

# MAINE STATE LEGISLATURE

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

**VOLUME II**

**FIRST REGULAR SESSION**

May 26, 1987 to June 30, 1987

Index

**ONE HUNDRED AND THIRTEENTH MAINE LEGISLATURE**  
**FIRST REGULAR SESSION**  
**77th Legislative Day**  
**Friday, May 29, 1987**

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

Prayer by Reverend Earl Creps, Elim Assembly of God, Bath.

The Journal of Thursday, May 28, 1987, was read and approved.

Quorum call was held.

Committee of Conference

The Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Relating to Initial Plates under the Motor Vehicle Laws" (H.P. 40) (L.D. 43) have had the same under consideration and ask leave to report: that they are unable to agree.

(Signed) Representative MACOMBER of South Portland, Representative CONLEY of Portland, and McPHERSON of Eliot - of the House.

Senator DOW of Kennebec, Senator ANDREWS of Cumberland, and Senator GILL of Cumberland - of the Senate.

Report was read.

On motion of Representative Macomber of South Portland, the House accepted the Committee of Conference Report.

SENATE PAPERS

Unanimous Leave to Withdraw

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on RESOLVE, to Establish a Study of the Feasibility of an Interstate Insurance Compact, Joint Reinsurance Programs and Experience-based Rating in Maine (S.P. 197) (L.D. 554)

Report of the Committee on Legal Affairs reporting "Leave to Withdraw" on Bill "An Act to Amend the Tri-state Lotto Compact" (S.P. 509) (L.D. 1533)

Report of the Committee on Banking and Insurance reporting "Leave to Withdraw" on Bill "An Act to Authorize the Department of Administration to Defend and Indemnify Architects and Engineers for Asbestos-related Claims Arising out of Public Improvement Contracts" (S.P. 526) (L.D. 1578)

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

Ought to Pass in New Draft

Report of the Committee on Judiciary on Bill "An Act to Revise Reporting Procedures Related to Criminal History Record Information" (S.P. 286) (L.D. 813) reporting "Ought to Pass" in New Draft (S.P. 563) (L.D. 1684)

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 later in today's session.

COMMUNICATIONS

The following Communication: (S.P. 565)  
 113th Maine Legislature

May 28, 1987

Senator Georgette B. Berube  
 Representative Daniel B. Hickey  
 Chairpersons

Joint Standing Committee on Aging, Retirement and Veterans

113th Legislature  
 Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Grover B. MacLaughlin of Orono for appointment to the Maine State Retirement System Board of Trustees.

Pursuant to Title 5, M.R.S.A. Section 1031, this nomination will require review by the Joint Standing Committee on Aging, Retirement and Veterans 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 Aging, Retirement and Veterans.

Was Read and Referred to the Committee on Aging, Retirement and Veterans in concurrence.

The following Communication: (S.P. 566)  
 113th Maine Legislature  
 May 28, 1987

Senator N. Paul Gauvreau  
 Representative Peter J. Manning  
 Chairpersons  
 Joint Standing Committee on Human Resources  
 113th Legislature  
 Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Susan B. Parker of Concord, New Hampshire for appointment as the Commissioner of the Department of Mental Health and Mental Retardation.

Pursuant to Title 34-B, M.R.S.A. Section 1202, this nomination will require review by the Joint Standing Committee on Human 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 Human Resources.

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

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

South Gardiner Elementary School, an old dependable friend that has inspired excellence in teaching and the exceptional performance of students in serving the town since 1884; (HLS 489) by Representative DELLERT of Gardiner. (Cosponsor: Senator DOW of Kennebec)

On motion of Representative Dellert of Gardiner, was removed from the Special Sentiment Calendar.

Was read.

The SPEAKER: The Chair recognizes the Representative from Gardiner, Representative Dellert.

Representative DELLERT: Mr. Speaker, Men and Women of the House: I would like to correct an error that we have made. The school was begun in 1881.

I would like to add just one comment. The closeness of that community and the school has fostered a wonderful love of learning. The school

will soon be phased out, and when we have so many problems in our communities, it is wonderful to see families and schools working together.

They began a library in 1889 by having the children contribute dues every week, and with that money, they purchased their library. That continued until the state then took over the school's library.

The SPEAKER: The Chair recognizes the Representative from Rumford, Representative Erwin.

Representative ERWIN: Mr. Speaker, Ladies and Gentlemen of the House: I would like to add to this -- I had the privilege of going to that school and know that the teachers were bringing out excellence in the students. I am glad that we are observing this.

Subsequently, the Order received passage. Sent up for concurrence.

REPORTS OF COMMITTEES

Unanimous Leave to Withdraw

Representative SALSBURY from the Committee on Transportation on Bill "An Act to Create a Maine National Historic District Sign Program" (H.P. 1059) (L.D. 1434) reporting "Leave to Withdraw"

Representative CONLEY from the Committee on Judiciary on Bill "An Act to Perfect Title of Forfeited Vehicles" (H.P. 892) (L.D. 1193) reporting "Leave to Withdraw"

Representative HANLEY from the Committee on Judiciary on Bill "An Act to Allow Municipal Officers to Decide on the Disposition of Property Taken in Drug Cases" (H.P. 941) (L.D. 1264) 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 PRIEST from the Committee on Legal Affairs on Bill "An Act to Create Minimum Safety Standards for Firefighters" (H.P. 721) (L.D. 972) reporting "Ought to Pass" in New Draft (H.P. 1234) (L.D. 1686)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft

Representative PRIEST from the Committee on Legal Affairs on RESOLVE, Authorizing Dorothy Gammon to Bring Civil Action Against the State and Cumberland County (H.P. 355) (L.D. 458) reporting "Ought to Pass" in New Draft (H.P. 1235) (L.D. 1687)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft

Representative PARADIS from the Committee on Judiciary on Bill "An Act to Remove Statutory Protection for Those Who Sexually Assault Voluntary Social Companions" (H.P. 809) (L.D. 1083) reporting "Ought to Pass" in New Draft (H.P. 1241) (L.D. 1693)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft

Representative CASHMAN from the Committee on Taxation on Bill "An Act Relating to Supplemental Assessments under the Taxation Laws" (H.P. 709) (L.D. 960) reporting "Ought to Pass" in New Draft (H.P. 1242) (L.D. 1694)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft

Representative RYDELL from the Committee on Banking and Insurance on Bill "An Act Concerning Unfair Claims Practices" (H.P. 510) (L.D. 683) reporting "Ought to Pass" in New Draft (H.P. 1244) (L.D. 1696)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft

Representative SIMPSON from the Committee on Banking and Insurance on Bill "An Act Requiring that Certain Health Insurance Plans Provide for Cardiac Rehabilitation Expenses" (H.P. 844) (L.D. 1135) reporting "Ought to Pass" in New Draft (H.P. 1246) (L.D. 1698)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft/New Title

Representative HALE from the Committee on Labor on Bill "An Act to Fully Compensate Injured Workers and their Families for Losses Suffered Because of Delays in Paying Claims" (H.P. 894) (L.D. 1195) reporting "Ought to Pass" in New Draft under New Title Bill "An Act Relating to Penalties for Failure to Make Prompt Payment of Workers' Compensation Benefits" (H.P. 1243) (L.D. 1695)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft/New Title

Representative RYDELL from the Committee on Banking and Insurance on Bill "An Act to Require an Insurance Agent or Broker be Present when any Insurance Sale Takes Place" (H.P. 875) (L.D. 1176) reporting "Ought to Pass" in New Draft under New Title Bill "An Act to Require an Insurance Agent or Broker to be Located at each Place of Business" (H.P. 1245) (L.D. 1697)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft/New Title

Representative WILLEY from the Committee on Utilities on Bill "An Act to Provide Cable Television Access to Apartment Dwellings and Mobile Homes" (H.P. 500) (L.D. 670) reporting "Ought to Pass" in New Draft under New Title Bill "An Act to Provide Cable Television Access to Apartment Dwellings" (H.P. 1247) (L.D. 1701)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft/New Title

Representative HUSSEY from the Committee on State and Local Government on Bill "An Act to Establish the First Week of June as Maine State Garden Week" (Emergency) (H.P. 974) (L.D. 1321) reporting "Ought to Pass" in New Draft under New Title Bill "An Act to Establish the First Full Week of June as Garden Week" (Emergency) (H.P. 1248) (L.D. 1704)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass Pursuant to Joint Order (H.P. 23)

Representative LOOK from the Committee on State and Local Government on RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Washington County for the Year 1987 and Authorizing the County to Raise up to \$350,000 for Expenses in Conjunction with Jail Construction (Emergency) (H.P. 1239) (L.D. 1691) reporting "Ought to Pass" - Pursuant to Joint Order (H.P. 23)

Report was read and accepted, the Resolve read once.

Under suspension of the rules, the Resolve was read the second time, passed to be engrossed, and sent up for concurrence.

Divided Report

Majority Report of the Committee on State and Local Government on Bill "An Act to Amend the Civil Service Law to Set Standards for the Creation of Job Classification Specifications" (H.P. 534) (L.D. 718) reporting "Ought to Pass" in New Draft under New Title on Bill "An Act to Require that Job Classifications and Specifications be Determined by Collective Bargaining" (H.P. 1236) (L.D. 1688)

Signed:

Senators: GOULD of Waldo  
TUTTLE of York  
Representatives: STROUT of Windham  
BICKFORD of Jay  
ROTONDI of Athens  
WENTWORTH of Wells  
LOOK of Jonesboro

Minority Report of the same Committee reporting "Ought to Pass" in New Draft (H.P. 1237) (L.D. 1689) on same Bill.

Signed:

Senator: BALDACCI of Penobscot  
Representatives: LACROIX of Oakland  
HUSSEY of Milo  
CARROLL of Gray  
BOUTILIER of Lewiston  
ANTHONY of South Portland

Reports were read.

On motion of Representative Carroll of Gray, the House accepted the Minority "Ought to Pass" Report, the New Draft read once and assigned for second reading later in today's session.

Divided Report

Majority Report of the Committee on Judiciary reporting "Ought to Pass" as amended by Committee Amendment "A" (H-200) on Bill "An Act Relating to the Uniform Premarital Agreement Act" (H.P. 538) (L.D. 722)

Signed:

Senators: BRANNIGAN of Cumberland  
GAUVREAU of Androscoggin  
BLACK of Cumberland  
Representatives: PARADIS of Augusta

VOSE of Eastport  
MARSANO of Belfast  
HANLEY of Paris  
THISTLE of Dover-Foxcroft  
COTE of Auburn  
MacBRIDE of Presque Isle  
CONLEY of Portland  
WARREN of Scarborough

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

Signed:

Representative: BEGLEY of Waldoboro  
Reports were read.

On motion of Representative Paradis of Augusta, the House accepted the Majority "Ought to Pass" Report, the bill read once.

Committee Amendment "A" (H-200) was read by the Clerk and adopted and the bill assigned for second reading later in today's session.

Divided Report

Majority Report of the Committee on Labor on Bill "An Act to Provide Civil Enforcement of the Anti-strikebreaker Law to Encourage the Settlement and Peaceful Resolution of Labor Disputes" (H.P. 623) (L.D. 842) reporting "Ought to Pass" in New Draft (H.P. 1238) (L.D. 1690)

Signed:

Senators: ANDREWS of Cumberland  
DUTREMBLE of York  
Representatives: MCHENRY of Madawaska  
JOSEPH of Waterville  
RUHLIN of Brewer  
RAND of Portland  
TAMMARO of Baileyville  
HALE of Sanford

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

Signed:

Senator: COLLINS of Aroostook  
Representatives: ZIRNKILTON of Mount Desert  
WILLEY of Hampden  
HEPBURN of Skowhegan  
BEGLEY of Waldoboro

Reports were read.

On motion of Representative McHenry of Madawaska, the House accepted the Majority "Ought to Pass" Report, the New Draft read once and assigned for second reading later in today's session.

Divided Report

Majority Report of the Committee on State and Local Government on RESOLVE, Requiring a Legislative Study of County Budget Procedures (Emergency) (H.P. 463) (L.D. 618) reporting "Ought to Pass" in New Draft (Emergency) (H.P. 1240) (L.D. 1692)

Signed:

Senators: GOULD of Waldo  
BALDACCI of Penobscot  
TUTTLE of York  
Representatives: ROTONDI of Athens  
HUSSEY of Milo  
ANTHONY of South Portland  
CARROLL of Gray  
LACROIX of Oakland  
BOUTILIER of Lewiston  
LOOK of Jonesboro

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

Signed:

Representatives: BICKFORD of Jay  
STROUT of Windham

WENTWORTH of Wells

Reports were read.

On motion of Representative Carroll of Gray, the House accepted the Majority "Ought to Pass" Report, the New Draft read once and assigned for second reading later in today's session.

CONSENT CALENDAR

First Day

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

(H.P. 1038) (L.D. 1396) Bill "An Act to Authorize Department of Transportation Bond Issues in the Amount of \$26,500,000 to Match Available Federal Funds for Highway, Bridge and Airport Improvements and to Reduce Ground Water Pollution Resulting from the Storage of State and Municipally-owned Highway Materials" Committee on Transportation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-203)

(H.P. 1039) (L.D. 1397) Bill "An Act to Implement the Recommendations of the Social Services Transportation Review Committee" Committee on Transportation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-204)

(S.P. 452) (L.D. 1379) Bill "An Act to Clarify the Department of Conservation Laws" Committee on Energy and Natural Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (S-98)

There being no objections, the above items were ordered to appear on the Consent Calendar later in today's session, under the listing of Second Day.

PASSED TO BE ENGROSSED

As Amended

An Act to Amend the Charter of the Lubec Port Authority (H.P. 412) (L.D. 546) (H. "A" H-153) (Emergency)

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

On motion of Representative Brown of Gorham, under suspension of the rules, the House reconsidered its action whereby L.D. 546 was passed to be engrossed.

On further motion of the same Representative, under suspension of the rules, the House reconsidered its action whereby House Amendment "A" (H-153) was adopted.

Representative Brown offered House Amendment "A" (H-207) to House Amendment "A" (H-153) and moved its adoption.

House Amendment "A" (H-207) to House Amendment "A" H-153) was read by the Clerk and adopted.

House Amendment "A" as amended by House Amendment "A" thereto was adopted.

Subsequently, the bill was passed to be engrossed as amended by House Amendment "A" as amended by House Amendment "A" thereto in non-concurrence and sent up for concurrence.

PASSED TO BE ENACTED

An Act to Establish a Statewide Training Program for Staff of Long-term Care Facilities (S.P. 536) (L.D. 1619) (H. "A" H-172)

An Act to Divest State Pension Funds from those Businesses or Corporations doing Business in the Republic of South Africa and Namibia (H.P. 83) (L.D. 86) (C. "A" H-163)

An Act to Increase State Funding for Homemaker Services (H.P. 210) (L.D. 262) (C. "A" H-164)

An Act Relating to Agricultural Internship and Training (H.P. 446) (L.D. 599) (H. "A" H-176 to H. "A" H-145)

An Act to Require Archery Hunter Training (H.P. 914) (L.D. 1226) (H. "A" H-170 to C. "A" H-144)

An Act to Amend the Liquor Laws as they Pertain to State Brewers (H.P. 1213) (L.D. 1655)

An Act Relating to Property Abandoned by Tenants (H.P. 1214) (L.D. 1656)

An Act to Provide School Approval for Nontraditional Limited Purpose Schools (H.P. 1217) (L.D. 1660)

An Act to Provide Substance Abuse Prevention, Education and Treatment Services for County Jail Inmates and their Families (H.P. 1218) (L.D. 1661)

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.

FINALLY PASSED

RESOLVE, to Compensate Jacqueline A. Caron, Personal Representative of the Estate of Alphee Caron, for Wrongful Death and for Personal Injuries on Behalf of Herself and her Minor Child, Jeffrey Caron, in Excess of Statutory Limits of Recovery (H.P. 1215) (L.D. 1657)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed, finally passed, 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:

An Act Creating a Study on Uniform Liquor Pricing and Other Factors in the Operation of the State Liquor Commission and the Bureau of Alcoholic Beverages (Emergency) (H.P. 1206) (L.D. 1644) (S. "A" S-83)

TABLED - May 28, 1987 by Representative DIAMOND of Bangor.

PENDING - Passage to be Enacted.

On motion of Representative Priest of Brunswick, under suspension of the rules, the House reconsidered its action whereby L.D. 1644 was passed to be engrossed.

On motion of the same Representative, under suspension of the rules, the House reconsidered its action whereby Senate Amendment "A" (S-83) was adopted.

The same Representative offered House Amendment "A" (H-205) to Senate Amendment "A" (S-83) and moved its adoption.

House Amendment "A" to Senate Amendment "A" was read by the Clerk and adopted.

Senate Amendment "A" as amended by House Amendment "A" thereto was adopted and the Bill passed to be engrossed as amended in non-concurrence and sent up for concurrence.

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

PETITIONS, BILLS AND RESOLVES

REQUIRING REFERENCE

Reported Pursuant to Private and Special Laws

Representative MANNING for the Special Select Commission on the Administration and Financing of General Assistance, pursuant to Private and Special Law 1985, Chapter 79 and Chapter 131 ask leave to submit its findings and report that the accompanying Bill "An Act to Revise the General Assistance Laws"

(H.P. 1249) (L.D. 1705) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 18.

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

Reported Pursuant to Private and Special Laws

Representative MANNING for the Special Select Commission on the Administration and Financing of General Assistance, pursuant to Private and Special Law 1985, Chapter 79 and Chapter 131 ask leave to submit its findings and report that the accompanying Bill "An Act to Amend the General Assistance Laws" (H.P. 1250) (L.D. 1706) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 18.

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

REPORTS OF COMMITTEES

Unanimous Ought Not to Pass

Representative SOUCY from the Committee on Transportation on Bill "An Act to Assure the Maintenance of Motor Vehicle Air Pollution Control Systems" (H.P. 1166) (L.D. 1592) reporting "Ought Not to Pass"

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

CONSENT CALENDAR

First Day

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

(H.P. 496) (L.D. 666) Bill "An Act to Create the Maine Health Policy Council" Committee on Human Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-206)

There being no objections, the above item was ordered to appear on the Consent Calendar later in today's session, under the listing of Second Day.

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

PETITIONS, BILLS AND RESOLVES

REQUIRING REFERENCE

The following Bill was received and, upon the recommendation of the Committee on Reference of Bills, was referred to the following Committee, Ordered Printed and Sent up for Concurrence:

Energy and Natural Resources

Bill "An Act to Amend the Laws Administered by the Department of Environmental Protection" (H.P. 1251) (Presented by Representative MURPHY of Berwick) (Cosponsors: Senator CAHILL of Sagadahoc, Representatives RIDLEY of Shapleigh and ANDERSON of Woodland) (Governor's Bill)

Committee on Energy and Natural Resources suggested and ordered printed.

Ordered Printed.

Sent up for Concurrence.

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

(At Ease to 1:10 p.m.)

The House was called to order by the Speaker.

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

SENATE PAPER

Non-Concurrent Matter

Bill "An Act to Amend the Municipal Employees Labor Relations Law" (S.P. 132) (L.D. 337) on which the Minority "Ought Not to Pass" Report of the Committee on Labor was read and accepted in the House on May 28, 1987.

Came from the Senate with that Body having insisted on its former action whereby the Majority "Ought To Pass" in New Draft under New Title Bill "An Act to Amend the Municipal Public Employees Labor Relations Law" (S.P. 557) (L.D. 1667) Report of the Committee on Labor was read and accepted and the New Draft passed to be engrossed as amended by Senate Amendment "A" (S-95) in non-concurrence.

Representative Willey of Hampden moved that the House adhere.

Representative McHenry of Madawaska moved that the House recede and concur.

Representative Willey of Hampden requested a Division on the motion to recede and concur.

The SPEAKER: The pending question before the House is the motion of Representative McHenry of Madawaska that the House recede and concur. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

30 having voted in the affirmative and 68 in the negative, the motion to recede and concur did not prevail.

Subsequently, the House voted to adhere.

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

CONSENT CALENDAR

Second Day

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

(H.P. 1038) (L.D. 1396) Bill "An Act to Authorize Department of Transportation Bond Issues in the Amount of \$26,500,000 to Match Available Federal Funds for Highway, Bridge and Airport Improvements and to Reduce Ground Water Pollution Resulting from the Storage of State and Municipally-owned Highway Materials" (C. "A" H-203)

(H.P. 1039) (L.D. 1397) Bill "An Act to Implement the Recommendations of the Social Services Transportation Review Committee" (C. "A" H-204)

(S.P. 452) (L.D. 1379) Bill "An Act to Clarify the Department of Conservation Laws" (C. "A" S-98)

(H.P. 496) (L.D. 666) Bill "An Act to Create the Maine Health Policy Council" (C. "A" H-206)

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

The following items appearing on Supplement No. 6 were taken up out of order by unanimous consent:

PASSED TO BE ENGROSSED

Bill "An Act to Amend the Civil Service Law to Set Standards for the Creation of Job Classification Specifications" (H.P. 1237) (L.D. 1689)

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

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

SECOND READER  
TABLED AND ASSIGNED

Bill "An Act to Provide Civil Enforcement of the Anti-strikebreaker Law to Encourage the Settlement and Peaceful Resolution of Labor Disputes" (H.P. 1238) (L.D. 1690)

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

On motion of Representative McHenry of Madawaska, tabled pending passage to be engrossed and specially assigned for Monday, June 1, 1987.

SECOND READER  
TABLED AND ASSIGNED

RESOLVE, Requiring a Legislative Study of County Budget Procedures (Emergency) (H.P. 1240) (L.D. 1692)

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

Representative Wentworth of Wells moved that L.D. 1692 and all its accompanying papers be indefinitely postponed.

The SPEAKER: The Chair recognizes the Representative from Gray, Representative Carroll.

Representative CARROLL: Mr. Speaker, Men and Women of the House: I would hope you would not go along with the motion of the good gentlelady from Wells.

This is a Committee Report, it comes from the Joint Select Committee on Taxation on their study on property tax relief. It is a study of county budget procedures. It calls for a legislative committee to look at the procedures for devising and developing county budgets throughout the state. If you look carefully at the calendar, you will find there was a county budget on there today.

Remember earlier in this session, we dealt with a number of extensions for county budgets. The procedure has been changed, there are five or six different ways that the counties are dealing with their budgets. It is a way that the Select Committee on Property Tax Relief thought this legislature should look at in order to come up with some type of model or example that other counties might be able to follow.

I would ask you not to vote for the motion to indefinitely postpone.

The SPEAKER: The pending question before the House is the motion of Representative Wentworth of Wells that L.D. 1692 be indefinitely postponed. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

45 having voted in the affirmative and 66 in the negative, the motion to indefinitely postpone did not prevail.

Subsequently, the Bill was passed to be engrossed and sent up for concurrence.

PASSED TO BE ENGROSSED

Bill "An Act to Revise Reporting Procedures Related to Criminal History Record Information" (S.P. 563) (L.D. 1684)

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

By unanimous consent, ordered sent forthwith to the Senate.

PASSED TO BE ENGROSSED  
As Amended

Bill "An Act Relating to the Uniform Premarital Agreement Act" (H.P. 538) (L.D. 722) (C. "A" H-200)

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

By unanimous consent, ordered sent forthwith to the Senate.

The following items appearing on Supplement No. 5 were taken up out of order by unanimous consent:

PASSED TO BE ENGROSSED

Bill "An Act to Create Minimum Safety Standards for Firefighters" (H.P. 1234) (L.D. 1686)

RESOLVE, Authorizing Dorothy Gammon to Bring Civil Action Against the State and Cumberland County (H.P. 1235) (L.D. 1687)

Bill "An Act to Remove Statutory Protection for Those Who Sexually Assault Voluntary Social Companions" (H.P. 1241) (L.D. 1693)

Bill "An Act Relating to Supplemental Assessments under the Taxation Laws" (H.P. 1242) (L.D. 1694)

Bill "An Act Concerning Unfair Claims Practices" (H.P. 1244) (L.D. 1696)

Bill "An Act Requiring that Certain Health Insurance Plans Provide for Cardiac Rehabilitation Expenses" (H.P. 1246) (L.D. 1698)

Bill "An Act Relating to Penalties for Failure to Make Prompt Payment of Workers' Compensation Benefits" (H.P. 1243) (L.D. 1695)

Bill "An Act to Require an Insurance Agent or Broker to be Located at each Place of Business" (H.P. 1245) (L.D. 1697)

Bill "An Act to Provide Cable Television Access to Apartment Dwellings" (H.P. 1247) (L.D. 1701)

Bill "An Act to Establish the First Full Week of June as Garden Week" (Emergency) (H.P. 1248) (L.D. 1704)

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

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

At this point, the rules were suspended for the purpose of removing jackets for the remainder of today's session.

The following items appearing on Supplement No. 7 were taken up out of order by unanimous consent:

PETITIONS, BILLS AND RESOLVES  
REQUIRING REFERENCE

The following Bills were received and, upon the recommendation of the Committee on Reference of Bills, were referred to the following Committees, Ordered Printed and Sent up for Concurrence:

Business Legislation

Bill "An Act to Amend Laws Relating to Certain Licensing Boards" (H.P. 1255) (Presented by Representative CURRAN of Westbrook) (Cosponsors:



Representatives TELOW of Lewiston and RACINE of Biddeford) (Governor's Bill)  
 (Committee on Business Legislation was suggested.)  
 Ordered Printed.  
 Sent up for Concurrence.

Legal Affairs

Bill "An Act to Clarify the Organizational Status of the Bureau of Lottery within the Department of Finance" (H.P. 1256) (Presented by Representative ARMSTRONG of Wilton) (Cosponsor: Representative MURPHY of Kennebunk) (Governor's Bill)  
 (Committee on Legal Affairs was suggested.)  
 Ordered Printed.  
 Sent up for Concurrence.

The following items appearing on Supplement No. 8 were taken up out of order by unanimous consent:

SENATE PAPERS

Ought to Pass in New Draft

Report of the Committee on Legal Affairs on Bill "An Act Relating to Catering Services under the Liquor Law" (S.P. 64) (L.D. 131) reporting "Ought to Pass" in New Draft (S.P. 569) (L.D. 1702)  
 Came from the Senate, with the report read and accepted and the New Draft passed to be engrossed.  
 Report was read and accepted.  
 Under suspension of the rules, the New Draft was read twice, passed to be engrossed in concurrence.

Ought to Pass in New Draft/New Title

Report of the Committee on Judiciary on Bill "An Act to Revise the Laws Concerning Bail for Criminal Defendants" (S.P. 268) (L.D. 749) reporting "Ought to Pass" in New Draft under New Title Bill "An Act to Grant Jurisdiction to Bail Commissioners to Ensure the Integrity of the Judicial Process" (S.P. 568) (L.D. 1700).  
 Came from the Senate, with the report read and accepted and the New Draft passed to be engrossed.  
 Report was read and accepted.  
 Under suspension of the rules, the New Draft was read twice and passed to be engrossed in concurrence.

Ought to Pass in New Draft/New Title

Report of the Committee on Judiciary on Bill "An Act to Clarify the Right to Remove a Committed Offender from a Disciplinary Hearing" (S.P. 523) (L.D. 1575) reporting "Ought to Pass" in New Draft under New Title Bill "An Act to Clarify the Right to Prevent the Attendance of or to Remove a Committed Offender from a Disciplinary Hearing" (S.P. 567) (L.D. 1699).  
 Came from the Senate, with the report read and accepted and the New Draft passed to be engrossed.  
 Report was read and accepted.  
 Under suspension of the rules, the New Draft was read twice and passed to be engrossed in concurrence.

The following items appearing on Supplement No. 9 were taken up out of order by unanimous consent:

REPORTS OF COMMITTEES

Unanimous Leave to Withdraw

Representative CASHMAN from the Committee on Taxation on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish a Limit on Increases in the Local Property Tax (H.P. 843) (L.D. 1134) reporting "Leave to Withdraw"

Representative CASHMAN from the Committee on Taxation on Bill "An Act to Provide Property Tax Relief for Homestead Property" (H.P. 838) (L.D. 1129) reporting "Leave to Withdraw"

Representative CASHMAN from the Committee on Taxation on Bill "An Act Concerning Eligibility Levels for the Elderly Householders Tax and Rent Refund Act" (H.P. 100) (L.D. 110) reporting "Leave to Withdraw"

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

CONSENT CALENDAR

First Day

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

(H.P. 940) (L.D. 1263) Bill "An Act Concerning Tax on Cargo Trailers" Committee on Taxation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-209)

(H.P. 458) (L.D. 613) Bill "An Act to Clarify the Rights of Former State Employees who were Transferred to the Maine Vocational-Technical Institute System" Committee on State and Local Government reporting "Ought to Pass" as amended by Committee Amendment "A" (H-208)

(H.P. 1199) (L.D. 1634) Bill "An Act to Amend the Duties of the Commissioner of Labor" Committee on Labor reporting "Ought to Pass"

(S.P. 232) (L.D. 626) RESOLVE, to Establish a New Commission on Maine's Future Committee on State and Local Government reporting "Ought to Pass" as amended by Committee Amendment "A" (S-103)

(S.P. 461) (L.D. 1418) Bill "An Act to Amend the Probate Code to Allow Reasonable Compensation for Public Guardians or Conservators" Committee on Judiciary reporting "Ought to Pass"

(S.P. 469) (L.D. 1429) Bill "An Act to Amend the Maine Juvenile Code to Provide Greater Flexibility in Sentencing Juvenile Offenders" Committee on Judiciary reporting "Ought to Pass"

(H.P. 1158) (L.D. 1584) Bill "An Act to Require Rulemaking by the Department of Mental Health and Mental Retardation Regarding Administration of Cardiopulmonary Resuscitation in State Institutions" Committee on Human Resources reporting "Ought to Pass"

(H.P. 1100) (L.D. 1491) Bill "An Act to Require Minimum Evacuation Standards for Boarding Care Facilities" Committee on Human Resources reporting "Ought to Pass"

Under suspension of the rules, Consent Calendar Second Day Notification was given, Senate Papers were passed to be engrossed or passed to be engrossed as amended in concurrence and the House Papers were passed to be engrossed or passed to be engrossed as amended and sent up for concurrence.

The following items appearing on Supplement No. 10 were taken up out of order by unanimous consent:

REPORTS OF COMMITTEES

Unanimous Ought Not to Pass

Representative LORD from the Committee on Energy and Natural Resources on Bill "An Act to Improve the State's Capability to Respond to a Hazardous Materials Incident" (H.P. 1125) (L.D. 1528) reporting "Ought Not to Pass"

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

Unanimous Leave to Withdraw

Representative MANNING from the Committee on Human Resources on Bill "An Act to Assure the Reporting of Communicable Diseases by Hospitals to Emergency Medical Services Personnel" (H.P. 1076) (L.D. 1463) reporting "Leave to Withdraw"

Representative MANNING from the Committee on Human Resources on Bill "An Act to Amend the Child and Family Services and Child Protection Act" (H.P. 1140) (L.D. 1550) reporting "Leave to Withdraw"

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

Bill "An Act to Provide Special Plates or Placards for Handicapped Persons" (S.P. 564) (L.D. 1685)

Came from the Senate under suspension of the rules and without reference to a Committee, the Bill read twice and passed to be engrossed as amended by Senate Amendment "A" (S-106).

(The Committee on Reference of Bills had suggested reference to the Committee on Transportation.)

Under suspension of the rules and without reference to any Committee, the bill was read twice.

Senate Amendment "A" was read by the Clerk and adopted and the Bill passed to be engrossed as amended by Senate Amendment "A" (S-106) in concurrence.

The following items appearing on Supplement No. 11 were taken up out of order by unanimous consent.

SENATE PAPERS

Bill "An Act to Ensure the Availability of Group Accident and Sickness and Health Insurance to Retired Teachers" (S.P. 570) (L.D. 1703)

Came from the Senate under suspension of the rules and without reference to a Committee, the Bill read twice and passed to be engrossed.

(The Committee on Reference of Bills had suggested reference to the Committee on Aging, Retirement and Veterans.)

Under suspension of the rules and without reference to any Committee, the bill was read once and assigned for second reading Monday, June 1, 1987.

(Off Record Remarks)

On motion of Representative Rand of Portland, Adjourned until Monday, June 1, 1987, at nine o'clock in the morning.

Bill "An Act to Upgrade the Coordinator of New and Existing Services for Persons with AIDS-related Complex and Viral Positivity under the Maine Revised Statutes" (Emergency) (S.P. 571) (L.D. 1708)

Came from the Senate under suspension of the rules and without reference to a Committee, the Bill read twice and passed to be engrossed.

(The Committee on Reference of Bills had suggested reference to the Committee on Appropriations and Financial Affairs.)

Under suspension of the rules and without reference to any Committee, the bill was read twice and passed to be engrossed in concurrence.

CONSENT CALENDAR

First Day

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

(S.P. 283) (L.D. 793) Bill "An Act to Provide a Bill of Rights for Persons with Long-term Mental Illness" Committee on Human Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (S-105)

(S.P. 466) (L.D. 1423) Bill "An Act to Adjust Time Limits and Clarify Responsibility for Certification and Registration of Deaths" Committee on Human Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (S-104)

Under suspension of the rules, second day notification was given and the Senate Papers were passed to be engrossed in concurrence.

The following item appearing on Supplement No. 12 was taken up out of order by unanimous consent:

SENATE PAPER