

# MAINE STATE LEGISLATURE

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

**VOLUME III**

**FIRST CONFIRMATION SESSION**

August 21, 1987  
Index

**FIRST SPECIAL SESSION**

October 9, 1987 to October 10, 1987  
Index

**SECOND SPECIAL SESSION**

October 21, 1987 to November 20, 1987  
Index

**SECOND REGULAR SESSION**

January 6, 1988 to March 24, 1988

On motion by Senator KANY of Kennebec, ADJOURNED until Friday, January 15, 1988, at 11:00 in the morning.

ONE HUNDRED AND THIRTEENTH MAINE LEGISLATURE  
SECOND REGULAR SESSION  
6th Legislative Day  
Friday, January 15, 1988

The House was called to order by the Speaker Pro Tem.

Prayer by Chaplain James W. Daniels, Green Street Methodist Church, Augusta.

The Journal of Thursday, January 14, 1988, was read and approved.

Quorum call was held.

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SENATE PAPERS

Bill "An Act to Implement the Department of Human Services Long-Term Care Plan for the Elderly, Handicapped and Citizens with Long-Term Care Needs" (S.P. 788) (L.D. 2065)

Bill "An Act to Maximize the Effectiveness of Funds Appropriated for Long-Term Care" (S.P. 789) (L.D. 2066)

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

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

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Bill "An Act Concerning Crash Parts Used to Repair Damaged Motor Vehicles" (S.P. 787) (L.D. 2064)

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

Was referred to the Committee on Business Legislation in concurrence.

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Bill "An Act to Increase the Base Salary of Vocational-Technical Institute Instructors" (S.P. 776) (L.D. 2033)

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

Was referred to the Committee on Education in concurrence.

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Unanimous Leave to Withdraw

Report of the Committee on Utilities reporting "Leave to Withdraw" on Bill "An Act to Modernize the Definition of Telecommunications Utilities Subject to the Jurisdiction of the Public Utilities Commission" (S.P. 740) (L.D. 1999)

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

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Non-Concurrent Matter

Bill "An Act to Provide Elderly Mental Health Service Needs" (Emergency) (S.P. 742) (L.D. 2001) which was referred to the Committee on Human Resources in the House on January 13, 1988.

Came from the Senate with that body having adhered to its former action whereby the Bill was referred to the Committee on Appropriations and Financial Affairs in non-concurrence.

On motion of Representative Gwadlosky of Fairfield, tabled pending further consideration and specially assigned for Tuesday, January 19, 1988.

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COMMUNICATIONS

The following Communication:

MAINE COMMISSION ON OUTDOOR RECREATION  
January 14, 1988



Ordered Printed.  
Sent up for Concurrence.

TABLED AND ASSIGNED

Bill "An Act Relating to the Tax Exempt Status of Anson Academy Association" (Emergency) (H.P. 1523) (L.D. 2076) (Presented by Representative ROTONDI of Athens) (Cosponsor: Senator WEBSTER of Franklin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

(The Committee on Reference of Bills had suggested the Committee on Education).

On motion of Representative Mayo of Thomaston, tabled pending reference and specially assigned for Tuesday, January 19, 1988.

Labor

Bill "An Act to Protect Workers from Unreasonable Exposure to Toxic Substances in the Workplace" (H.P. 1521) (L.D. 2074) (Presented by Representative JOSEPH of Waterville) (Cosponsors: President PRAY of Penobscot, Representative MICHAUD of East Millinocket and Senator KANY of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.  
Sent up for Concurrence.

Legal Affairs

Bill "An Act to Prohibit Publication of Names of Concealed Weapon Permit Holders" (H.P. 1516) (L.D. 2069) (Presented by Representative ROTONDI of Athens) (Cosponsors: Senator EMERSON of Penobscot and Representative JACQUES of Waterville) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.  
Sent up for Concurrence.

TABLED AND ASSIGNED

Bill "An Act to Amend the Maine Uniform Accounting and Auditing Practices Act for Community Agencies" (H.P. 1518) (L.D. 2071) (Presented by Representative ROLDE of York) (Cosponsors: Speaker MARTIN of Eagle Lake, Representatives ERWIN of Rumford and FARNUM of South Berwick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

(The Committee on Reference of Bills had suggested the Committee on State and Local Government).

On motion of Representative Carroll of Gray, tabled pending reference and specially assigned for Tuesday, January 19, 1988.

State and Local Government

Bill "An Act to Deorganize the Town of Sherman" (H.P. 1522) (L.D. 2075) (Presented by Representative SMITH of Island Falls) (Cosponsor: Senator LUDWIG of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.  
Sent up for Concurrence.

TABLED AND ASSIGNED

Bill "An Act to Implement Uniform Federal Lien Registration" (Emergency) (H.P. 1524) (L.D. 2077) (Presented by Representative CONLEY of Portland)

(Cosponsors: Senator BRANNIGAN of Cumberland and Representative MacBRIDE of Presque Isle) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

(The Committee on Reference of Bills had suggested the Committee on Taxation).

On motion of Representative Mayo of Thomaston, tabled pending reference and specially assigned for Tuesday, January 19, 1988.

Reported Pursuant to Resolves

Representative TARDY from the Committee on Agriculture, pursuant to Resolves of 1987, Chapter 50 ask leave to submit its findings and report that the accompanying Bill "An Act to Provide Additional Resources to the Board of Pesticides Control" (H.P. 1514) (L.D. 2067) be referred to the Joint Standing Committee on Agriculture for Public Hearing and printed pursuant to Joint Rule 18.

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

Reported Pursuant to Resolves

Representative TARDY from the Committee on Agriculture, pursuant to Resolves of 1987, Chapter 50 ask leave to submit its findings and report that the accompanying Bill "An Act to Assist Agricultural Employers in Complying with Federal Hazard Communication Rules" (H.P. 1515) (L.D. 2068) be referred to the Joint Standing Committee on Agriculture for Public Hearing and printed pursuant to Joint Rule 18.

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

ORDERS OF THE DAY

TABLED AND TODAY ASSIGNED

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

An Act to Encourage Prompt and Peaceful Settlements of Labor Disputes (H.P. 1415) (L.D. 1919) (H. "A" H-435; H. "B" H-436)

TABLED - January 14, 1988 by Representative DIAMOND of Bangor.

PENDING - Reconsideration (Returned by the Governor without his approval)

On motion of Representative Gwadosky of Fairfield, retabled pending reconsideration and specially assigned for Tuesday, January 19, 1988.

(Off Record Remarks)

(At Ease)

The House was called to order by the Speaker Pro Tem.

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. 793) ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, January 19, 1988, at 10:00 in the morning.

Came from the Senate, read and passed.

Was read and passed in concurrence.

(Off Record Remarks)

On motion of Representative Gould of Greenville,  
Adjourned until Tuesday, January 19, 1988, at ten  
o'clock in the morning pursuant to Joint Order (S.P.  
793).

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

In Senate Chamber

Friday

January 15, 1988

Senate called to Order by the President.

Prayer by Father Samuel Najjar of St. Joseph's  
Maronite Church in Waterville.

FATHER NAJJAR: Heavenly Father, we assemble here  
today to open this Session of the Senate of this  
great State of Maine. The people of our State have  
intrusted us to act in their behalf as our actions  
and decisions will affect all of us. Come upon us  
Heavenly Father and influence our hearts and our  
minds that we may act according to Your will and to  
the will of these people. Bless us and our  
constituents as we may flourish in our endeavors. We  
ask this to all Your glory now and forever. Amen.

Reading of the Journal of Yesterday.

PAPERS FROM THE HOUSE

Non-concurrent Matter

Bill "An Act Relating to Sentences with Intensive  
Supervision"

S.P. 728 L.D. 1987

In Senate, January 12, 1988, referred to the  
Committee on HUMAN RESOURCES and ORDERED PRINTED.

Comes from the House referred to the Joint Select  
Committee on CORRECTIONS and ORDERED PRINTED in  
NON-CONCURRENCE.

On motion by Senator GAUVREAU of Androscoggin,  
Tabled until Later in Today's Session, pending  
FURTHER CONSIDERATION.

House Papers

Bill "An Act to Amend the Animal Control Laws"

H.P. 1505 L.D. 2055

Bill "An Act to Establish Appropriate and  
Effective Penalty Levels for Violation of the  
Pesticide Control Laws"

H.P. 1513 L.D. 2063

Come from the House referred to the Committee on  
AGRICULTURE and ORDERED PRINTED.

Which were referred to the Committee on  
AGRICULTURE and ORDERED PRINTED, in concurrence.

Bill "An Act to Supplement Crisis Intervention  
Services to Penobscot, Piscataquis, Hancock and  
Washington Counties"

H.P. 1506 L.D. 2056

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

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

Bill "An Act to Continue the Block Grants for  
Teacher Salaries"

H.P. 1508 L.D. 2058

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.