

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred And Fourteenth Legislature
OF THE
State Of Maine

VOLUME IV

FIRST SPECIAL SESSION
August 21, 1989 to August 22, 1989
Index

FIRST CONFIRMATION SESSION
October 30, 1989
Index

SECOND CONFIRMATION SESSION
December 12, 1989
Index

SECOND REGULAR SESSION
January 3, 1990 to March 19, 1990

CONSENT CALENDAR

Second Day

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

(H.P. 1624) (L.D. 2246) Bill "An Act to Ensure the Effective Use of Grants in the Office of the State Archivist"

(H.P. 1353) (L.D. 1870) Bill "An Act to Clarify the Succession of Estates under the Maine Probate Code" (C. "A" H-816)

(S.P. 703) (L.D. 1841) Bill "An Act Relating to the Town of York School District" (EMERGENCY) (C. "A" S-514)

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

PASSED TO BE ENGROSSED

Bill "An Act to Ensure that Mobile Home Park Operators are Informed of Habitability Problems" (H.P. 1560) (L.D. 2166)

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

PASSED TO BE ENGROSSED

As Amended

Bill "An Act Concerning Geographic Isolation Grants" (H.P. 1305) (L.D. 1805) (C. "A" H-806)

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

SECOND READER

Tabled and Assigned

Bill "An Act to Protect Public Health by Prohibiting Smoking on Public Transportation Buses" (EMERGENCY) (H.P. 1462) (L.D. 2039) (C. "A" H-817)

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

Representative Pederson of Bangor offered House Amendment "A" (H-802) and moved its adoption.

House Amendment "A" (H-802) was read by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Pederson.

Representative PEDERSON: Mr. Speaker, Ladies and Gentlemen of the House: This amendment would make it so that on chartered buses, if a majority of the people on that bus wants to smoke, then it would be possible. I think that that would be the type of thing where we have allowed chartered buses that are going to places and we have a group of people that are smokers and it gives them the right to be able to go some place and smoke. This is basically a simple amendment onto the bill.

On motion of Representative Gwadosky of Fairfield, tabled pending adoption of House Amendment "A" and specially assigned for Thursday, March 1, 1990.

**ORDERS OF THE DAY
UNFINISHED BUSINESS**

The following matter, in the consideration of which the House was engaged at the time of adjournment yesterday, has preference in the Orders

of the Day and continues with such preference until disposed of as provided by Rule 24.

The Chair laid before the House the first matter of Unfinished Business:

An Act to Coordinate and Consolidate Student Financial Assistance Services under the Finance Authority of Maine (EMERGENCY) (S.P. 865) (L.D. 2216) (C. "A" S-484)

TABLED - February 23, 1990 by Representative GWADOSKY of Fairfield.

PENDING - Passage to be Enacted.

Representative Gwadosky of Fairfield moved that L.D. 2216 be tabled for one legislative day.

Representative Webster of Cape Elizabeth requested a roll call.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of more than one-fifth of the members present and voting. Those in favor will vote yes; those opposed will vote no.

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

The SPEAKER: The pending question before the House is the motion of Representative Gwadosky of Fairfield that L.D. 2216 be tabled one legislative day. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 171

YEA - Adams, Aliberti, Allen, Anthony, Bell, Brewer, Burke, Cahill, M.; Carter, Cashman, Cathcart, Chonko, Clark, H.; Clark, M.; Coles, Conley, Constantine, Cote, Crowley, DiPietro, Dore, Dutremble, L.; Erwin, P.; Farnsworth, Gould, R. A.; Graham, Gurney, Gwadosky, Hale, Handy, Heeschen, Hichborn, Hickey, Hogle, Holt, Hussey, Jacques, Jalbert, Joseph, Ketover, Kilkelly, Lawrence, Lisnik, Luther, Macomber, Mahany, Martin, H.; Mayo, McGowan, McHenry, McKeen, McSweeney, Melendy, Michaud, Mills, Moholland, Nadeau, G. R.; Nutting, O'Dea, O'Gara, Oliver, Paradis, J.; Paradis, P.; Paul, Pederson, Pineau, Plourde, Priest, Richard, Ridley, Rolde, Rotondi, Ruhlin, Rydell, Sheltra, Simpson, Skoglund, Smith, Swazey, Tammaro, Townsend, Tracy, Walker, The Speaker.

NAY - Aikman, Anderson, Ault, Bailey, Begley, Carroll, J.; Curran, Dellert, Dexter, Donald, Farnum, Farren, Foss, Foster, Garland, Greenlaw, Hanley, Hastings, Hepburn, Higgins, Hutchins, Lebowitz, Libby, Look, Lord, MacBride, Marsano, Marsh, McCormick, McPherson, Merrill, Murphy, Norton, Paradis, E.; Parent, Pendleton, Pines, Reed, Richards, Seavey, Small, Stevens, A.; Stevenson, Strout, B.; Strout, D.; Telow, Tupper, Webster, M.; Wentworth, Whitcomb.

ABSENT - Boutilier, Butland, Carroll, D.; Daggett, Duffy, Jackson, LaPointe, Larrivee, Manning, Marston, Mitchell, Nadeau, G. G.; Pouliot, Rand, Sherburne, Stevens, P.; Tardy.

Yes, 84; No, 50; Absent, 17; Paired, 0; Excused, 0.

84 having voted in the affirmative and 50 in the negative with 17 being absent, the Bill was tabled pending passage to be enacted and specially assigned for Thursday, March 1, 1990.

TABLED AND TODAY ASSIGNED

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

Bill "An Act to Provide for Increased Penalties for Land Use Violations within Certain Resource