

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Eleventh
Legislature***

OF THE

STATE OF MAINE

Volume II

FIRST REGULAR SESSION

May 16, 1983 to June 24, 1983

INDEX

FIRST CONFIRMATION SESSION

August 4, 1983

INDEX

FIRST SPECIAL SESSION

September 6 and 7, 1983

INDEX

SECOND CONFIRMATION SESSION

September 23, 1983

INDEX

THIRD CONFIRMATION SESSION

October 28, 1983

INDEX

SECOND SPECIAL SESSION

November 18, 1983

INDEX

HOUSE

Thursday, May 26, 1983

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

Prayer by the Reverend Ronald Walden of the Orono United Methodist Church.

The journal of yesterday was read and approved.

Office of the Secretary of State

May 25, 1983

To the Honorable John L. Martin, Speaker of the House of Representatives of the One Hundred and Eleventh Legislature:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith report the return of votes cast in Representative District 58 at the Special Election held on May 24, 1983, according to a review of the returns made by the Governor, to fill the vacancy that existed in that district as follows:

Vernon Jordan, Warren 510

Joseph Mayo, Thomaston 1,093

S/RODNEY S. QUINN

Secretary of State

The Communication was read and ordered placed on file.

State of Maine

Office of the Secretary of State

May 25, 1983

To Edwin H. Pert, Clerk of the House of Representatives of the One Hundred and Eleventh Legislature:

In compliance with the Constitution and laws of the State of Maine, I hereby certify that a Special Election was held on May 24, 1983, in Representative District 58 for the purpose of electing a Representative to the One Hundred and Eleventh Legislature; that Joseph Mayo of Thomaston having reviewed a plurality of all votes cast in District 58, as contained in a report to the Governor on May 25, 1983, appears to have been elected a Representative to the One Hundred and Eleventh Legislature.

IN WITNESS WHEREOF, I have caused the Great Seal of the State of Maine to be hereunto affixed this twenty-fifth day of May in the year of our Lord, One Thousand Nine Hundred and Eighty-three.

S/RODNEY S. QUINN

Secretary of State

The Communication was read and ordered placed on file.

**Papers from the Senate
Non-Concurrent Matter
Tabled and Assigned**

Bill "An Act to Incorporate Last Best Offer Provisions into the Municipal Public Employees and the University of Maine Labor Relations Laws" (H. P. 925) (L. D. 1204) on which the Majority "Ought Not to Pass" Report of the Committee on Labor was read and accepted in the House on May 24, 1983.

Came from the Senate with the Minority "Ought to Pass" in New Draft under New Title Bill "An Act to Encourage Prompt Resolution of Public Employee Labor Disputes" (H. P. 1267) (L. D. 1678) Report of the Committee on Labor read and accepted and the New Draft passed to be engrossed in non-concurrence.

In the House: Mrs. Beaulieu of Portland moved that the House recede and concur.

On motion of the same gentlewoman, tabled pending her motion to recede and concur and specially assigned for Tuesday, May 31.

Non-Concurrent Matter

Bill "An Act to Assure Public Awareness of Nuclear Civil Protection Plans for Maine" (H. P. 1266) (L. D. 1677) which was passed to be engrossed in the House on May 24, 1983.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" (S-152) in non-concurrence.

In the House: On motion of Mr. Hickey of Au-

gusta, the House voted to recede and concur.

Non-Concurrent Matter

Bill "An Act Adjusting the Rate of Refund of Motor Fuel Tax to Users of Aircraft and to Make Technical Adjustments to the Motor Fuel Tax Laws" (Emergency) (H. P. 1177) (L. D. 1571) which was passed to be engrossed as amended by Senate Amendment "A" (S-113) and House Amendment "A" (H-256) in the House on May 23, 1983.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" (S-113) and Senate Amendment "B" (S-149) in non-concurrence.

In the House: On motion of Mr. Higgins of Portland, the House voted to recede and concur.

Non-Concurrent Matter

An Act to Create a Student Seat on the Board of Trustees of the University of Maine (H. P. 24) (L. D. 29) (C. "A" H-177 and S. "A" S-91) which failed of passage to be enacted in the House on May 13, 1983.

Came from the Senate passed to be enacted in non-concurrence.

In the House: Mrs. Locke of Sebec moved that the House recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Kennebunk, Mr. Murphy.

Mr. MURPHY: Mr. Speaker, Men and Women of the House: To take only a few minutes of your time on a bill that we have discussed and debated rather extensively over the last 30 days, I would remind you of the previous debate where we identified this proposal as a quota, specifying a certain segment of the Maine population to be represented on that board of trustees. Now the trustees are required to represent all the citizens of the state.

Students haven't been appointed to the board of trustees, as we indicated in previous debate, no students have applied over the last few years.

I also would urge you to reject this motion because it provides for a different term, a two-year term rather than the seven-year term for all the regular members.

We also indicated that there is a problem in terms of definition of permanent resident, which takes only a few minutes to obtain, so we could have an out-of-state student declaring permanent residency and serving on the board of trustees.

The Governor, in his executive capacity, is limited to only five students who are nominated by the student government. There is no latitude there for the Governor in selection of choice.

I would urge you to defeat this motion that is before us so that we may adhere to our previous action.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Handy.

Mr. HANDY: Mr. Speaker, Men and Women of the House: We have debated this bill rather extensively and I think many of the points have been brought out and most people understand what we are attempting to do here.

I submit to you that a student member on the board of trustees would represent all the people of the State of Maine and represent them well by presenting that student's point of view from the point of view of a person, an individual who presents the viewpoint of one who is involved in the activities on a daily basis.

I would urge you to support the motion to recede and concur with the other body.

The SPEAKER: The Chair recognizes the gentleman from Kennebunk, Mr. Murphy.

Mr. MURPHY: Mr. Speaker, I would request a division.

The SPEAKER: The Chair recognizes the gentleman from Sebec, Mrs. Locke.

Mrs. LOCKE: Mr. Speaker, I request a roll call vote.

The SPEAKER: For the Chair to order a roll

call, it must have the expressed desire of one fifth of the members present and voting. All those desiring a roll call vote will vote yes; those opposed will vote no.

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

The SPEAKER: The Chair recognizes the gentleman from Washburn, Mr. Crouse.

Mr. CROUSE: Mr. Speaker, Men and Women of the House: We have heard the same arguments on this issue today that we have heard in the past, the same arguments that are not, in fact, good arguments.

Mr. Murphy said that a student from out of state could be on this board, could be nominated for the board of trustees when in fact the out-of-state student has to maintain their out-of-state residence for tuition purposes for the University of Maine System. They have to go through a whole process within the University of Maine System to establish residency in the State of Maine for tuition purposes, so that is not a legitimate argument.

The quota system is another argument that I have some problems with. Right now there is an agriculture representative on the board and he stated in our hearing before us this session that he is representing the agricultural community, and we have had people from the agricultural community represented on the board. This has all been discussed before, these are all arguments that we have either rejected or accepted before. I don't believe they are legitimate arguments for this student seat.

My biggest concern and my real reason for wanting a student seat on the board of trustees is the lack of response that the board of trustees offers today. I mentioned this before but I will go over it again just to remind you that they provide the opportunity for students, faculty to input into the university but they do not respond, they do not respond to their requests, to the needs of the students in the University of Maine system. I have seen this in the five years I worked there and it just doesn't happen. A student seat on the board, a voting seat on the board, is very important and I hope you will vote to recede and concur on this issue. It is an important issue for the students of the University of Maine system.

The SPEAKER: The Chair recognizes the gentleman from Kittery, Mr. Soucy.

Mr. SOUCY: Mr. Speaker, Ladies and Gentlemen of the House: I have been opposed to this bill ever since its introduction. Just a couple of points. In one of the earlier debates there was mentioned a figure of about 28,000 students in the University of Maine system. I can tell you, at the hearing there were only five students there and one of those students was opposed to this legislation. It seems to me if the students of the University of Maine system were in support of this bill, we would have had the hearing up to the civic center. We should have had hundreds of students there instead of just five.

I urge you to defeat the proposal.

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Matthews.

Mr. MATTHEWS: Mr. Speaker and Members of the House: I hadn't intended to speak on this bill but I would just like to mention a couple of things. I have sat here and I have listened to the good Representative, Mr. Murphy, mention on previous occasions that this sets up a quota system. I think that using those kinds of catchphrases, quotas and that kind of terminology, is inappropriate, especially from the gentleman from Kennebunk.

I would just mention to members of this House that what we live in is a democracy and a democracy means representation, and that is what this bill is all about, representation.

I would also mention to members of this House that the people that might be elected from the university to serve on this board may

be of different ages, we are not just talking about young students. Our university happens to be a university which is open, a democratic university. I happen to have had the pleasure and the honor of being in one of our universities and I have seen elderly people, young people, middle-age people, continuing their education. This is a democratic bill, and I mean that in the full sense of the term, and I think it is a very, very good bill.

The SPEAKER: The Chair recognizes the gentleman from Kennebunk, Mr. Murphy.

Mr. MURPHY: Mr. Speaker, Men and Women of the House: I would remind the good gentleman, Representative Crouse, of the recent court case throwing out the six months' residency requirement for out-of-state students at the University of Maine. I would like to say something positive about the trustees of the University of Maine. They serve on a very difficult board which consumes a great deal of time, requires a great deal of background work, and they are working very hard to represent all the people of this state. And with our committee this year, the Education Committee, some very good communication has been established and the process is opening up.

I would stand by my comment that this is a quota, there is no other way of looking at it. We are talking about that there is some influence, indirect influence, already. At least three of the trustees presently have students, children who are students at the University of Maine or have just graduated from the university, and I know as a parent there is a great deal of influencing and lobbying that occurs at the dinner table.

We also read into the student record the last time we debated this bill that the student government went on record in opposition to this proposal.

I would ask you again that on this roll call vote we reject the motion that is before us so that we might adhere.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Diamond.

Mr. DIAMOND: Mr. Speaker and Members of the House: I was listening to the gentleman from Kennebunk, Mr. Murphy, with great interest, especially his concerns about the fact that out of staters might somehow qualify for this seat that we hopefully will be creating. It seems to me that it is possible now for any member of the board of trustees of the University of Maine to establish residency in Maine and thus become eligible to sit on the board of trustees, so this is nothing unique, it is no special situation that is being created. It is possible now for this to take place and I don't think that we are changing any policy.

As far as the concern about out of staters goes, I think we have several members of this body who were not born here or who once resided out of state. In fact, the gentleman who represents the University of Maine at Orono District, I think a year or so ago, was registered out of state and established residency in Maine, ran for the legislature and the voters elected him; yet, I don't hear the gentleman from Kennebunk protesting that.

The SPEAKER: The Chair recognizes the gentleman from Livermore Falls, Mr. Brown.

Mr. BROWN: Mr. Speaker, I would like to pose a question to anyone who may wish to answer. The original bill said that the student representative shall not come from the same campus in any two consecutive terms. I am trying to compare that with what the amendment says. Could somebody answer as to whether or not the original bill's wording is correct in that respect?

The SPEAKER: The gentleman from Livermore Falls, Mr. Brown, has posed a question through the Chair to anyone who may care to answer.

The Chair recognizes the gentlewoman from Sebec, Mrs. Locke.

Mrs. LOCKE: Mr. Speaker, Men and Women

of the House: I would be happy to answer the question. As I quickly look over what I have in front of me and as I remember my own input into this bill several weeks back, that has not changed.

The SPEAKER: The Chair recognizes the gentleman from Livermore Falls, Mr. Brown.

Mr. BROWN: Mr. Speaker, Ladies and Gentlemen of the House: I would just like to respond very briefly to some comments made by an earlier speaker, Mr. Matthews, who talked about our system being a democracy, and thank God it is, he is absolutely correct, and it works very well. I guess that is what bothers me a little bit about this particular bill in front of us is really the two items that "the Governor shall appoint from a list of five given to him." I think that is tying the Governor's hands, certainly more than it is in other appointments that he makes. Secondly, if we are talking about a truly representative government, composed of boards, commissions and so forth, why should the student representative not come from the same campus in any two consecutive terms? We really are tying the hands of the Governor in making this kind of appointment.

I really hope, for the reasons that I just outlined and the reasons that were outlined earlier by the Representative from Kennebunk, Mr. Murphy, that you oppose the recede and concur motion.

The SPEAKER: The Chair recognizes the gentleman from East Machias, Mr. Randall.

Mr. RANDALL: Mr. Speaker, Ladies and Gentlemen of the House: I stand today in support of this legislation. As previous speakers have already mentioned, they have been non-supportive of this bill for some time. I suppose I might say that I have been supportive of this bill ever since the day I was born.

Now, for such a general statement as this, I suppose I should put some qualifications in. I think it is interesting to note some of the things you may have not already heard in this body on this bill. One would be, where does the support for such an idea come from? You may have noted from previous roll calls on this that there does seem to be support from those many folks who have university campuses within our districts. I am one of those individuals, and I would suggest to you that I do know what students on those campuses think. While you may already have heard that student organizations have stood in opposition to this, if I look back to the 1981 proposal of this bill, I see that the student organization which was referred to in a previous speech did not exist in 1981, so I am really not sure where this non-support among students really does come from.

I would suggest to you that it is not one of those burning issues that people have, it is basically a common sense type of thing.

I would like to share with you a few words from a British Statesman, Winston Churchill, in regard to youth. Churchill says, "20 to 25, those are the years, and don't be content with things as they are. The earth is yours and the fullness thereof. Enter upon your inheritance, accept your responsibilities, raise the glory of the flags again, advance them upon the new enemies who constantly gather upon the front of the human army and have only to be assaulted to be overthrown. Don't take no for an answer, never submit to failure, don't be fogged off with near personal success or acceptance, you will make all kinds of mistakes but as long as you are generous and true and also fierce, you cannot hurt the world or even seriously distress her. She was made to be wooed and won by youth; she has lived and thrived by repeated subjugations."

I would suggest to you today that the board of trustees of the University of Maine, a very distinguished board, would benefit much from this perspective of youth, and I would urge your passage of this bill.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I am unable to drive an automobile so I am at the mercy of somebody picking me up at home and dropping me off, and the young man that picks me up is the sponsor of this measure, Representative James Handy. If the University of Maine turns out people like him, then I think with the help and the advice that this man would have on the board from the learned members of the board of trustees, I can tell you that we would end up with many more very, very good citizens. He is a fine, polite young man, shakes hands with you everyday, as I do with the Speaker every morning, opens the door for me. If it is raining, he picks up my gear, he is a fine young gentleman. For that reason alone — he is a graduate of the University of Maine — I would go along with this measure, because of this fine young man.

The SPEAKER: The Chair recognizes the gentleman from York, Mr. Rolde.

Mr. ROLDE: Mr. Speaker, Ladies and Gentlemen of the House: Not to prolong this debate which we have had here for many years, but just to make a couple of points. The gentleman from Kennebunk, Mr. Murphy, mentioned the role of the board of trustees and the fine work that they are doing and the tremendous amount of work that they have to do, and I agree with that. But I was very surprised the other day, on something else that I was dealing with I had to get a list of the board of trustees of the University of Maine and I was very surprised to see that two of those trustees both have out-of-state addresses and live outside the State of Maine. I would think in light of that, that we do have two trustees who are out of staters, that we could afford to have some of the consumers who use our services on this board, or at least represented on the board.

Another point, several years ago when we had this bill before us and I was on the Education Committee, the Chancellor of the University came and said that the bill wasn't needed because they had committees of the board of trustees on which students were allowed to sit and that there was absolutely no need, and that bill was killed and so were the committees. The students were taken off and they do not have any means of getting directly to the board of trustees.

Some of you served with Steve Hughes in this body. Steve was the only student who has ever served as a member of the board of trustees. I understand he served for seven years. He was an effective and able member not only of this body but of the board of trustees.

Finally, in regard to the gentleman from Kittery, Mr. Soucy, as to why so few students came down to testify on the bill, perhaps after all these years in which we have tried to pass the bill, they have become a little bit discouraged and cynical about our actions.

The SPEAKER: The Chair recognizes the gentleman from Caribou, Mr. Matthews.

Mr. MATTHEWS: Mr. Speaker and Members of the House: I seldom stand on an issue unless I feel very strongly about it. I can only say this — this bill has become so complicated now that I am wondering what the title is all about.

Basically, I believe this — I taught for 35 years and I have a lot of confidence in the wisdom of young people. I think the other trustees on the board could get a heck of a lot from having a young person on there about what is going on in our university system.

The SPEAKER: The Chair recognizes the gentleman from Orono, Mr. Bost.

Mr. BOST: Mr. Speaker, Men and Women of the House: I urge you to accept the motion to recede and concur.

The University of Maine board of trustees is filled by sincere and public-spirited individuals. However, the board has only limited contact with the actual educational process and living environment of the students. A student

member would enhance both the board's image and I believe the effectiveness.

Once the process is open to student participation, I believe there will be many qualified students attracted to serving in this capacity. A two-year term would be plenty of time to learn the ropes and certainly plenty of time to broaden the perspective of those already serving.

Merely citing the fact that the civic center was not used for the public hearing, indicating that unless hundreds of students rallied at a public hearing, that there is no groundswell support for the legislation, I believe is a weak argument against this student member.

Those that are concerned about tying the hands of the Governor here are usually quite receptive to that notion on other issues.

This is an issue of equal representation, equity and fairness. The over 27,000 consumers of education in this state deserve a voice on that board. What are the opponents of this measure afraid of?

The SPEAKER: The Chair recognizes the gentlewoman from Gorham, Ms. Brown.

Ms. BROWN: Mr. Speaker, Ladies and Gentlemen of the House: I would urge you to support the motion before the House this morning also.

I had the opportunity to meet many students at the Gorham campus when I was campaigning this fall. I found that many of the students had fine ideas that could be beneficial to the board of trustees. They were really impressed that I spent the time that I did campaigning at their campus. I spent maybe three or four days with them and I learned a lot, and I am sure that the board of trustees could learn a lot from these students also.

The SPEAKER: The Chair recognizes the gentleman from Stockton Springs, Mr. Crowley.

Mr. CROWLEY: Mr. Speaker, Ladies and Gentlemen of the House: I think I have a little different wrinkle to add to this and why I favor this bill. You take Bowdoin, Bates, Colby Colleges, you take all the business colleges, Thomas, Westbrook, Husson and so forth, they all have trustees on campus. They meet there, they know the faculty, they know the students and they add a great deal to the campuses. This Super University System, they meet in an ivory tower in Bangor, they see students in a very artificial light and they very seldom see faculty unless it is a faculty we wanted them to see when I was in the system. I think this would be an excellent move, to bring a student into their midst so they would get a little flavor of what the faculty is doing and what the students are doing in the university system.

The SPEAKER: A roll call has been ordered. The pending question is on the motion of the gentlewoman from Sebec, Mrs. Locke, that the House recede and concur. All those in favor will vote yes; those opposed will vote no.

ROLL CALL

YEA—Ainsworth, Allen, Andrews, Baker, Beaulieu, Benoit, Bost, Bott, Brodeur, Brown, A.K.; Cahill, Carroll, D.P.; Cashman, Chonko, Clark, Connors, Connolly, Cooper, Cox, Crouse, Crowley, Daggett, Dexter, Diamond, Gauvreau, Gwadosky, Hall, Handy, Hayden, Hickey, Higgins, H.C.; Higgins, L.M.; Holloway, Ingraham, Jacques, Jalbert, Joseph, Kelleher, Kelly, Ketter, Kilcoyne, LaPlante, Lisnik, Locke, MacBride, Macomber, Martin, H.C.; Matthews, K.L.; Matthews, Z.E.; Maybury, McGowan, McHenry, Melendy, Michael, Michaud, Mitchell, E.H.; Mitchell, J.; Murray, Nadeau, Paradis, E.J.; Paradis, P.E.; Paul, Pines, Randall, Richard, Rolde, Smith, C.B.; Soule, Stevens, Stevenson, Strout, Theriault, Thompson, Tuttle, Webster, Weymouth, The Speaker.

NAY—Anderson, Armstrong, Bell, Bonney, Brown, D.N.; Brown, K.L.; Callahan, Carrier, Carroll, G.A.; Carter, Canary, Cote, Curtis, Davis, Day, Dillenback, Drinkwater, Dudley, Erwin, Foster, Greenlaw, Jackson, Joyce,

Kiesman, Lebowitz, Lehoux, Lewis, Livesay, MacEachern Manning, Martin, A.C.; Masterman, Masterton, McCollister, McPherson, Moholland, Murphy, E.M.; Murphy, T.W.; Nelson, Norton, Parent, Perkins, Perry, Pouliot, Racine, Reeves, J.W.; Ridley, Roberts, Roderick, Salisbury, Scarpino, Seavey, Sherburne, Small, Smith, C.W.; Soucy, Sproul, Stover, Swazey, Tamaro, Telow, Vose, Walker, Wentworth, Willey, Zirnkilton.

ABSENT—Brannigan, Hobbins, Kane, Mahany, McSweeney, Reeves, P.; Rotondi.

Yes, 77; No, 66; Absent, 7; Vacant, 1.

The SPEAKER: Seventy-seven having voted in the affirmative and sixty-six in the negative, with seven being absent, the motion does prevail.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Diamond.

Mr. DIAMOND: Mr. Speaker, having voted on the prevailing side, I now move reconsideration and hope that you all vote against me.

The SPEAKER: The gentleman from Bangor, Mr. Diamond, moves that the House reconsider its action whereby this Bill was passed to be enacted. All those in favor will say yes; those opposed will say no.

A viva voce vote being taken, the motion did not prevail.

Petitions, Bills and Resolves Requiring Reference

The following Bills were received and referred to the following Committees:

Education

Bill "An Act to Create a Maine Commission on Excellence in Education" (Emergency) (H. P. 1279) (L. D. 1696) (Presented by Representative Mitchell of Vassalboro) (Cosponsors: Senator Carpenter of Aroostook, Representatives Diamond of Bangor, and Davis of Monmouth) (Approved for Introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

(Ordered Printed)

Sent up for concurrence.

Energy and Natural Resources

Bill "An Act to Establish the Maine Environmental Protection Fund" (H. P. 1278) (L. D. 1695) (Presented by Representative Michael of Auburn) (Cosponsor: Senator Kany of Kennebec) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 24)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act to Deter Drinking and Driving by Teenagers" (Emergency) (H. P. 1280) (L. D. 1697) (Presented by Representative Hayden of Durham) (Cosponsors: Representatives Joyce of Portland, Foster of Ellsworth, and Senator Violette of Aroostook)

Bill "An Act to Require Dismissal of State Employees Responsible for Abuse or Neglect of Patients, Clients or Students" (Emergency) (H. P. 1286) (L. D. 1704) (Presented by Representative Thompson of South Portland) (Cosponsor: Senator Clark of Cumberland)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act Amending and Expanding the Home Winterization Program Statute" (H. P. 1281) (L. D. 1698) (Presented by Representative Jacques of Waterville) (Cosponsors: Senator Diamond of Cumberland and Representative McGowan of Pittsfield)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Relating to Ethanol Production

in the State" (Emergency) (H. P. 1282) (L. D. 1699) (Presented by Representative Higgins of Portland) (Cosponsors: Senators Wood of York, Conley of Cumberland, and Speaker Martin of Eagle Lake)

Bill "An Act to Provide a Sales Tax Rebate on Materials Used in the Construction of Fish Passage Facilities" (H. P. 1283) (L. D. 1700) (Presented by Representative Hall of Sangerville) (Cosponsors: Senator Kany of Kennebec and Representative McGowan of Pittsfield)

(Ordered Printed)

Sent up for concurrence.

By unanimous consent, the previous bills requiring reference in concurrence were ordered sent forthwith to the Senate.

Table Unassigned

Bill "An Act to Increase the Excise Tax on Dessert Wine and to Permit the Sale of Dessert Wine at Retail Stores" (H. P. 1284) (L. D. 1701) (Presented by Representative Higgins of Portland) (Cosponsor: Senator Wood of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

Committee on Taxation was suggested.

On motion of Mrs. Mitchell of Vassalboro, tabled unassigned pending reference.

Orders

Later Today Assigned

On motion of Representative Nelson of Portland, the following Joint Order: (H. P. 1285)

Ordered, the Senate concurring, that the Joint Rules be amended by repealing and replacing Joint Rule 21 as follows:

21. Committee Fiscal Impact Statements. Every bill or resolve affecting revenue or appropriations, which has a committee recommendation other than "Ought Not to Pass" or "Leave to Withdraw," shall include a fiscal impact statement. This statement shall be incorporated in the bill before it is reported out of committee. The Office of Legislative Finance shall have sole responsibility for preparing these fiscal notes.

And be it further

Ordered, that the Joint Rules be amended by adding a new Joint Rule 21-A to read:

21-A. Committee judicial impact statements. Every bill or resolve affecting the Judicial Department, which has a recommendation other than "Ought Not to Pass" or "Leave to Withdraw," shall include a judicial impact statement. The statement shall be incorporated in the bill before it is reported out of committee. The Office of Legislative Assistants shall have the sole responsibility for preparing those judicial impact statements.

The Order was read.

On motion of Mrs. Mitchell of Vassalboro, tabled pending passage and later today assigned.

On motion of Representative McSWEENEY of Old Orchard Beach, it was

Ordered, that Representative Peter Manning of Portland be excused May 31 and June 1 for personal reasons.

House Reports of Committees

Ought to Pass in New Draft/ New Title

Representative Livesay from the Committee on Judiciary on Bill "An Act to Protect Works of Art" (H. P. 1034) (L. D. 1359) reporting "Ought to Pass" in New Draft under New Title RESOLVE, Authorizing and Directing the Maine State Commission on the Arts and Humanities to Prepare and Make Available to Artists a Form Contract for the Protection of Works of Art (H. P. 1277) (L. D. 1693)

Representative Soule from the Committee on Judiciary on Bill "An Act to Provide Litigation Authority for the Maine Human Rights Commission" (H. P. 1092) (L. D. 1439) report-