

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
52nd Legislative Day
Wednesday, April 22, 1987

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

Prayer by Reverend James Fletcher, Presque Isle Congregational Church.

The Journal of Tuesday, April 21, 1987, was read and approved.

Quorum call was held.

SENATE PAPERS

Bill "An Act to Revise the Allocations for the Alcohol Premium Fund" (S.P. 426) (L.D. 1306)

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.

Bill "An Act to Establish Capacity Controls on Commercial Solid Waste Disposal Facilities" (S.P. 423) (L.D. 1303)

Bill "An Act to Enhance Public Access and Outdoor Recreation Opportunities" (S.P. 427) (L.D. 1307)

Bill "An Act to Amend the Laws Regarding the Regulation of Landfills and other Waste Disposal Facilities" (S.P. 430) (L.D. 1310)

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

Were referred to the Committee on Energy and Natural Resources in concurrence.

Bill "An Act Concerning the Hunting of Antlerless Deer by Certain Property Owners" (S.P. 424) (L.D. 1304)

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

Was referred to the Committee on Fisheries and Wildlife in concurrence.

Bill "An Act to Modify the State's Appeal Law to Permit Appeals of Adverse Intermediate Appellate Court Rulings by the State" (Emergency) (S.P. 422) (L.D. 1302)

Bill "An Act to Modify the Statute of Limitations' Provision of the Maine Criminal Code and Maine Juvenile Code so they Clearly Cross-reference One Another" (S.P. 425) (L.D. 1305)

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

Were referred to the Committee on Judiciary in concurrence.

Bill "An Act Providing Collective Bargaining Rights to Legislative Employees" (S.P. 432) (L.D. 1312)

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

Was referred to the Committee on Labor in concurrence.

Bill "An Act Concerning the Boundary Between the Towns of Machias and Machiasport" (S.P. 421) (L.D. 1301)

Came from the Senate, referred to the Committee on State and Local Government and Ordered Printed.

Was referred to the Committee on State and Local Government in concurrence.

Bill "An Act Relating to the Capitalization of the Maine Capital Corporation" (S.P. 419) (L.D. 1299)

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

Was referred to the Committee on Taxation in concurrence.

RESOLVE, to Establish the Commission to Examine Alternative Uses for the Augusta to Topsham Railroad Right-of-way (Emergency) (S.P. 428) (L.D. 1308)

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

Was referred to the Committee on Transportation in concurrence.

Bill "An Act Creating the Fayette Water District" (S.P. 431) (L.D. 1311)

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

Was referred to the Committee on Utilities in concurrence.

Refer to the Committee on
Appropriations and Financial Affairs

Report of the Committee on Judiciary on RESOLVE, to Compensate Thomas P. Peters, II, Attorney-at-law, for Professional Services Rendered in the Adoption of Benjamin B., Heather B. and Lucas B. (S.P. 287) (L.D. 814) reporting that it be referred to the Committee on Appropriations and Financial Affairs.

Came from the Senate with the report read and the Bill and accompanying Papers Recommended to the Committee on Judiciary

Report was read and the Bill referred to the Committee on Appropriations and Financial Affairs in non-concurrence and sent up for concurrence.

COMMUNICATIONS

The following Communication: (S.P. 433)
113th MAINE LEGISLATURE
April 17, 1987

Senator Ronald E. Usher
Representative Michael H. Michaud
Chairpersons
Joint Standing Committee on Energy and Natural Resources

113th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Stephen W. Wight of Bethel for appointment to the Land Use Regulation Commission.

Pursuant to Title 12, M.R.S.A. Section 683, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

Please be advised that Governor John R. McKernan, Jr. has nominated Carol A. Tracy of Lewiston for appointment to the Board of Environmental Protection.

Pursuant to Title 38, M.R.S.A. Section 361, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

Sincerely,
S/Charles P. Pray
President of the Senate

S/John L. Martin
Speaker of the House

Came from the Senate, Read and Referred to the
Committee on Energy and Natural Resources.

Was Read and Referred to the Committee on Energy
and Natural Resources in concurrence.

The following Communication:
MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04333

April 15, 1987

The Honorable John Martin
Speaker, House of Representatives
The Honorable Charles Pray
President, State Senate
State House
Augusta, Maine 04333

Dear Speaker Martin and President Pray:

In accordance with Special and Private Laws of
1986, Chapter 749, the Advisory Committee on Staff
Retention is pleased to transmit to you and the
Legislature, the enclosed report.

The Committee members look forward to presenting
our findings to the Legislature. We appreciate your
continued interest in issues affecting Maine citizens
with mental retardation.

Sincerely,
S/Beverly Bustin, Senator
Chairperson

Was read and with accompanying report 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:

Energy and Natural Resources

Bill "An Act to Improve Water Quality and Reclaim
Lost Marine Resources" (H.P. 980) (L.D. 1327)
(Presented by Representative HOLT of Bath)
(Cosponsor: Senator MATTHEWS of Kennebec)

Bill "An Act to Establish a Moratorium on
Licensing, Development and Expansion of all Solid
Waste Disposal Facilities, Landfills and Incinerators
Pending the Development of a Comprehensive Solid
Waste Management Plan for this State" (Emergency)
(H.P. 983) (L.D. 1330) (Presented by Representative
MURPHY of Berwick) (Cosponsors: Senator TUTTLE of
York, Representatives LORD of Waterboro and RIDLEY of
Shapleigh)

Ordered Printed.
Sent up for Concurrence.

Fisheries and Wildlife

Bill "An Act to Enable Hunting for the Disabled"
(H.P. 975) (L.D. 1322) (Presented by Representative
MELENDY of Rockland) (Cosponsors: Representatives
KILKELLY of Wiscasset, SMITH of Island Falls and
ERWIN of Rumford)

Ordered Printed.
Sent up for Concurrence.

Judiciary

Bill "An Act to Require that Presentencing
Reports be Made on All Persons Convicted of Sex
Offenses" (H.P. 972) (L.D. 1319) (Presented by

Representative ANTHONY of South Portland) (Cosponsor:
Representative PARADIS of Augusta)

Bill "An Act to Amend Procedural Safeguards
Regarding Juvenile Offenders" (H.P. 973) (L.D. 1320)
(Presented by Representative CROWLEY of Stockton
Springs) (Cosponsors: Representatives DIAMOND of
Bangor, MARSANO of Belfast, and CLARK of Brunswick)
(Approved for introduction by a majority of the
Legislative Council pursuant to Joint Rule 27)

Bill "An Act to Provide for the Issuance of
Summonses" (H.P. 977) (L.D. 1324) (Presented by
Representative MacBRIDE of Presque Isle) (Cosponsors:
Senator BRANNIGAN of Cumberland, Representatives
HANLEY of Paris and PRIEST of Brunswick) (Submitted
by the Department of Public Safety pursuant to Joint
Rule 24)

Bill "An Act to Revise the Harassment Law" (H.P.
984) (L.D. 1331) (Presented by Representative RAND of
Portland) (Cosponsors: Representative STEVENS of
Bangor and Senator GAUVREAU of Androscoggin)

Bill "An Act Concerning Child Support Payments
and the Method Used by Courts in Setting Payment
Levels" (H.P. 985) (L.D. 1332) (Presented by
Representative WARREN of Scarborough) (By Request)

Ordered Printed.
Sent up for Concurrence.

Labor

Bill "An Act Relating to Subcontractors Under the
Workers' Compensation Act" (H.P. 982) (L.D. 1329)
(Presented by Representative MANNING of Portland)
(Cosponsors: Representatives SIMPSON of Casco, CURRAN
of Westbrook, and RYDELL of Brunswick)

Ordered Printed.
Sent up for Concurrence.

Legal Affairs

RESOLVE, Authorizing Richard W. Kane or his Legal
Representative to Bring a Civil Action Against the
State (H.P. 976) (L.D. 1323) (Presented by
Representative ZIRNKILTON of Mount Desert)
(Cosponsors: Representative FOSTER of Ellsworth and
Senator PERKINS of Hancock) (Approved for
introduction by a majority of the Legislative Council
pursuant to Joint Rule 27)

Ordered Printed.
Sent up for Concurrence.

Marine Resources

Bill "An Act Concerning Mussel Harvesting" (H.P.
979) (L.D. 1326) (Presented by Representative COLES
of Harpswell) (Cosponsors: Representatives RICE of
Stonington, MITCHELL of Freeport, and CROWLEY of
Stockton Springs)

Bill "An Act to Establish a Tax to Provide for
the Comprehensive Monitoring of Paralytic Shellfish
Poison" (H.P. 981) (L.D. 1328) (Presented by
Representative VOSE of Eastport) (Cosponsors:
Representatives MOHOLLAND of Princeton and LOOK of
Jonesboro) (Approved for introduction by a majority
of the Legislative Council pursuant to Joint Rule 27)

Ordered Printed.
Sent up for Concurrence.

State and Local Government

Bill "An Act to Establish the First Week of June
as Maine State Garden Week" (Emergency) (H.P. 974)
(L.D. 1321) (Presented by Representative MELENDY of
Rockland) (Cosponsors: Representatives HOGLUND of
Portland, FOSTER of Ellsworth, and Senator KANY of

Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

Ordered Printed.

Sent up for Concurrence.

Transportation

Bill "An Act to Equalize Truck Weights on All Maine Roads" (H.P. 978) (L.D. 1325) (Presented by Representative MITCHELL of Freeport)

Ordered Printed.

Sent up for Concurrence.

ORDERS

On motion of Representative MELENDY of Rockland, the following Joint Resolution: (H.P. 986) (Cosponsors: Representative CROWLEY of Stockton Springs, Senators MATTHEWS of Kennebec and ANDREWS of Cumberland) (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 REQUEST A PROMPT RULING FROM THE INTERSTATE COMMERCE COMMISSION REGARDING RAILROAD EMPLOYEE PROTECTION IN THE CASE OF THE SPRINGFIELD TERMINAL, NEW YORK DOCK

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

WHEREAS, the Maine Central Railroad owned by Guilford Transportation Industries has made application to the Interstate Commerce Commission for an exemption to lease certain trackage rights; and

WHEREAS, this exemption is to lease Maine Central Railroad trackage rights on Maine Central branch lines to the Springfield Railway Company, another Guilford Transportation Industries wholly-owned subsidiary; and

WHEREAS, the proposed transaction has raised considerable concern in Maine for the rights of employees affected by the transfer and continued safety compliance on the branch lines; and

WHEREAS, that concern has raised important questions concerning the opportunity for a public hearing on the application and whether Mendocino Coast or New York Dock labor protection provisions apply if the application is approved; and

WHEREAS, affected Maine citizens are entitled to a prompt ruling on the Interstate Commerce Commission's review of this application; now, therefore, be it

RESOLVED: That We, your Memorialists, do hereby respectfully urge the Congress of the United States to use the power within their authority to obtain not only a prompt ruling on the review of this application by the Interstate Commerce Commission, but also an assurance that the New York Dock labor protection provisions will apply if the application is approved, to relieve the concerns of the Maine Legislature and those citizens, especially our rail workers; and be it further

RESOLVED: That suitable copies of this Memorial, duly authenticated by the Secretary of State, be transmitted to 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.

The SPEAKER: The Chair recognizes the Representative from Rockland, Representative Melendy.

Representative MELENDY: Mr. Speaker, Ladies and Gentlemen of the House: As sponsor of the

legislation before you, I hope you will support it and send a message to Washington that Maine's problems are as important as those of any other state.

As many of you know, last year a contract settlement, favorable to labor, was imposed on Guilford Industries by the President and the Congress. In December, Maine Central Railroad, which is owned by Guilford Industries, requested an exemption from the Interstate Commerce Commission to lease two of its rail lines to the Springfield Terminal Company, which is also owned by Guilford. Because worker's in Springfield are paid less, have fewer benefits, and enjoy less job protection than Maine Central worker's, if the ICC approves the request, Guilford would effectively circumvent the contract that was required by Congress to implement for those two rail lines.

As I said, it was back in December that Maine Central asked the ICC for approval of its plan. Since that time, State Representatives and Maine's Congressional Delegation alike, have contacted the ICC to express their concern about its pending decision and about the fact that no public hearing opportunity is available on the issue.

While there has been plenty of activity on many people's parts since Maine Central's request, the ICC has still not made a decision on the matter more than three months after the request. This is particularly frustrating because the ICC usually issues its decisions within 20 days, not the 90 plus that have already transpired. While the ICC considers the request, many remaining Central Maine railroad workers must bide their time, not knowing from one day to the next whether they will have a job or not. If the ICC approves the request, those workers are expected to be laid off and replaced by locally paid Springfield Terminal Company workers immediately.

Ladies and Gentlemen of the House, almost every elected official has, at one time, been forced to wonder if they would have a job when they woke up the next day. It is not a pleasant experience but many Maine Central workers have been forced to suffer under that pressure for the past three months — three months of not knowing what their employment status will be.

Just as importantly, the state of hundreds of former Central Maine Railroad workers, who have been recently laid off, rest with the ICC decision. If the ICC rules with the Guilford request, the company will no longer be required to rehire those employees, if additional work is obtained by the company; instead, laid off employees would be required to apply for any new jobs at lower pay and with less job security. If they do so, those employees will have what many consider to be a scab status.

This Resolution urges the ICC to make a decision on the request as quickly as possible and end the three months of needless waiting and worrying of the Maine Railroad workers. As it is, an affirmative ICC decision will probably result in still more delays, because the union for the Maine Central workers has threatened to go to court, if the ICC approves the leasing plan.

This Resolution also calls on the ICC to make, not only an expeditious decision, but a fair and honorable one that protects Maine workers.

I urge you to approve this Resolution — let's inform Washington and the ICC that a just and timely decision on the security of Maine jobs is as important as any other coming before the Commission.

Subsequently, the Resolution was adopted. Sent up for concurrence.

On motion of Representative ROLDE of York, the following Joint Resolution: (H.P. 987) (Cosponsors: Representatives SOUCY of Kittery, McPHERSON of Eliot, and Senator ESTES of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 35)

JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES CONCERNING THE LOCKOUT OF EMPLOYEES AT SIMPLEX WIRE AND CABLE

WE, your Memorialists, the Senate and House of Representatives of the State of Maine in the First Regular Session of the One Hundred and Thirteenth Legislative Session, now assembled, most respectfully present and petition the Congress of the United States, as follows:

WHEREAS, on July 30, 1986, union employees of the Simplex Wire and Cable Company, in Newington, New Hampshire, a subsidiary of Tyco Labs, Inc., were locked out of their jobs as a result of a labor dispute; and

WHEREAS, the Department of Employment Security has determined that a lockout has occurred; and

WHEREAS, 95 members of Local 2208 of the International Brotherhood of Electrical Workers are Maine residents; and

WHEREAS, the union members of Local 2208 have collectively given over 15,000,000 hours of their lives in the employment of that company and made it a strong, profit-making organization with contracts of over \$125,000,000 outstanding; and

WHEREAS, last spring the members of Local 2208 of the International Brotherhood of Electrical Workers volunteered their time and labor to make the cable that permitted the lights to be turned back on the Statue of Liberty on July 3, 1986, and, in so doing, brought pride to all United States citizens for their contribution to the centennial celebration of the symbol of hope and freedom; and

WHEREAS, it has long been recognized by our society that workers are entitled to be members of labor unions; and

WHEREAS, a majority of workers at Local 2208 are veterans of the Armed Forces of the United States and many of them have received commendations from the United States Department of Defense for their work at Simplex; and

WHEREAS, the lockout at Simplex affects the lives of many Maine citizens; now, therefore, be it

RESOLVED: That We, your Memorialists, do hereby respectfully urge that the workers be allowed to return to work under the contract that expired on July 30, 1986, and that, failing to do so, the Congress of the United States take appropriate action to end a dispute that affects our nation's defense; and be it further

RESOLVED: That suitable copies of this Memorial, duly authenticated by the Secretary of State, be transmitted to 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.

The SPEAKER: The Chair recognizes the Representative from York, Representative Rolde.

Representative ROLDE: Mr. Speaker, Men and Women of the House: I think you have had a chance now to look at the Resolution. Although it deals with a situation that is taking place in New Hampshire, it affects about 100 residents of Maine, most of them in my district, who have been affected by this lockout. I certainly hope that you will go ahead and pass this bipartisan Resolution.

The SPEAKER: The Chair recognizes the Representative from Hampden, Representative Willey.

Representative WILLEY: Mr. Speaker, Ladies and Gentlemen of the House: I urge you to vote no on this Resolution because I don't believe that this body should get directly involved in a labor dispute, particularly where that labor dispute is outside of the State of Maine.

I do ask for a roll call.

The SPEAKER: A roll call has been requested. 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 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 adoption of H.P. 987. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 28

YEA - Aliberti, Allen, Baker, Bickford, Bost, Brown, Carroll, Carter, Cashman, Chonko, Clark, M.; Coles, Conley, Connolly, Cote, Crowley, Diamond, Dore, Duffy, Dutremble, L.; Erwin, P.; Gould, R. A.; Greenlaw, Gurney, Gwadosky, Hale, Hickey, Hogle, Holt, Hussey, Jacques, Jalbert, Joseph, Ketover, Kilkelly, Lacroix, LaPointe, Lisnik, Macomber, Mahany, Manning, Martin, H.; Mayo, McGowan, McHenry, McPherson, McSweeney, Melendy, Michaud, Mills, Mitchell, Moholland, Murphy, E.; Nadeau, G. G.; Nadeau, G. R.; Nutting, O'Gara, Paradis, J.; Paradis, P.; Paul, Perry, Pouliot, Priest, Rand, Richard, Ridley, Rolde, Rotondi, Salsbury, Sheltra, Simpson, Smith, Soucy, Strout, D.; Swazey, Tammaro, Telow, Thistle, Tracy, Vose, Walker, Warren, The Speaker.

NAY - Anderson, Anthony, Armstrong, Bailey, Begley, Bott, Bragg, Callahan, Curran, Davis, Dellert, Dexter, Farnum, Farren, Foss, Foster, Garland, Hanley, Harper, Hepburn, Hichborn, Higgins, Hillock, Holloway, Ingraham, Jackson, Lawrence, Lebowitz, Look, Lord, MacBride, Marsano, Matthews, K.; Murphy, T.; Nicholson, Norton, Paradis, E.; Parent, Pines, Racine, Reed, Rice, Scarpino, Seavey, Sherburne, Small, Sproul, Stanley, Stevens, A.; Stevenson, Strout, B.; Taylor, Tupper, Webster, M.; Wentworth, Weymouth, Whitcomb, Willey, Zirkilton.

ABSENT - Boutilier, Clark, H.; Handy, Kimball, Reeves, Ruhlin, Rydell, Stevens, P.; Tardy.

Yes, 83; No, 59; Absent, 9; Paired, 0; Excused, 0.

83 having voted in the affirmative and 59 in the negative with 9 being absent, the Resolution was adopted. Sent up for concurrence.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 56 and Joint Rule 34, the following item:
Recognizing:

the 90 clubs and more than 3,300 clubwomen of the Maine Federation of Women's Clubs, members of the International General Federation of Women's Clubs, who are celebrating Federation Day in observance of their 97th anniversary this week; (HLS 284) by Representative RICHARD of Madison. (Cosponsors: Representative PARADIS of Old Town, Senator BROWN of Knox, Senator KANY of Kennebec)

On motion of Representative Richard of Madison, was removed from the Special Sentiment Calendar.

The SPEAKER: The Chair recognizes the Representative from Madison, Representative Richard.

Representative RICHARD: Mr. Speaker, Ladies and Gentlemen of the House: It is most significant and noteworthy that Maine was the first state in the

nation to form a General Federation of Women's Clubs in the year 1892. Two years later, the Maine group became affiliated with the International General Federation of Women's Clubs, the oldest and largest non-denominational and non-partisan organization of volunteer women in the world. The General Federation has a membership of 10 million women from all 50 states, the District of Columbia and Puerto Rico, and 46 countries worldwide.

Today, there are more than 150 representatives with the Maine Federation of Women's Clubs from throughout the state, who have gathered here in Augusta, to commemorate Federation Day at the legislature in observance of the Maine Federation and the General Federation's anniversaries.

Governor McKernan has proclaimed April 24th as DFWC Federation Day in honor of the Maine Federation's 95th and the General Federation's 97th anniversaries. The Proclamation acknowledges the exemplary volunteer efforts of Maine Club Women, who have devoted more than 347,000 hours of time and provided more than \$145,000, while carrying out their many projects during the years, 1984 through 1986.

I invite fellow legislators to join me in recognizing and commending the Maine Federation of Women's Clubs and expressing gratitude to them for their laudable and applaudable extensive volunteer efforts in community services. Thank you ladies, we salute you and extend best wishes as you observe Federation Day and your anniversaries.

Subsequently, was passed and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

REPORTS OF COMMITTEES

Unanimous Ought Not to Pass

Representative PRIEST from the Committee on Legal Affairs on Bill "An Act to Change the Date for Statewide Primary Elections" (H.P. 611) (L.D. 829) reporting "Ought Not to Pass"

Representative SMITH from the Committee on Fisheries and Wildlife on "Bill "An Act to Prevent the Use of Leg Hold Traps for Trapping Animals Within Areas Designated as Residential Within Organized Towns" (H.P. 503) (L.D. 676) reporting "Ought Not to Pass"

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

Unanimous Leave to Withdraw

Representative PRIEST from the Committee on Legal Affairs on Bill "An Act to Allow for the Disposal of Blank Election Material within 60 Days of the Election" (H.P. 400) (L.D. 534) reporting "Leave to Withdraw"

Representative NICHOLSON from the Committee on Utilities on Bill "An Act to Fairly Apportion the Cost of New Water Utility Expansion (H.P. 242) (L. D. 310) reporting "Leave to Withdraw"

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

Ought to Pass in New Draft

Representative FOSTER from the Committee on Appropriations and Financial Affairs on Bill "An Act to Make Allocations from the Public Utilities Commission Regulatory Fund and the Public Utilities Reimbursement Fund for the Fiscal Year Ending June

30, 1988, and June 30, 1989" (Emergency) (H.P. 406) (L.D. 540) reporting "Ought to Pass" in New Draft (Emergency) (H.P. 988) (L.D. 1333)

Report was read and accepted, the New Draft given its first reading and assigned for second reading Thursday, April 23, 1987.

Ought to Pass in New Draft/New Title

Representative PRIEST from the Committee on Legal Affairs on Bill "An Act Concerning Housing Coverage for Hearing Ear Dogs" (H.P. 145) (L.D. 186) reporting "Ought to Pass" in New Draft under New Title Bill "An Act Concerning Housing for Hearing Ear Dogs and Seeing Eye Dogs" (H.P. 971) (L.D. 1314)

Report was read and accepted, the New Draft given its first reading and assigned for second reading Thursday, April 23, 1987.

CONSENT CALENDAR

First Day

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

(S.P. 275) (L.D. 785) RESOLVE, to Designate a Portion of Route 9 in Clifton the R. Leon Williams Highway Committee on Transportation reporting "Ought to Pass" as amended by Committee Amendment "A" (S-35)

(S.P. 180) (L.D. 507) Bill "An Act to Make Additional Allocations for the Administrative Expenses of the Department of Finance, the Bureau of Alcoholic Beverages and the State Liquor Commission, for the Fiscal Year Ending June 30, 1987" (Emergency) Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (S-34)

(H.P. 613) (L.D. 831) Bill "An to Extend the time for the Rangeley Water District to Purchase the Rangeley Water Company Plant" Committee on Utilities reporting "Ought to Pass"

There being no objections, the above items were ordered to appear on the Consent Calendar of Thursday, April 23, 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. 224) (L.D. 292) Bill "An Act Concerning the Use of County Facilities" (C. "A" H-68)

(H.P. 440) (L.D. 593) Bill "An Act to Include the Tacoma Lakes in the Valuation of the Cobossee Watershed District" (C. "A" H-69)

(H.P. 356) (L.D. 459) Bill "An Act to Recognize Foreign Adoption Decrees"

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

PASSED TO BE ENGROSSED

Bill "An Act to Amend the Interpreter Law for Coverage in Medical and Paramedical Areas" (H.P. 961) (L.D. 1290)

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

PASSED TO BE ENGROSSED
AS AMENDED

Bill "An Act Relating to Lobster Trap Vents" (H.P. 322) (L.D. 421)

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

Representative Mitchell of Freeport offered House Amendment "A" (H-70) and moved its adoption.

House Amendment "A" (H-70) was read by the Clerk and adopted.

The Bill was passed to be engrossed as amended and sent up for concurrence.

PASSED TO BE ENACTED
Emergency Measure

RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Piscataquis County for the Year 1987 (H.P. 956) (L.D. 1285)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 117 voted in favor of the same and 1 against and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

An Act Clarifying Municipal Home Rule Authority as it Relates to Shoreland Areas (H.P. 113) (L.D. 138) (C. "A" H-61)

An Act Relating to Legal Status of Partnerships (H.P. 348) (L.D. 447)

An Act to Amend the Election Laws Regarding Persons Incarcerated in Correctional Facilities (H.P. 773) (L.D. 1036) (H. "A" H-63)

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

(Off Record Remarks)

On motion of Representative O'Gara of Westbrook, Adjourned until Thursday, April 23, 1987, at nine o'clock in the morning.

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

In Senate Chamber
Wednesday
April 22, 1987

Senate called to Order by the President.

Prayer by Reverend Canon Lawrence Clark, Jr. of the Saint Dunston's Episcopal Church in Ellsworth.

REVEREND CLARK: Let us pray. O God, by whom the meek are guided in judgement, and light rises up in darkness for the godly. Grant the members of this Senate, in all their doubts and uncertainties, the grace to ask what You would have them to do, that the spirit of wisdom may save them from all false choices, and that in Your light they may see light, and in Your straight path may not stumble. Through Jesus Christ, our Lord. Amen.

Reading of the Journal of Yesterday.

Off Record Remarks

PAPERS FROM THE HOUSE
House Papers

Bill "An Act Relating to the Uniform Unclaimed Property Act"

H.P. 969 L.D. 1298

Comes from the House referred to the Committee on BUSINESS LEGISLATION and ORDERED PRINTED.

Which was referred to the Committee on BUSINESS LEGISLATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Create Regional Detention and Evaluation Centers for the Secure Confinement of Juveniles"

H.P. 950 L.D. 1279

Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS suggested and ORDERED PRINTED.

Comes from the House referred to the JOINT SELECT COMMITTEE ON CORRECTIONS and ORDERED PRINTED.

On motion by Senator CLARK of Cumberland, Tabled until Later in Today's Session, pending REFERENCE.

Bill "An Act to Allow the Employment of Part-time Superintendents of Schools"

H.P. 964 L.D. 1293

Comes from the House referred to the Committee on EDUCATION and ORDERED PRINTED.

Which was referred to the Committee on EDUCATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Clarify the Responsibilities of State and Federal Laws Regarding the Chemical Substance Identification Laws"

H.P. 967 L.D. 1296

Committee on BUSINESS LEGISLATION suggested and ORDERED PRINTED.

Comes from the House referred to the Committee on ENERGY AND NATURAL RESOURCES and ORDERED PRINTED.

Which was referred to the Committee on ENERGY AND NATURAL RESOURCES and ORDERED PRINTED, in concurrence.