

# MAINE STATE LEGISLATURE

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# LEGISLATIVE RECORD

OF THE

**One Hundred And Fifteenth Legislature**

OF THE

**State Of Maine**

**VOLUME II**

**FIRST REGULAR SESSION**

House of Representatives  
May 20, 1991 to July 10, 1991

In accordance with Joint Rule 38, please be advised that the Senate today confirmed, upon the recommendation of the Joint Standing Committee on Judiciary:

Edward Gaulin of Saco for reappointment to the Maine District Court.

Sincerely,  
S/Joy J. O'Brien  
Secretary of the Senate

Was read and ordered placed on file.

The following Communication:

Maine State Senate  
Augusta, Maine 04333

June 26, 1991

Honorable Edwin H. Pert  
Clerk of the House  
State House Station 2  
Augusta, Maine 04333

Dear Clerk Pert:

Please be advised that the Senate today Insisted to its former action whereby it Indefinitely Postponed Bill "An Act to Amend the Maine Human Rights Act Regarding Pregnancy" (H.P. 486) (L.D. 680).

Sincerely,

S/Joy J. O'Brien  
Secretary of the Senate

Was read and ordered placed on file.

The following Communication:

Maine State Senate  
Augusta, Maine 04333

June 26, 1991

Honorable Edwin H. Pert  
Clerk of the House  
State House Station 2  
Augusta, Maine 04333

Dear Clerk Pert:

Please be advised that the Senate today Adhered to its former action whereby it referred to the Committee on State and Local Government Bill "An Act to Amend the Maine Administrative Procedure Act" (EMERGENCY) (H.P. 1371) (L.D. 1955).

Sincerely,

S/Joy J. O'Brien  
Secretary of the Senate

Was read and ordered placed on file.

**Ought to Pass as Amended**

Report of the Committee on Judiciary reporting "Ought to Pass" as Amended by Committee Amendment "A" (S-373) on Bill "An Act Correcting Errors and Inconsistencies in the Laws of Maine" (EMERGENCY) (S.P. 760) (L.D. 1954)

Came from the Senate, with the report read and accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A" (S-373) as amended by Senate Amendments "A" (S-383) and "B" (S-385) thereto.

Report was read and accepted, the bill read once. Committee Amendment "A" (S-373) was read by the Clerk.

Representative Marsano of Belfast offered House Amendment "A" (H-698) to Committee Amendment "A" (S-373) and moved its adoption.

House Amendment "A" (H-698) to Committee Amendment "A" (S-373) was read by the Clerk and adopted.

Representative Mayo of Thomaston offered House Amendment "B" (H-699) to Committee Amendment "A" (S-373) and moved its adoption.

House Amendment "B" (H-699) to Committee Amendment "A" (S-373) was read by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Thomaston, Representative Mayo.

Representative MAYO: Mr. Speaker, Men and Women of the House: This amendment makes technical changes to the Knox County Budget Advisory Committee, the bill that we passed earlier in the session. The bill, as enacted, would have required members of the budget committee to take office the day they were elected. This is, of course, not possible because the voting tabulations must be completed. It makes the terms of office consistent with the county commissioners and makes other technical changes in the statute that was previously passed.

Subsequently, House Amendment "B" (H-699) to Committee Amendment "A" (S-373) was adopted.

Representative Kilkelly of Wiscasset offered House Amendment "C" (H-708) to Committee Amendment "A" (S-373) and moved its adoption.

House Amendment "C" (H-708) to Committee Amendment "A" (S-373) was read by the Clerk and adopted.

Senate Amendment "A" (S-383) to Committee Amendment "A" (S-373) was read by the Clerk and adopted.

Senate Amendment "B" (S-385) to Committee Amendment "A" (S-373) was read by the Clerk and adopted.

Committee Amendment "A" (S-373) as amended by Senate Amendments "A" (S-383) and "B" (S-385) and House Amendments "A" (H-698), "B" (H-699) and "C" (H-708) thereto was adopted.

Under suspension of the rules, the bill was read a second time, passed to be engrossed as amended by Committee Amendment "A" (S-373) as amended by Senate Amendments "A" (S-383) and "B" (S-385) and House Amendment "A" (H-698), "B" (H-699) and "C" (H-708) thereto in non-concurrence and sent up for

concurrence.

The House voted to recede and concur.

**Non-Concurrent Matter**

Bill "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1992 and June 30, 1993" (EMERGENCY) (H.P. 652) (L.D. 926) which was passed to be engrossed as amended by Committee Amendment "A" (H-692) in the House on June 26, 1991.

Came from the Senate with the Bill and accompanying papers recommitted to the Committee on **Transportation** in non-concurrence.

On motion of Representative Macomber of South Portland, the House voted to Insist.

**Non-Concurrent Matter**

An Act to Establish the Maine Primary Care Residency Training Assistance Program (EMERGENCY) (S.P. 374) (L.D. 999) (C. "A" S-106) which was passed to be enacted in the House on May 13, 1991.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-106) as amended by Senate Amendment "A" (S-376) thereto in non-concurrence.

The House voted to recede and concur.

**Non-Concurrent Matter**

Resolve, to Create the Commission to Study a Long-term Disability Program for the Maine State Retirement System Members (EMERGENCY) (S.P. 288) (L.D. 770) (C. "A" S-171) which was finally passed in the House on June 4, 1991.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-171) and Senate Amendment "A" (S-375) in non-concurrence.

The House voted to recede and concur.

**Non-Concurrent Matter**

Resolve, to Create the Commission to Study the History, Status, Impact and Role of Independent Higher Education in Maine (S.P. 548) (L.D. 1452) (C. "A" S-180) which was finally passed in the House on June 4, 1991.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-180) as amended by Senate Amendment "A" (S-377) thereto in non-concurrence.

**Non-Concurrent Matter**

Resolve, to Create a Commission to Study the Need for a Technical College in York County (EMERGENCY) (H.P. 1105) (L.D. 1604) (C. "A" H-528) which was finally passed in the House on June 10, 1991.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-528) as amended by Senate Amendment "A" (S-374) thereto in non-concurrence.

The House voted to recede and concur.

**Non-Concurrent Matter**

An Act to Amend the Laws Regarding Complaints against Physicians and to Require a Study Concerning Patient Information (EMERGENCY) (H.P. 825) (L.D. 1179) (S. "A" S-298 to C. "A" H-394) which was passed to be enacted in the House on June 10, 1991.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-394) as amended by Senate Amendment "B" (S-378) thereto in non-concurrence.

The House voted to recede and concur.

**Non-Concurrent Matter**

An Act to Change the State Payment for Health Insurance Benefits for New State Employees with Less than 10 Years of Service and Provide for a Study of Retirement Benefits Provided to New Employees (EMERGENCY) (S.P. 743) (L.D. 1935) (H. "A" H-648) which was passed to be enacted in the House on June 19, 1991.

Came from the Senate passed to be engrossed as amended by House Amendment "A" (H-648) as amended by Senate Amendment "B" (S-380) thereto in non-concurrence.

The House voted to recede and concur.

**Non-Concurrent Matter**

Bill "An Act to Reorganize the Management and Regulatory Functions of State Government Pertaining to Natural Resources" (EMERGENCY) (S.P. 730) (L.D. 1915) on which the Bill and accompanying papers were indefinitely postponed in the House on June 26, 1991.

Came from the Senate with that Body having adhered to its former action whereby the Minority "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" (S-372) in non-concurrence.