

MAINE STATE LEGISLATURE

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Legislative Record
House of Representatives
One Hundred and Nineteenth Legislature
State of Maine

Volume I

First Regular Session

December 2, 1998 – May 12, 1999

ONE HUNDRED AND NINETEENTH LEGISLATURE
 FIRST REGULAR SESSION
 38th Legislative Day
 Thursday, April 15, 1999

The House met according to adjournment and was called to order by the Speaker.
 Prayer by Reverend Gary D. Poorman, South Paris.
 National Anthem by Wisdom Pioneer Band, Wisdom High School, St. Agatha.
 Pledge of Allegiance.
 Doctor of the day, Craig Curtis, M.D., of East Holden.
 The Journal of yesterday was read and approved.

The following item was taken up out of order by unanimous consent:

COMMUNICATIONS

Out of Order and under Suspension of the Rules, the Following Communication: (H.C. 145)

**STATE OF MAINE
 DEPARTMENT OF STATE**

I, Dan A. Gwadosky, Secretary of State, hereby certify that according to the provisions of the Constitution and Laws of the State of Maine, the Department of the Secretary of State is the legal custodian of the Great Seal of the State of Maine which is hereunto affixed and that the paper to which this is attached is a true copy from the records of this Department.

In Testimony Whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta, April 14, 1999.
 S/DAN A. GWADOSKY
 SECRETARY OF STATE

**STATE OF MAINE
 OFFICE OF THE SECRETARY OF STATE**

April 14, 1999

I, DAN A. GWADOSKY, Secretary of State, in accordance with the provisions of the proclamation issued by the Governor on March 5, 1999, calling for a Special Election to be held on April 13, 1999, to elect a Representative to the Legislature in District 89 and having tabulated the returns of the votes cast;

REPORT AS FOLLOWS; that Lillian LaFontaine O'Brien of Lewiston, having received a plurality of the votes cast, appears to have been elected Representative to the 119th Legislature in District 89:

**SPECIAL ELECTION – April 13, 1999
 REPRESENTATIVE TO THE LEGISLATURE
 HOUSE DISTRICT 89**

District # 89	BRETON, MARC D. Lewiston Independent	O'BRIEN, LILLIAN LAFONTAINE Lewiston Democrat
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Lewiston				
W. 1 P. 1	46	8.9%	67	13.0%
W. 3 P. 2	82	15.9%	134	26.0%
W. 6 P. 1	73	14.2%	113	22.0%

Office Totals	201	39.0%	314	61.0%
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I, DAN A. GWADOSKY, Secretary of State, hereby certify that the foregoing report is a true tabulation of the votes cast at the Special Election for Representative to the Legislature in District 89, as reported to me on the returns from the City of Lewiston.

S/DAN A. GWADOSKY
 Secretary of State

Received by the Governor

S/ANGUS S. KING, JR.
 Governor

READ and ORDERED PLACED ON FILE.

At this point, pursuant to his authority under House Rule 401.1, the Chair assigned Representative O'BRIEN of Lewiston to Seat 70.

SENATE PAPERS

The following Joint Resolution: (S.P. 787)

JOINT RESOLUTION HONORING RABBI EMERITUS HARRY SKY

ON THE OCCASION OF HIS 75TH BIRTHDAY

WHEREAS, Rabbi Harry Sky served the congregation at Temple Beth El in Portland as its spiritual leader for more than 28 years; and

WHEREAS, Rabbi Sky has served the people of the State through many social action activities including member of the Maine Human Services Council; the State Parole Board; the Maine State Task Force on Hunger, Emergency Heating and Housing; and the United Way, serving on its board of directors and on the organization's committees concerning social planning, the elderly and AIDS lodging; and

WHEREAS, his leadership and guidance have been invaluable to the organizational efforts of the local chapter of the NAACP, the Project Feed and the Project Fuel; and

WHEREAS, Rabbi Sky also served on the Joint Placement Commission of Rabbinical Assembly; the Commission on Jewish Law and Standards, Rabbinical Assembly; the Israel Affairs Committee at the Rabbinical Assembly; the Social Action Commission at the Rabbinical Assembly; and served as President of the Interfaith Council in Portland; and

WHEREAS, in 1997, Rabbi Sky was instrumental in establishing the Senior College at the University of Maine, an organization dedicated to lifelong learning; and

WHEREAS, as Rabbi Emeritus, he continues to serve the congregation at Temple Beth El by participating in the morning minyan and by delivering sermons periodically; and

WHEREAS, Rabbi Sky has given much to the congregation at Temple Beth El, his community and his State; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred Nineteenth Legislature, now assembled in the First Regular Session, take this opportunity to recognize Rabbi Harry Sky and extend congratulations on the occasion of his 75th birthday; and be it further

RESOLVED: That a suitable copy of this resolution, duly authenticated by the Secretary of State, be transmitted to Rabbi Harry Sky on behalf of the People of the State of Maine.

Came from the Senate, **READ and ADOPTED.**
READ and ADOPTED in concurrence.

Non-Concurrent Matter

Bill "An Act to Require the Legislature to Examine Executive Orders for Violations of Separation of Powers"

(H.P. 464) (L.D. 627)

Majority (8) **OUGHT TO PASS AS AMENDED** Report of the Committee on **STATE AND LOCAL GOVERNMENT** was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-143)** in the House on April 8, 1999.

Came from the Senate with the Minority (5) **OUGHT NOT TO PASS** Report of the Committee on **STATE AND LOCAL GOVERNMENT** **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **ADHERE**.

Non-Concurrent Matter

Bill "An Act to Exempt Pension and Retirement Benefits from the Maine Income Tax"

(H.P. 115) (L.D. 146)

Minority (2) **OUGHT TO PASS AS AMENDED** Report of the Committee on **TAXATION** was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-166)** in the House on April 8, 1999.

Came from the Senate with the Majority (11) **OUGHT NOT TO PASS** Report of the Committee on **TAXATION** **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **ADHERE**.

COMMUNICATIONS

The Following Communication: (S.P. 786)
119TH MAINE LEGISLATURE

April 13, 1999
Senator Jill Goldthwait
Representative David Etnier
Chairpersons
Joint Standing Committee on Marine Resources
119th Legislature
Augusta, Maine 04333

Dear Senator Goldthwait and Representative Etnier:
Please be advised that Governor Angus S. King, Jr. has nominated L. Blair Pyne of Bremen and Marsden Brewer of Stonington for appointment and Donald W. Perkins, Jr. of Westbrook, Marshall E. Alexander of Biddeford, Charlton H. Ames of Cumberland Foreside and David W. Jordan of Scarborough for reappointment as members of the Marine Resources Advisory Council.
Pursuant to Title 12, M.R.S.A., §6024, these nominations will require review by the Joint Standing Committee on Marine Resources and confirmation by the Senate.

Sincerely,
S/Mark W. Lawrence
President of the Senate
S/G. Steven Rowe
Speaker of the House

Came from the Senate, **READ** and **REFERRED** to the Committee on **MARINE RESOURCES**.

READ and **REFERRED** to the Committee on **MARINE RESOURCES** in concurrence.

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 for concurrence:

HEALTH AND HUMAN SERVICES

Bill "An Act to Improve the Effectiveness of the Driver Education and Evaluation Programs"

(H.P. 1546) (L.D. 2202)

Presented by Representative BRENNAN of Portland.
Cosponsored by Senator DAGGETT of Kennebec and Representative: BRAGDON of Bangor, Senator: HARRIMAN of Cumberland.
Submitted by the Department of Mental Health, Mental Retardation and Substance Abuse Services pursuant to Joint Rule 204.

ORDERS

On motion of Representative TRACY of Rome, the following Joint Resolution: (H.P. 1547) (Cosponsored by Senator BENNETT of Oxford and Representatives: CAMPBELL of Holden, MURPHY of Kennebunk, O'NEIL of Saco, Speaker ROWE of Portland, SAXL of Portland, Senators: AMERO of Cumberland, President LAWRENCE of York, RAND of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 214)

JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO LIMIT THE USES OF SOCIAL SECURITY ACCOUNT NUMBERS

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

WHEREAS, as technology becomes more advanced, the privacy of the individual becomes increasingly difficult to protect; and

WHEREAS, Congress originally required social security account numbers for the proper administration of the Social Security Act; and

WHEREAS, Congress has provided that it is the policy of the United States for states and political subdivisions to use social security account numbers to establish identification for purposes of tax and welfare administration, motor vehicle registration and driver's licenses; and

WHEREAS, states, political subdivisions and private entities have increasingly required social security account numbers for purposes other than identification for tax and welfare administration, motor vehicle registration and drivers licenses; and

WHEREAS, the requirement to provide a social security account number for purposes other than receiving public assistance, paying social security taxes and receiving social security payments and refunds increase the potential for invasion of privacy; and

WHEREAS, the dissemination of an individual's social security account number for other than very limited purposes increases the likelihood that the number will be misused or

disclosed to unauthorized 3rd parties and threatens the privacy of the individual; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge and request that the Congress of the United States enact legislation to limit the use of social security account numbers for only the purposes of receiving public assistance benefits, paying social security taxes and receiving social security payments and refunds; and be it further

RESOLVED: That suitable copies of this Memorial, duly authenticated by the Secretary of State, be transmitted to the Honorable William J. Clinton, President of the United States, the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States and to each Member of the Maine Congressional Delegation.

READ.

The **SPEAKER:** The Chair recognizes the Representative from Rome, Representative Tracy.

Representative TRACY: Mr. Speaker, Ladies and Gentlemen of the House. Why I have this Joint Resolution is because in 1976 the United States Congress passed a privacy act dealing with social security. There was three criteria. One, social security account numbers for the purpose of receiving public assistance, paying social security taxes and receiving social security payments and refunds. Since then, it seems that they have gone way beyond what their intent was. We now have it on death certificates, marriage licenses, real estate transfers and various other things. It was not the intent of the social security number to be a national identification number. At the rate they are expanding this stuff, I would say that it is definitely used as a national identification number.

In 1995, all children born would have to have their social security numbers at the time of birth so they could have their Hepatitis B shots. If this isn't the beginning of cradle to death, I don't know what is. Thank you.

ADOPTED.

Sent for concurrence.

On motion of Representative SIROIS of Caribou, the following House Order: (H.O. 23)

ORDERED, that Representative Randall L. Bumps of China be excused April 8th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Janice E. Labrecque of Gorham be excused April 13th for health reasons.

AND BE IT FURTHER ORDERED, that Representative Arthur F. Mayo III of Bath be excused April 14th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Earl E. Richardson of Greenville be excused April 13th for personal reasons.

READ and PASSED.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 519 and Joint Rule 213, the following items:

Recognizing:

Benjamin Santos, of Boy Scout Troop #139, who has attained the high rank and distinction of Eagle Scout. We send our congratulations to Benjamin on this accomplishment;

(HLS 252)

Presented by Representative SNOWE-MELLO of Poland.

Cosponsored by Senator NUTTING of Androscoggin.

On **OBJECTION** of Representative SNOWE-MELLO of Poland, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER:** The Chair recognizes the Representative from Poland, Representative Snowe-Mello.

Representative SNOWE-MELLO: Mr. Speaker, Men and Women of the House. I stand here before you today to honor a young man who will attain the high honor of Eagle Scout on April 18th.

Two years ago I had the pleasure of meeting Ben Santos in a class that I taught in Eagle Scout College. I knew at that time that Ben would attain his Eagle Scout, the Boy Scouts highest rank.

Ben is quite a young man. It has been my experience that young men who attain this rank are often active citizens in their school and in their community. Ben has been the editor of Hebron Academy's Academic Advocate. He has been a station manager and treasurer from Hebron Academy Radio Club and Station. He has attained a four year varsity letter in the cross country ski team and he has participated in art shows and science fairs.

To earn his Eagle, he had to do Boy Scouts of America Eagle Project. Ben erected a park bench in front of the West Minot Union Church in West Minot Village. This was to be used by the Minot Consolidated School, K-8. The students who wait daily for the school bus in the church yard and for use by bicyclists touring the village and by patrons of the Trading Post Store in the village.

This sounds very easy to all of us. You know it isn't. There is quite a lot that goes into attaining and earning your project. What he had to do was present a project idea to the Minot's Boy Scout Troop #139. He then had to meet with minister of Francis Lodge of the West Minot Union Church to see if it was okay with him and then he had to obtain permission from the West Minot Union Church members at a special church meeting. He then had to procure donations of all park bench materials and assemble labor from the community, especially village children who would use the park bench for the actual assemble of the bench. He had to submit several detailed reports of all aspects of the project to Eagle Headquarters in Texas for final review and approval. He finally had to receive a letter from approval from the Boy Scouts of America in Texas. You can see that quite a lot goes into these Eagle projects. They are very, very proud of that Benjamin Santos.

I would also like to acknowledge his parents, Bud and Bonnie Santos. They have done an excellent job in raising Ben. They are really wonderful parents. Thank you.

PASSED and sent for concurrence.

Recognizing:

Donna Loring, of Richmond, the Penobscot Nation's tribal representative to the Maine State Legislature, on her appointment as the aide-de-camp to Governor Angus S. King, Jr. Representative Loring is a Vietnam Veteran and is the current chair of the Legislature's Advisory Commission on Women Veterans. In her capacity as aide-de-camp, she will concentrate on issues of concern to the State's 8,200 women veterans, as well as continuing discussions of interest to all of Maine's veterans. We extend our congratulations to Representative Loring on this appointment;

(HLS 267)

Presented by Representative SIROIS of Caribou. Cosponsored by Representative DESMOND of Mapleton, Representative SKOGLUND of St. George, Representative SAXL of Portland, Senator CATHCART of Penobscot, Representative DUNLAP of Old Town, Representative SHIAH of Bowdoinham, Speaker ROWE of Portland, Representative SOCTOMAH of the Passamaquoddy Tribe, Representative THOMPSON of Naples, Senator LONGLEY of Waldo, Representative BROOKS of Winterport, Representative POWERS of Rockport, Representative DAVIDSON of Brunswick, Representative RICHARD of Madison.

On **OBJECTION** of Representative RICHARD of Madison, was **REMOVED** from the Special Sentiment Calendar.

READ.

The SPEAKER: The Chair recognizes the Representative from Caribou, Representative Sirois.

Representative **SIROIS**: Mr. Speaker, Men and Women of the House. I rise today to honor Representative Donna Loring, the Representative from the Penobscot Nation. Representative Loring has been appointed to be Governor King's aide-de-camp with the honorary rank of Colonel. She is only the second woman to receive this honor. Representative Loring deserves this commission because of her dedication to the Penobscot Nation, the State of Maine and to our country. She served proudly in Vietnam and now chairs the Advisory Commission on Women Veterans. Governor King is fortunate to have Representative Loring as an advisor on the Vietnam issue and we are fortunate to have her as a Representative serving in this Legislature. Thank you Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Mapleton, Representative Desmond.

Representative **DESMOND**: Mr. Speaker, Colleagues of the House. I am proud to stand and congratulate our colleague, Representative Donna Loring. Having become acquainted with Representative Loring I find her to be a humble person of quiet demeanor with a nice sense of humor who does not promote her accomplishments. However, it is obvious she is a leader. I am pleased that Governor King has recognized this quality and she was awarded the position of aide-de-camp and was commissioned the rank of Colonel. Representative Loring we are proud to know you. Your contributions to the Legislature and to your work for the Advisory Commission on Women Veterans are recognized. Congratulations.

The SPEAKER: The Chair recognizes the Representative from Bowdoinham, Representative Shiah.

Representative **SHIAH**: Mr. Speaker, Men and Women of the House. As a resident of Richmond the good Representative Loring is in one of the towns that I actually represent. I, too, just want to congratulate her on this wonderful appointment. I have gotten to know the Representative over the last couple of years. I just think this is wonderful and well deserved. Congratulations.

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

Representative **RICHARD**: Mr. Speaker, Men and Women of the House. In many circles March is known as Women in History month. It is very significant that a woman from this body made history in March of 1999 because, as has already been stated, Representative Loring is only the second woman in the history of the State of Maine to be named as an aide-de-camp to our Chief Executive. I join with all members to congratulate her on this position.

The SPEAKER: The Chair recognizes the Representative from Old Town, Representative Dunlap.

Representative **DUNLAP**: Mr. Speaker, Ladies and Gentlemen of the House. As the Representative from Old Town, which has part of that district, the Indian Island Voting District, I would also like to congratulate the Colonel for her appointment. This is an outstanding promotion and achievement for any person, man or woman. It is a historic moment. I must remark that this district that I represent is very, very proud of Representative Loring. She is excellent to work with on tribal issues. I look forward to serving with the Colonel in further endeavors. Thank you.

The SPEAKER: The Chair recognizes the Representative from Bremen, Representative Pieh.

Representative **PIEH**: Mr. Speaker, Men and Women of the House. I would just like to officially add my name to the sponsors of the sentiment. Representative Loring joined us half way through the 118th Legislature and I was more than impressed with how quickly she learned and how pleasant she is to work with and how dedicated and it is just an honor to have her here. I just want to say congratulations myself. Thank you.

The SPEAKER: The Chair recognizes the Representative from Winterport, Representative Brooks.

Representative **BROOKS**: Mr. Speaker, Ladies and Gentlemen of the House. I, too, would like to rise today to congratulate my friend and I underline friend. When I met Representative Loring 20 years ago or so, we were on totally different sides of the fence. We had lots and lots of discussions about our different perspectives. Not long ago when she was appointed to this position by her people and her brother-in-law contacted me, I can't tell you how proud I was to be standing there with her in the Governor's office when she was sworn in. I think that she will make a wonderful aide-de-camp to the Governor. I look forward to working with her for many years in the House and many changes to come in her voting rights. Thank you.

The SPEAKER: The Chair is also pleased to congratulate Representative Loring. On behalf of the House of Representatives, we extend to you our congratulations and our thanks for your service.

The SPEAKER: The Chair recognizes the Representative from the Penobscot Nation, Representative Loring.

Representative **LORING**: Mr. Speaker, Men and Women of the House. I would like to thank the Speaker and Representative Sirois and my colleagues for recognizing me for this position. It is a significant event for me in my life. Specifically since when I was in the military, I mostly spent my time as an E2. The honorary rank of Colonel is really a high point in something that I am very proud of. I thank you for recognizing my accomplishment.

PASSED and sent for concurrence.

REPORTS OF COMMITTEE
Divided Report

Seven Members of the Committee on **LEGAL AND VETERANS AFFAIRS** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (S-42)** on Bill "An Act to Restrict Circulators of Initiated Petitions from Being within 250 Feet of Voting Places"

(S.P. 117) (L.D. 314)

Signed:
Senators:

CAREY of Kennebec
FERGUSON of Oxford

Representatives:

LABRECQUE of Gorham
MAYO of Bath
HEIDRICH of Oxford
McKENNEY of Cumberland
GAGNE of Buckfield

Four Members of the same Committee report in Report "B" **Ought Not to Pass** on same Bill.

Signed:

Senator:

DAGGETT of Kennebec

Representatives:

CHIZMAR of Lisbon
TUTTLE of Sanford
FISHER of Brewer

One Member of the same Committee reports in Report "C" **Ought to Pass as Amended by Committee Amendment "B" (S-43)** on same Bill.

Signed:

Representative:

PERKINS of Penobscot

Came from the Senate with Report "A" - **OUGHT TO PASS AS AMENDED READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-42)**.

READ.

Representative TUTTLE of Sanford moved that the House **ACCEPT** Report "B" **Ought Not to Pass**.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** Report "B" **Ought Not to Pass** and specially assigned for Monday, April 26, 1999.

Majority Report of the Committee on **MARINE RESOURCES** reporting **Ought Not to Pass** on Bill "An Act to Change the Provisions of the Lobster License Apprentice Program"

(S.P. 561) (L.D. 1628)

Signed:

Senators:

GOLDTHWAIT of Hancock
PENDLETON of Cumberland
MacKINNON of York

Representatives:

STANWOOD of Southwest

Harbor

USHER of Westbrook
HONEY of Boothbay
ETNIER of Harpswell
PINKHAM of Lamoine
PIEH of Bremen
BAGLEY of Machias
LEMONT of Kittery
McNEIL of Rockland

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

Signed:

Representative:

VOLENIK of Brooklin

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

READ.

Representative ETNIER of Harpswell moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

The SPEAKER: The Chair recognizes the Representative from Brooklin, Representative Volenik.

Representative **VOLENIK**: Mr. Speaker, Men and Women of the House. I had hoped to hold this bill until other deliberations by the Marine Resources Committee were complete. However, apparently speed is of the essence right now. I will not attempt to prevent passage of this bill. There are, however, many fishermen in my district who have fallen though the cracks in the lobster moratorium and the limited entry system. The Department of Marine Resources wrote in support of this bill and I quote, "The department is in support of the concept outlined in LD 1628, 'An Act to Change the Provisions of the Lobster License Apprentice Program.' There are many individuals who have been lobster fishermen in past years, but have chosen not to fish in recent years. If they can clearly document three consecutive years fishing as a Class 1 lobster and crab license holder, waiving a portion of the apprentice program should be considered." The committee, apparently, does not favor this concept. Preferring only to allow re-entry into the fishery for military or medical reasons. I understand the will of the committee, but I reserve my right to vote for this bill and I will ask for a division. This will enable me to call the fishermen who are waiting for the results of our deliberation and tell them to sell their boats and traps, get a job at Wal Mart and let them know that just as they have suspected, government is truly their friend. Thank you.

Representative VOLENIK of Brooklin **REQUESTED** a division on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

The Chair ordered a division on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

A vote of the House was taken. 77 voted in favor of the same and 32 against, the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act to Establish a Standard Line-item Budget Format for All School Budgets"

(H.P. 1247) (L.D. 1776)

Signed:

Senators:

BERUBE of Androscoggin
MURRAY of Penobscot
SMALL of Sagadahoc

Representatives:

BRENNAN of Portland
RICHARD of Madison
DESMOND of Mapleton
SKOGLUND of St. George
WATSON of Farmingdale
BAKER of Bangor
STEDMAN of Hartland
BELANGER of Caribou
WESTON of Montville

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

Signed:

Representative:

ANDREWS of York

READ.

On motion of Representative BRENNAN of Portland, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

HONEY of Boothbay
VOLENIK of Brooklin
PINKHAM of Lamoine
PIEH of Bremen
BAGLEY of Machias

Ten Members of the Committee on **JUDICIARY** report in Report "A" **Ought Not to Pass** on Bill "An Act to Amend the Statute of Limitations for Land Surveyors"

(H.P. 363) (L.D. 488)

Signed:
Senators:

LONGLEY of Waldo
TREAT of Kennebec
BENOIT of Franklin

Representatives:

THOMPSON of Naples
BULL of Freeport
LaVERDIERE of Wilton
JACOBS of Turner
MITCHELL of Vassalboro
NORBERT of Portland
MADORE of Augusta

Two Members of the same Committee report in Report "B" **Ought to Pass as Amended by Committee Amendment "A" (H-214)** on same Bill.

Signed:
Representatives:

SCHNEIDER of Durham
WATERHOUSE of Bridgton

One Member of the same Committee reports in Report "C" **Ought to Pass as Amended by Committee Amendment "B" (H-215)** on same Bill.

Signed:
Representative:

PLOWMAN of Hampden

READ.

Representative BULL of Freeport moved that the House **ACCEPT** Report "A" **Ought Not to Pass**.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** Report "A" **Ought Not to Pass** and later today assigned.

Majority Report of the Committee on **MARINE RESOURCES** reporting **Ought Not to Pass** on Bill "An Act Regarding Lobster Trap Escape Vent Dimensions"

(H.P. 609) (L.D. 849)

Signed:
Senators:

GOLDTHWAIT of Hancock
PENDLETON of Cumberland
MackINNON of York

Representatives:

STANWOOD of Southwest

Harbor

USHER of Westbrook
ETNIER of Harpswell
McNEIL of Rockland

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

Signed:
Representatives:

READ.

Representative ETNIER of Harpswell moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

CONSENT CALENDAR

First Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the First Day:

(S.P. 501) (L.D. 1502) Resolve, to Study the Changes in Lobster Morbidity and Mortality (EMERGENCY) Committee on **MARINE RESOURCES** reporting **Ought to Pass**

(S.P. 617) (L.D. 1782) Bill "An Act to Amend the Maine Criminal Code Regarding Improper Gifts" Committee on **CRIMINAL JUSTICE** reporting **Ought to Pass**

(S.P. 23) (L.D. 4) Bill "An Act to Eliminate Sales Tax on Electricity Used in Agriculture and Aquaculture" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-85)**

(S.P. 186) (L.D. 579) Bill "An Act to Encourage Contributions to Family Development Account Reserve Funds" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-84)**

(S.P. 192) (L.D. 581) Resolve, to Ensure Proper Funding of the Public Utilities Commission (EMERGENCY) Committee on **UTILITIES AND ENERGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-90)**

(S.P. 234) (L.D. 656) Bill "An Act to Adjust the Alternative Funding Mechanism for the Maine Public Drinking Water Commission" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-74)**

(S.P. 239) (L.D. 661) Bill "An Act Regarding the Unbundling of Natural Gas Services" Committee on **UTILITIES AND ENERGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-92)**

(S.P. 295) (L.D. 867) Resolve, to Amend the Requirements for Alcohol and Drug Treatment Programs Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-88)**

(S.P. 375) (L.D. 1076) Bill "An Act to Simplify the Process of Claiming Abandoned Vehicles" Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-76)**

(S.P. 382) (L.D. 1083) Bill "An Act to Amend the Real Estate Brokerage Law" Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-77)**

(S.P. 405) (L.D. 1194) Bill "An Act to Expand the Basic Service Calling Area in Certain Rural Areas" Committee on **UTILITIES AND ENERGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-91)**

(S.P. 439) (L.D. 1276) Bill "An Act Relating to Utilities and Affiliated Interests" Committee on **UTILITIES AND ENERGY**

reporting **Ought to Pass as Amended by Committee Amendment "A" (S-89)**

(S.P. 446) (L.D. 1321) Bill "An Act to Increase Long-term Health Care Options" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-75)**

(S.P. 643) (L.D. 1825) Resolve, to Establish the Commission to Study Children in Need of Services (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-87)**

(H.P. 475) (L.D. 682) Bill "An Act to Increase the Late Fee for Licensing a Dog" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass**

(H.P. 511) (L.D. 718) Bill "An Act Pertaining to Maturity Dates of Bonds of the Maine Turnpike Authority" Committee on **TRANSPORTATION** reporting **Ought to Pass**

(H.P. 811) (L.D. 1134) Bill "An Act to Extend the Maine Residents Property Tax Program to Persons Living in Subsidized Housing Who Receive Certain Disability Payments" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-219)**

(H.P. 981) (L.D. 1379) Bill "An Act Regarding Municipal Firearm Discharge Ordinances" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-221)**

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

**CONSENT CALENDAR
Second Day**

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the Second Day:

(S.P. 464) (L.D. 1403) Bill "An Act to Allow Military Personnel Home on Leave to Purchase a Hunting or Fishing License for \$10"

(S.P. 83) (L.D. 186) Bill "An Act to Amend the Laws Pertaining to Juvenile Hunters" (C. "A" S-71)

(S.P. 138) (L.D. 374) Bill "An Act to Enhance the Marketing and Promotion Capabilities of the Department of Inland Fisheries and Wildlife" (C. "A" S-70)

(S.P. 202) (L.D. 591) Bill "An Act to Increase Access to Primary Health Care in Rural Maine" (EMERGENCY) (C. "A" S-66)

(H.P. 1267) (L.D. 1821) Bill "An Act to Expressly Treat Voluntary Conduct as a Defense in the Maine Criminal Code"

(H.P. 285) (L.D. 393) Bill "An Act to Redefine Hunting" (C. "A" H-206)

(H.P. 447) (L.D. 610) Resolve, to Increase Access to Medicaid for People who Need Psychological Services (C. "A" H-208)

(H.P. 735) (L.D. 1025) Resolve, to Lengthen the Screening Period for Long-term Care Assessments (C. "A" H-207)

(H.P. 924) (L.D. 1301) Bill "An Act to Conform State Law to Federal Nuclear Power Plant Requirements for Off-site Emergency Planning" (C. "A" H-209)

(H.P. 958) (L.D. 1356) Bill "An Act to Allow Game Wardens to Approve Beaver Dam Removal" (C. "A" H-212)

(H.P. 966) (L.D. 1364) Bill "An Act to Provide for the Collection of Storm Water in the City of Hallowell" (C. "A" H-211)

(H.P. 1085) (L.D. 1532) Bill "An Act Concerning Liens Held by the Freeport Sewer District" (C. "A" H-210)

No objections having been noted at the end of the Second Legislative Day, the 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 for concurrence.

**BILLS IN THE SECOND READING
House**

Bill "An Act to Extend the Jurisdiction of the Maine Labor Relations Board to Employees of Public Higher Education Institutions Who Have Been Employed for Less than 6 Months"

(H.P. 630) (L.D. 880)

Bill "An Act to Ensure Compliance with Court Orders Relating to Child Visitation"

(H.P. 1057) (L.D. 1488)

House As Amended

Bill "An Act to Include Marine Products on Roadside Signs" (EMERGENCY)

(H.P. 247) (L.D. 351)

(C. "A" H-200)

Bill "An Act to Provide for Citizen Participation in the Hancock County Budget"

(H.P. 716) (L.D. 1006)

(C. "A" H-171)

Reported by the Committee on **Bills in the Second Reading**, read the second time, the House Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED AS AMENDED** and sent for concurrence.

Bill "An Act to Allow Noncommercial Whitewater Rafting Clubs to Submit More than One Amended Membership List in Any Calendar Year"

(H.P. 435) (L.D. 577)

(C. "A" H-192)

Was reported by the Committee on **Bills in the Second Reading** and **READ** the second time.

On motion of Representative CLARK of Millinocket, was **SET ASIDE**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (H-192)** was **ADOPTED**.

The same Representative presented **House Amendment "A" (H-224)** to **Committee Amendment "A" (H-192)** which was **READ** by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Millinocket, Representative Clark.

Representative **CLARK**: Mr. Speaker, Ladies and Gentlemen of the House. All this amendment does is clarify what a calendar year is. The rafting industry is from April 1 to November 1. That is all this amendment does.

House Amendment "A" (H-224) to **Committee Amendment "A" (H-192)** was **ADOPTED**.

Committee Amendment "A" (H-192) as Amended by **House Amendment "A" (H-224)** thereto was **ADOPTED**.

The Bill was **PASSED TO BE ENGROSSED** as Amended by **Committee Amendment "A" (H-192)** as Amended by

House Amendment "A" (H-224) thereto and sent for concurrence.

**ENACTORS
Acts**

An Act to Amend the Crime of Theft by Deception to Include False Impressions as to Identity

(S.P. 228) (L.D. 650)
(C. "A" S-60)

An Act to Make Confidential Certain Information Collected from Maine Farmers and Agricultural Business

(H.P. 536) (L.D. 743)
(H. "A" H-164 to C. "A" H-129)

An Act to Increase the Frequency With Which Message Boards May Change Their Message

(H.P. 585) (L.D. 825)
(C. "A" H-125)

An Act to Change the Application of the Durable Financial Power of Attorney Provisions

(H.P. 721) (L.D. 1011)
(C. "A" H-138)

An Act to Clarify Minimum Size Standards for Marine Species under Aquaculture

(H.P. 793) (L.D. 1116)

An Act to Allow Police Officers to Prosecute Their Own Traffic Infractions in District Court

(H.P. 814) (L.D. 1137)
(C. "A" H-136)

An Act to Update Insurance Financial Standards

(S.P. 401) (L.D. 1192)
(C. "A" S-54)

An Act to Provide Post-judgment Interest in Small Claims Actions

(H.P. 977) (L.D. 1375)
(C. "A" H-137)

An Act to Clarify the Definition of "Area of Operation" for Municipal Housing Authorities

(S.P. 512) (L.D. 1513)

An Act to Encourage Payment of Certain Workers' Compensation Premiums Owed to a Previous Insurer

(H.P. 1099) (L.D. 1546)

An Act to Expand Term Limits of Maine Employers' Mutual Insurance Company Directors

(S.P. 540) (L.D. 1602)

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.

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment yesterday, have preference in the Orders of the Day and continue with such preference until disposed of as provided by House Rule 502.

Bill "An Act to Amend the Provisions Relating to Executive Sessions in Connection with the Transaction of Public or Government Business"

(S.P. 94) (L.D. 233)
(S. "A" S-65 to C. "A" S-55)

TABLED - April 13, 1999 (Till Later Today) by Representative SAXL of Portland.

PENDING - **PASSAGE TO BE ENGROSSED.**

On motion of Representative THOMPSON of Naples, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION.**

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (S-55) as Amended by Senate Amendment "A" (S-65)** thereto was **ADOPTED.**

On further motion of the same Representative, **Committee Amendment "A" (S-55) as Amended by Senate Amendment "A" (S-65)** thereto was **INDEFINITELY POSTPONED.**

The same Representative presented **House Amendment "A" (H-217)**, which was **READ** by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Naples, Representative Thompson.

Representative **THOMPSON**: Mr. Speaker, Men and Women of the House. This is an amendment that corrects a technical problem in the bill as it conflicts with another bill that we have also enacted. It is just meant to correct the language. Thank you.

House Amendment "A" (H-217) was ADOPTED.

The Bill was **PASSED TO BE ENGROSSED as Amended by House Amendment "A" (H-217) in NON-CONCURRENCE** and sent for concurrence.

An Act to Clarify the Law Regarding Executive Sessions of Public Bodies

(H.P. 321) (L.D. 437)
(C. "A" H-104)

TABLED - April 13, 1999 (Till Later Today) by Representative SAXL of Portland.

PENDING - **PASSAGE TO BE ENACTED.**

On motion of Representative SHIAH of Bowdoinham, **TABLED** pending **PASSAGE TO BE ENACTED** and later today assigned.

An Act to Amend the Qualifications for Participation in the High School Aspirations Incentives Program

(H.P. 762) (L.D. 1085)
(C. "A" H-86)

TABLED - April 13, 1999 (Till Later Today) by Representative SAXL of Portland.

PENDING - **PASSAGE TO BE ENACTED.**

On motion of Representative SHIAH of Bowdoinham, **TABLED** pending **PASSAGE TO BE ENACTED** and later today assigned.

HOUSE DIVIDED REPORT - Majority (11) **Ought to Pass as Amended by Committee Amendment "A" (H-174)** - Minority (2) **Ought Not to Pass** - Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act to Provide Funding for the Education Research Institute"

(H.P. 820) (L.D. 1143)

TABLED - April 13, 1999 by Representative TOWNSEND of Portland.

PENDING - Motion of same Representative to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

Subsequently, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE**. **Committee Amendment "A" (H-174)** was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Monday, April 26, 1999.

An Act to Amend Law Enforcement Powers of Maine Forest Rangers

(S.P. 397) (L.D. 1188)

TABLED - April 13, 1999 by Representative SAXL of Portland.

PENDING - **PASSAGE TO BE ENACTED**.

On motion of Representative SHIAH of Bowdoinham, **TABLED** pending **PASSAGE TO BE ENACTED** and specially assigned for Monday, April 26, 1999.

HOUSE ORDER - Relative to Propounding Questions to the Justices of the Supreme Judicial Court in regards to S.P. 397, L.D. 1188, "An Act to Amend Law Enforcement Powers of Maine Forest Rangers"

(H.O. 22)

TABLED - April 13, 1999 by Representative TRAHAN of Waldoboro.

(Pursuant to House Rule 513)

PENDING - **PASSAGE**.

On motion of Representative SHIAH of Bowdoinham, **TABLED** pending **PASSAGE** and specially assigned for Monday, April 26, 1999.

Bill "An Act to Establish the Maine Tobacco Endowment Fund Using Tobacco Settlement Funds"

(S.P. 782) (L.D. 2191)

- In Senate, **REFERRED** to the Committees on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and **HEALTH AND HUMAN SERVICES**.

(Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested)

TABLED - April 13, 1999 by Representative SAXL of Portland.

PENDING - **REFERENCE IN CONCURRENCE**.

On motion of Representative TOWNSEND of Portland, the Bill was **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in **NON-CONCURRENCE** and sent for concurrence.

JOINT ORDER - Relative to recalling S.P. 427, L.D. 1264, Bill, "An Act to Ensure Freedom of Speech and Association on Campus" from the legislative files to the Senate.

(S.P. 779)

- Senate, **READ** and **PASSED**.

TABLED - April 14, 1999 (Till Later Today) by Representative SAXL of Portland.

PENDING - **PASSAGE**. (2/3 Vote Required)

On motion of Representative SHIAH of Bowdoinham, **TABLED** pending **PASSAGE** and later today assigned.

SENATE DIVIDED REPORT - Majority (12) **Ought to Pass**

- Minority (1) **Ought to Pass as Amended by Committee Amendment "A" (S-69)** - Committee on **CRIMINAL JUSTICE** on Bill "An Act to Continue Restorative Justice" (EMERGENCY)

(S.P. 374) (L.D. 1075)

- In Senate, Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

TABLED - April 14, 1999 (Till Later Today) by Representative POVICH of Ellsworth.

PENDING - Motion of same Representative to **ACCEPT** the Majority **OUGHT TO PASS** Report.

On motion of Representative POVICH of Ellsworth, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass** Report and later today assigned.

SENATE DIVIDED REPORT - Majority (9) **Ought Not to Pass** - Minority (4) **Ought to Pass as Amended by Committee Amendment "A" (S-78)** - Committee on **TAXATION** on Bill "An Act to Exempt Articles of Clothing Costing Less than \$200 from the Sales Tax"

(S.P. 89) (L.D. 192)

- In Senate, Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

TABLED - April 14, 1999 (Till Later Today) by Representative GAGNON of Waterville.

PENDING - Motion of same Representative to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On motion of Representative GAGNON of Waterville, **TABLED** pending his motion to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

HOUSE DIVIDED REPORT - Majority (9) **Ought to Pass** - Minority (4) **Ought Not to Pass** - Committee on **LABOR** on Bill "An Act to Require that Members of the Workers' Compensation Board be Subject to Review by the Joint Standing Committee on Labor"

(H.P. 953) (L.D. 1351)

TABLED - April 14, 1999 (Till Later Today) by Representative HATCH of Skowhegan.

PENDING - Motion of same Representative to **ACCEPT** the Majority **OUGHT TO PASS** Report.

On motion of Representative HATCH of Skowhegan, the Bill and all accompanying papers were **COMMITTED** to the Committee on **STATE AND LOCAL GOVERNMENT** and sent for concurrence.

HOUSE DIVIDED REPORT - Majority (9) **Ought Not to Pass** - Minority (4) **Ought to Pass as Amended by Committee Amendment "A" (H-203)** - Committee on **TAXATION** on Bill "An Act to Protect Municipalities from Property Tax Loss when Land is Acquired by the State"

(H.P. 205) (L.D. 283)

TABLED - April 14, 1999 (Till Later Today) by Representative GAGNON of Waterville.

PENDING - Motion of same Representative to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On motion of Representative GAGNON of Waterville, **TABLED** pending his motion to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

HOUSE DIVIDED REPORT - Majority (8) **Ought Not to Pass** - Minority (5) **Ought to Pass as Amended by Committee Amendment "A" (H-204)** - Committee on **TAXATION** on Bill

"An Act to Amend the Laws Regarding the Taxation of Certain Automotive Parts"

(H.P. 537) (L.D. 744)
(C. "A" H-75)

(H.P. 241) (L.D. 345)
TABLED - April 14, 1999 (Till Later Today) by Representative GAGNON of Waterville.

TABLED - April 14, 1999 (Till Later Today) by Representative SHIAH of Bowdoinham.

PENDING - Motion of same Representative to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

PENDING - **PASSAGE TO BE ENACTED.**

On motion of Representative GAGNON of Waterville, **TABLED** pending his motion to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

On motion of Representative SAXL of Portland, **TABLED** pending **PASSAGE TO BE ENACTED** and later today assigned.

An Act to Require Legislative Review of Rules Regarding Campaign Report Filing Forms

(S.P. 383) (L.D. 1162)
(C. "A" S-44)

TABLED - April 14, 1999 (Till Later Today) by Representative SAXL of Portland.

PENDING - **PASSAGE TO BE ENACTED.**

On motion of Representative SAXL of Portland, **TABLED** pending **PASSAGE TO BE ENACTED** and later today assigned.

Bill "An Act to Amend the Laws Governing the Construction of Salt and Sand Storage Facilities"

(S.P. 764) (L.D. 2156)

- In Senate, **REFERRED** to the Committee on **TRANSPORTATION.**

TABLED - April 14, 1999 (Till Later Today) by Representative JABAR of Waterville.

PENDING - **REFERENCE IN CONCURRENCE.**

Subsequently, the Bill was **REFERRED** to the Committee on **TRANSPORTATION** in concurrence.

An Act to Clarify the Governance of Soil and Water Conservation Districts

(H.P. 882) (L.D. 1239)
(C. "A" H-111)

TABLED - April 14, 1999 (Till Later Today) by Representative SAXL of Portland.

PENDING - **PASSAGE TO BE ENACTED.**

On motion of Representative PIEH of Bremen, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION.**

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED.**

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION.**

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (H-111)** was **ADOPTED.**

On further motion of the same Representative, **Committee Amendment "A" (H-111)** was **INDEFINITELY POSTPONED.**

The same Representative presented **House Amendment "A" (H-230)** which was **READ** by the Clerk and **ADOPTED.**

The Bill was **PASSED TO BE ENGROSSED as Amended by House Amendment "A" (H-230)** in **NON-CONCURRENCE** and sent for concurrence.

HOUSE REPORT - **Ought to Pass as Amended by Committee Amendment "A" (H-134)** - Committee on **TRANSPORTATION** on Bill "An Act to Prohibit the Transportation of Open Containers that Contain Liquor"

(H.P. 154) (L.D. 216)

TABLED - April 14, 1999 (Till Later Today) by Representative JABAR of Waterville.

PENDING - **ACCEPTANCE OF COMMITTEE REPORT.**

On motion of Representative JABAR of Waterville, **TABLED** pending **ACCEPTANCE OF COMMITTEE REPORT** and later today assigned.

HOUSE DIVIDED REPORT - Majority (10) **Ought to Pass as Amended by Committee Amendment "A" (H-184)** -

Minority (3) **Ought to Pass as Amended by Committee Amendment "B" (H-185)** - Committee on **CRIMINAL JUSTICE** on Bill "An Act to Repeal the Maine Criminal Justice Academy Certification Requirements for Sheriffs"

(H.P. 139) (L.D. 201)

TABLED - April 14, 1999 (Till Later Today) by Representative POVICH of Ellsworth.

PENDING - **ACCEPTANCE OF EITHER REPORT.**

On motion of Representative POVICH of Ellsworth, the Bill and all accompanying papers were **COMMITTED** to the Committee on **CRIMINAL JUSTICE** and sent for concurrence.

Resolve, Relating to Telemarketing Fraud

(H.P. 1004) (L.D. 1402)
(C. "A" H-113)

TABLED - April 14, 1999 (Till Later Today) by Representative SAXL of Portland.

PENDING - **FINAL PASSAGE.**

On motion of Representative SAXL of Portland, **TABLED** pending **FINAL PASSAGE** and later today assigned.

HOUSE DIVIDED REPORT - Majority (7) **Ought Not to Pass** - Minority (6) **Ought to Pass as Amended by Committee Amendment "A" (H-172)** - Committee on **STATE AND LOCAL GOVERNMENT** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require a Vote of 2/3 of Each House of the Legislature to Enact or Include a Tax or License Fee

(H.P. 255) (L.D. 359)

TABLED - April 14, 1999 (Till Later Today) by Representative AHEARNE of Madawaska.

PENDING - Motion of same Representative to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

An Act to Change the Way Nursery License Fees Are Established

On motion of Representative AHEARNE of Madawaska, **TABLED** pending his motion to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

BILL RECALLED FROM ENGROSSING DEPARTMENT

(Pursuant to Joint Order - House Paper 1545)

Bill "An Act to Correct Errors and Inconsistencies in the Laws of Maine" (EMERGENCY)

(S.P. 18) (L.D. 3)

- In House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-53)**.

On motion of Representative COLWELL of Gardiner, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of offering an amendment.

The same Representative **PRESENTED House Amendment "A" (H-220)** which was **READ** by the Clerk and **ADOPTED**.

The Bill was **PASSED TO BE ENGROSSED as Amended by House Amendment "A" (H-220)** in **NON-CONCURRENCE** and sent for concurrence.

The following item was taken up out of order by unanimous consent:

SENATE PAPERS

The following Joint Order: (S.P. 788)
ORDERED, the House concurring, that when the House and Senate Adjourn they do so until Monday, April 26, 1999, at 9 o'clock in the morning.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

The following item was taken up out of order by unanimous consent:

SENATE PAPERS

Resolve, to Establish the John H. Reed-Kenneth M. Curtis Peace Fellowship

(S.P. 789) (L.D. 2201)

Came from the Senate, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in concurrence.

On motion of Representative GOODWIN of Pembroke, the House adjourned at 11:11 a.m., until 9:00 a.m., Monday, April 26, 1999 pursuant to the Joint Order (S.P. 788).