairs, ordered printed and sent up for concurrence.

(Off Record Remarks)

The Chair laid before the House the following item: Bill "An Act Relating to the Administration of the Maine Children's Trust Fund" (S.P. 315) (L.D. 917) which was tabled earlier in the day and later today assigned pending reference in concurrence.

(Came from the Senate, referred to the Committee on Human Resources and Ordered Printed.)

On motion of Representative Diamond of Bangor, was referred to the Committee on State and Local Government in non-concurrence and sent up for concurrence.

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

SENATE PAPER

The following Joint Order: (S.P. 331)

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, March 31, 1987, at 10 o'clock in the morning.

Came from the Senate, read and passed.

Was read and passed in concurrence.

On motion of Representative Ridley of Shapleigh, Adjourned until Tuesday, March 31, 1987, at ten o'clock in the morning pursuant to Joint Order.

STATE OF MAINE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Friday
March 27, 1987

Senate called to Order by the President.

Prayer by Reverend Howard Benson of the United Methodist Church in Brewer.

REVEREND BENSON: Let us be in prayer. O God, creator of this world and of all the vast universe, we would open our hearts and minds for Your guidance and strength. Grant to these persons elected to be leaders in our state government the wisdom to know what is right and the courage to follow that conviction. Grant them the willingness to listen to others with humility and understanding in working with those with whom they disagree. We pray for our state and for our nation and for our leaders and all who have part in public service. Make them pure in motive, wise in counsel and strong in action, doing right in the fear of Your holy name. "Give to us a passion for that which is in principle excellent rather than in politics expedient, for that which is morally right rather than socially correct." We pray for Your grace and peace in Jesus' name. Amen.

Reading of the Journal of Wednesday, March 25, 1987.

Senator PEARSON of Penobscot was granted unanimous consent to address the Senate off the Record.

Out of order and under suspension of the Rules, on motion by Senator DUTREMBLE of York, the following Joint Order:

S.P. 331

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, March 31, 1987, at 10 o'clock in the morning.

Which was READ and PASSED.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Provide Funding for an Honors Seminar Program to Train Secondary School Teachers in the Humanities"

H.P. 696 L.D. 937

Bill "An Act to Provide Family Support Services to Maine Families who Choose to Care for their Developmentally Disabled Children at Home"

H.P. 702 L.D. 943

Came from the House referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED.

Which were referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED, in concurrence.

Bill "An Act to Exempt Certain Restaurants from Restroom Requirements"

H.P. 695 L.D. 936

Committee on HUMAN RESOURCES suggested and ORDERED PRINTED.