

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

In Senate Chamber
Wednesday
January 12, 2000

Senate called to order by President Mark W. Lawrence of York County.

Prayer by Brother Irene Richard of St. Martins de Porres Shelter for the Homeless in Lewiston.

BROTHER RICHARD: Good morning, bon jour. It's certainly a pleasure to be here again within these walls. This is an awesome place, a distinguished house. My privilege is deeper than that because my grandfather walked within these walls back in the late 1900's as a State Representative, so it's an experience for me.

Oh Lord, how deeply You love all those who lead toil filled lives. The hungry, the thirsty, the lonely, the sick, the prisoners, the poor. It is so true that You identify yourself with them and You want us to recognize You in them. They are so full of dignity to Your eyes, all these wretched and suffering people. The unloved, unwelcome ones whom no one visits, no one listens to. They mean so much to You that is about this, and only about this, that You will question us when we come before You at the end of our lives. You do not want us to forget them, all these castaways. The despised, the dejected, the forgotten. Those who are hungry, dirty, uninteresting. You are more concerned about the good we have not done for them than about the evil we have done. And so, Lord, we pray that You give us a little of Your heart so that we may love them as you love them. And we pray that You send Your spirit upon this distinguished governing Body as they begin their day of deliberations. We pray that Your wisdom and that Your courage will accompany them in the decisions that will effect all people. Amen.

Pledge of Allegiance led by Senator Richard Bennett of Oxford County.

Doctor of the day, Kenneth J. Gallant, D.O., Kennebunkport.

Reading of the Journal of Wednesday, January 5, 2000.

Out of order and under suspension of the Rules, on motion by Senator PINGREE of Knox, the following Joint Order:
S.P . 919

ORDERED, the House concurring, that when the House and Senate Adjourn they do so until Monday, January 24, 2000, at 1 o'clock in the afternoon.

READ and PASSED.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

COMMUNICATIONS

The Following Communication: S.P. 952

**STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION
AUGUSTA, MAINE 04333**

January 11, 2000

The Honorable Mark Lawrence
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Lawrence,

This is to inform you that I am today nominating Charles J. Spies III of Topsham as the Chief Executive Officer of the Finance Authority of Maine.

Pursuant to Title 10, M.R.S.A., §972, this nomination will require review by the Joint Standing Committee on Business and Economic Development and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,

S/Angus S. King, Jr.
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 439

**MAINE STATE LEGISLATURE
COMMISSION TO ENCOURAGE INCORPORATIONS IN MAINE
AUGUSTA, MAINE 04333**

December 15, 1999

The Honorable Mark W. Lawrence, President
Maine State Senate

The Honorable G. Steven Rowe
Maine House of Representatives
State House
Augusta, ME 04333

Dear President Lawrence and Speaker Rowe:

Pursuant to Resolves 1999, chapter 67, the Commission to Encourage Incorporations in Maine is pleased to submit its final report. Copies of the report have been transmitted to the Legislative Council and the Joint Standing Committee on Judiciary. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

S/Senator Susan W. Longley

S/Representative Verdi L. Tripp
Co-Chairs, Commission to Encourage Incorporations in Maine

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 441

**MAINE STATE LEGISLATURE
COMMITTEE TO EXAMINE THE ADEQUACY OF SERVICES
AT THE
TOGUS VETERANS ADMINISTRATION MEDICAL CENTER
AUGUSTA, MAINE 04333**

January 5, 2000

The Honorable Mark Lawrence, Chair
The Honorable G. Steven Rowe, Vice-Chair
Legislative Council
119th Maine Legislature
State House
Augusta, ME 04333

Dear President Lawrence and Speaker Rowe:

Pursuant HP 1052, chapter 78, the Commission to Examine the Adequacy of Services at the Togus Veterans Administration Medical Center is pleased to submit its final report. Copies of the report have been transmitted to the Legislative Council and the Joint Standing Committee on Legal and Veterans' Affairs in accordance with the law. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

S/Senator Beverly Daggett,
Co-Chair

S/Representative John L. Tuttle, Jr.,
Co-Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 442

**MAINE-NEW HAMPSHIRE INTERSTATE BRIDGE AUTHORITY
P.O. BOX 747
PORTSMOUTH, NEW HAMPSHIRE 03802-0747**

January 6, 2000

The Honorable Mark W. Lawrence
Senate President
3 State House Station
Augusta, ME 04333

The Honorable G. Steven Rowe
Speaker of the House
2 State House Station
Augusta, ME 04333

Dear Senate President Lawrence and Speaker Rowe:

In compliance with Chapter 4, Article VI, Special Session of 1936, I am pleased to submit the Biennial Report of the Maine-New Hampshire Interstate Bridge Authority.

Sincerely,

S/John G. Melrose, Vice Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 440

STATE OF MAINE

November 24, 1999

Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary O'Brien:

Pursuant to our authority under Title 10, Section 929-A, we have appointed Robert Piccone of South Portland to the Maine Economic Growth Council.

Please let us know if you have any question regarding this appointment.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/Angus S. King, Jr.
Governor

S/G. Steven Rowe
Speaker of the House

READ and ORDERED PLACED ON FILE.

Off Record Remarks

SENATE PAPERS

Bill "An Act to Require Camp Lot Leases to Include a Clear Statement of Fact"

S.P. 917 L.D. 2369

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative PIEH of Bremen and Senators: DAVIS of Piscataquis, MICHAUD of Penobscot, NUTTING of Androscoggin, PARADIS of Aroostook, Representatives: CARR of Lincoln, COLWELL of Gardiner, FOSTER of Gray, McGLOCKLIN of Embden.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Change the Name of the Natural Resources Information and Mapping Center to More Accurately Reflect its Roles and Duties and to Correct Inconsistent Statutes"
S.P. 925 L.D. 2376

Sponsored by Senator NUTTING of Androscoggin.
Submitted by the Department of Conservation pursuant to Joint Rule 204.

REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

Sent down for concurrence.

Bill "An Act to Provide for Safety in the Maine Conservation Corps"

S.P. 915 L.D. 2367

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative CARR of Lincoln and Senators: MICHAUD of Penobscot, NUTTING of Androscoggin, TREAT of Kennebec, Representatives: McKEE of Wayne, PIEH of Bremen, TOWNSEND of Portland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

RESOLUTION, Proposing an Amendment to the Constitution of Maine Establishing a Budget Stabilization Fund
S.P. 928 L.D. 2378

Sponsored by Senator MICHAUD of Penobscot.
Cosponsored by Senator: HARRIMAN of Cumberland, Representative: KNEELAND of Easton.
Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

Bill "An Act to Implement Recommendations of the Commission on Performance Budgeting"
S.P. 930 L.D. 2380

Sponsored by Senator MICHAUD of Penobscot.
Cosponsored by Representative BERRY of Livermore and Senator: HARRIMAN of Cumberland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act to Help Support the Medical Ride Volunteer Service"
S.P. 933 L.D. 2383

Sponsored by Senator PARADIS of Aroostook.
Cosponsored by Senators: CAREY of Kennebec, MITCHELL of Penobscot, TREAT of Kennebec.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act to Clarify the Authority of the Maine Board of Optometry" (EMERGENCY)
S.P. 907 L.D. 2359

Sponsored by Senator KONTOS of Cumberland.
Cosponsored by Senator: MacKINNON of York, Representatives: O'NEAL of Limestone, TOBIN of Windham.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Enhance Biomedical Research in Maine"
S.P. 913 L.D. 2365

Sponsored by Senator KONTOS of Cumberland.
Cosponsored by Representative BRUNO of Raymond and Senators: AMERO of Cumberland, BENNETT of Oxford, GOLDTHWAIT of Hancock, Representatives: MURPHY of Kennebunk, SAXL of Portland, TESSIER of Fairfield.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Prevent Misuse of Mortuary Trust Funds"
S.P. 922 L.D. 2373

Sponsored by Senator GOLDTHWAIT of Hancock.
Cosponsored by Representative STANWOOD of Southwest Harbor and Senators: AMERO of Cumberland, President LAWRENCE of York, PINGREE of Knox, Representatives: CAMPBELL of Holden, MAYO of Bath, MURPHY of Kennebunk, Speaker ROWE of Portland, VOLENIK of Brooklin.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Allow Maine Pharmacies to Operate more Efficiently and Improve the Delivery of Services"
S.P. 935 L.D. 2385

Sponsored by Senator PINGREE of Knox.
Cosponsored by Senators: DAGGETT of Kennebec, KONTOS of Cumberland, Representatives: BERRY of Livermore, MAYO of Bath, TRIPP of Topsham, TUTTLE of Sanford, USHER of Westbrook, WINSOR of Norway.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act Relating to Licensing Board Fees"
S.P. 938 L.D. 2388

Sponsored by Senator KONTOS of Cumberland.
Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

Bill "An Act to License Cued Speech Translitterators for the Deaf and Hard-of-hearing"
S.P. 948 L.D. 2478

Sponsored by Senator KONTOS of Cumberland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** and ordered printed.

Sent down for concurrence.

Bill "An Act to Establish State Death Benefits for State Police Officers Killed in the Line of Duty"
S.P. 910 L.D. 2362

Sponsored by Senator AMERO of Cumberland.
Cosponsored by Senators: DAGGETT of Kennebec, DAVIS of Piscataquis, MITCHELL of Penobscot, MURRAY of Penobscot, NUTTING of Androscoggin, Representatives: CARR of Lincoln, LINDAHL of Northport, MARTIN of Eagle Lake, McALEVEY of Waterboro.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **CRIMINAL JUSTICE** and ordered printed.

Sent down for concurrence.

Bill "An Act to Create Equity in Access to Secondary Education"
S.P. 914 L.D. 2366

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative PIEH of Bremen and Senators: GOLDTHWAIT of Hancock, PINGREE of Knox, Representative: VOLENIK of Brooklin.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Amend the Qualifying Examination for Initial Teacher Certification"
S.P. 937 L.D. 2387

Sponsored by Senator BERUBE of Androscoggin.
Cosponsored by Representatives: BELANGER of Caribou, BRENNAN of Portland.
Submitted by the Department of Education pursuant to Joint Rule 204.

Bill "An Act to Provide Funding for Background Checks and Fingerprinting for School District Employees and Volunteers"
S.P. 951 L.D. 2490

Sponsored by Senator MITCHELL of Penobscot.
Cosponsored by Representative GREEN of Monmouth and Senators DOUGLASS of Androscoggin, LIBBY of York, ABROMSON of Cumberland, AMERO of Cumberland, CAREY of Kennebec, DAVIS of Piscataquis, KONTOS of Cumberland, PINGREE of Knox, SMALL of Sagadahoc, Representatives CAMERON of Rumford, MURPHY of Kennebunk, O'NEAL of Limestone, RICHARD of Madison, TRAHAN of Waldoboro, WATERHOUSE of Bridgton, DAVIS of Falmouth.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act to Ban Smoking in Enclosed Areas of Places Licensed for the Sale of Food or Alcohol"
S.P. 906 L.D. 2358

Sponsored by Senator MILLS of Somerset.
Cosponsored by Representative ETNIER of Harpswell and Representative: LaVERDIERE of Wilton.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Provide Equitable Delivery of Mental Health Services"

S.P. 908 L.D. 2360

Sponsored by President LAWRENCE of York.
Cosponsored by Representative WHEELER of Eliot and Senators: DOUGLASS of Androscoggin, PARADIS of Aroostook, PINGREE of Knox, Representatives: ANDREWS of York, COLLINS of Wells, FULLER of Manchester, LEMONT of Kittery, MURPHY of Berwick.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Promote Bone Marrow Donation"

S.P. 916 L.D. 2368

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Senators: DAGGETT of Kennebec, KONTOS of Cumberland, NUTTING of Androscoggin, PARADIS of Aroostook, PENDLETON of Cumberland, TREAT of Kennebec, Representatives: PIEH of Bremen, TOWNSEND of Portland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Establish an Office of Women's Health"

S.P. 923 L.D. 2374

Sponsored by Senator MITCHELL of Penobscot.
Cosponsored by Representative KANE of Saco and Senators: AMERO of Cumberland, DAGGETT of Kennebec, DAVIS of Piscataquis, FERGUSON of Oxford, KONTOS of Cumberland, PARADIS of Aroostook, PINGREE of Knox, Representative: FULLER of Manchester.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Encourage Assisted Living Facilities Projects in the State"

S.P. 945 L.D. 2475

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative PIEH of Bremen and Senator: PINGREE of Knox, Representative: DUNLAP of Old Town.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Promote Improvements to and Evaluation of Services by Long-term Care Providers"

S.P. 946 L.D. 2476

Sponsored by Senator BERUBE of Androscoggin.
Cosponsored by Senator: PINGREE of Knox.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Eliminate the Discriminatory Tax on the Electronic Filing of Prescription Drug Reimbursement"

S.P. 929 L.D. 2379

Sponsored by Senator AMERO of Cumberland.
Cosponsored by Senators: BENNETT of Oxford, DAGGETT of Kennebec, MITCHELL of Penobscot, PENDLETON of Cumberland, Representatives: BROOKS of Winterport, DUGAY of Cherryfield, MURPHY of Kennebunk, SAXL of Portland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

On motion by Senator **RUHLIN** of Penobscot, **TABLED 1** Legislative Day, pending **REFERENCE**.

Bill "An Act to Establish a Deer Hunting Season in the Town of Cranberry Isles"

S.P. 936 L.D. 2386

Sponsored by Senator GOLDTHWAIT of Hancock.
Cosponsored by Representative VOLENIK of Brooklin and Senators: KILKELLY of Lincoln, PINGREE of Knox, Representatives: DUNLAP of Old Town, STANWOOD of Southwest Harbor.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent down for concurrence.

Bill "An Act to Allow the Court Discretion in Providing Information to Parents or Custodians of a Child Removed from Their Home by the Department of Human Services" (EMERGENCY)

S.P. 944 L.D. 2474

Sponsored by Senator MURRAY of Penobscot.
Cosponsored by Representative TESSIER of Fairfield.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **JUDICIARY** and ordered printed.

Sent down for concurrence.

Bill "An Act Regarding Length of Service for Retirement Benefits for State Police Officers"

S.P. 911 L.D. 2363

Sponsored by Senator DAVIS of Piscataquis.
Cosponsored by Representative CARR of Lincoln, and Senators: FERGUSON of Oxford, President LAWRENCE of York, MICHAUD of Penobscot, MITCHELL of Penobscot, Representatives MARTIN of Eagle Lake, RICHARDSON of Brunswick, DUGAY of Cherryfield, POVICH of Ellsworth, RINES of Wiscasset, STANLEY of Medway.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Restore Early Retirement Options for Teachers"
S.P. 912 L.D. 2364

Sponsored by Senator PINGREE of Knox.
Cosponsored by Representative SULLIVAN of Biddeford and Senators: DOUGLASS of Androscoggin, MacKINNON of York, MILLS of Somerset, Representatives: BELANGER of Caribou, BRENNAN of Portland, DAVIS of Falmouth, MURPHY of Kennebunk, STEDMAN of Hartland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **LABOR** and ordered printed.

Sent down for concurrence.

Bill "An Act to Target Public Assistance to Responsible Employers"

S.P. 940 L.D. 2390

Sponsored by Senator DOUGLASS of Androscoggin.
Cosponsored by Representative COLWELL of Gardiner and Senator: RAND of Cumberland, Representatives: DUNLAP of Old Town, GREEN of Monmouth, HATCH of Skowhegan, SAMSON of Jay, SAXL of Bangor, VOLENIK of Brooklin.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Committee on **LABOR** suggested and ordered printed.

On motion by Senator **PINGREE** of Knox, **TABLED** until Later in Today's Session, pending **REFERENCE**.

Bill "An Act to Allow a State Agency to Accept a Donated Item and Conduct a Raffle to Benefit Fish and Wildlife Conservation Projects"

S.P. 920 L.D. 2371

Sponsored by Senator SMALL of Sagadahoc.
Cosponsored by Representative ETNIER of Harpswell.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act to Regulate the Sea Cucumber Fishery" (EMERGENCY)

S.P. 921 L.D. 2372

Sponsored by Senator GOLDTHWAIT of Hancock.
Cosponsored by Representative VOLENIK of Brooklin and Representatives: ETNIER of Harpswell, STANWOOD of Southwest Harbor.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **MARINE RESOURCES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Rid Maine's Waters of Ocean Vessel Sewage"
S.P. 924 L.D. 2375

Sponsored by Senator NUTTING of Androscoggin.
Cosponsored by Representative COWGER of Hallowell and Senators: LONGLEY of Waldo, TREAT of Kennebec, Representatives: DAIGLE of Arundel, DUPLESSIE of Westbrook, MARTIN of Eagle Lake, TOBIN of Windham.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Prevent Contamination from Home Heating Oil Tanks"

S.P. 927 L.D. 2377

Sponsored by Senator NUTTING of Androscoggin.
Cosponsored by Representative MARTIN of Eagle Lake.
Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.

Bill "An Act to Amend the Definition of Oil Terminal Facilities" (EMERGENCY)

S.P. 947 L.D. 2477

Sponsored by Senator MURRAY of Penobscot.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **NATURAL RESOURCES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Require Expenditure of Designated Funds for the Purpose for which the Legislature Designated the Funds"
S.P. 932 L.D. 2382

Sponsored by Senator GOLDTHWAIT of Hancock.
Cosponsored by Senator: RUHLIN of Penobscot,
Representatives: PINKHAM of Lamoine, POVICH of Ellsworth,
VOLENIK of Brooklin.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent down for concurrence.

Bill "An Act to Amend the Maine Seed Capital Tax Credit Program"
S.P. 905 L.D. 2357

Sponsored by Senator MacKINNON of York.
Cosponsored by Representative O'NEAL of Limestone and Senator: KONTOS of Cumberland, Representative: SHOREY of Calais.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Allow State Pharmacies a Tax Credit for Unreimbursed Medicaid Costs"
S.P. 909 L.D. 2361

Sponsored by Senator BENNETT of Oxford.
Cosponsored by Representative KANE of Saco and Senators: HARRIMAN of Cumberland, MILLS of Somerset, PARADIS of Aroostook, PENDLETON of Cumberland, Representatives: DUGAY of Cherryfield, FULLER of Manchester, LOVETT of Scarborough, QUINT of Portland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Protect State Taxpayers and State Jobs"
S.P. 934 L.D. 2384

Sponsored by Senator DAGGETT of Kennebec.
Cosponsored by Representative COLWELL of Gardiner and Senator: RUHLIN of Penobscot, Representatives: BERRY of Livermore, BRYANT of Dixfield, HATCH of Skowhegan, MAILHOT of Lewiston, POWERS of Rockport, SAMSON of Jay, SAVAGE of Buxton.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Simplify the Approval Process of Existing State Tax Increment Financing Districts"
S.P. 941 L.D. 2391

Sponsored by Senator RUHLIN of Penobscot.
Cosponsored by Representative: LEMONT of Kittery.
Submitted by the State Planning Office pursuant to Joint Rule 204.

REFERRED to the Committee on **TAXATION** and ordered printed.

Sent down for concurrence.

Bill "An Act to Amend Certain Transportation Laws"
S.P. 918 L.D. 2370

Sponsored by Senator PARADIS of Aroostook.
Cosponsored by Representative JABAR of Waterville and Representative: LINDAHL of Northport.
Submitted by the Department of Transportation pursuant to Joint Rule 204.

Bill "An Act to Ensure Fuel Deliveries by Allowing Fuel Delivery Vehicles to Travel on Posted Roads"
S.P. 931 L.D. 2381

Sponsored by Senator HARRIMAN of Cumberland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act to Increase the Penalty for Leaving the Scene of a Motor Vehicle Accident"
S.P. 942 L.D. 2472

Sponsored by Senator BENNETT of Oxford.
Cosponsored by Senators DOUGLASS of Androscoggin, KILKELLY of Lincoln, Representative SNOWE-MELLO of Poland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

REFERRED to the Committee on **TRANSPORTATION** and ordered printed.

Sent down for concurrence.

Bill "An Act to Repeal Certain Archaic and Unenforced Laws Related to the Duties of the Secretary of State"
S.P. 903 L.D. 2355

Sponsored by Senator KONTOS of Cumberland.
Cosponsored by Representative O'NEAL of Limestone.
Submitted by the Secretary of State pursuant to Joint Rule 204.

Bill "An Act to Facilitate the Implementation of the E-9-1-1 System" (EMERGENCY)
S.P. 939 L.D. 2389

Sponsored by Senator KONTOS of Cumberland.
Cosponsored by Representatives: BERRY of Livermore, DAVIDSON of Brunswick.
Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Bill "An Act to Promote the Use of an Advocate Staff"
S.P. 943 L.D. 2473

Sponsored by Senator KONTOS of Cumberland.
Cosponsored by Representative COLWELL of Gardiner and
Senator: CAREY of Kennebec.
Approved for introduction by a majority of the Legislative Council
pursuant to Joint Rule 203.

Bill "An Act to Support E-9-1-1 Database Development and
Maintenance and to Lower Fees Charged to Users for Equipment
Replacement Costs"
S.P. 949 L.D. 2488

Sponsored by Senator CAREY of Kennebec.
Approved for introduction by a majority of the Legislative Council
pursuant to Joint Rule 203.

REFERRED to the Committee on **UTILITIES AND ENERGY** and
ordered printed.

Sent down for concurrence.

**Pursuant to Public Law
Joint Standing Committee on Marine Resources**

Senator GOLDTHWAIT for the **Joint Standing Committee on
Marine Resources** pursuant to Public Law 1999, chapter 7,
section 16 asked leave to report that the accompanying Bill "An
Act Regarding Elver Fishing Licenses" (EMERGENCY)
S.P. 904 L.D. 2356

Be **REFERRED** to the Committee on **MARINE RESOURCES** and
ordered printed pursuant to Joint Rule 218.

Report **READ** and **ACCEPTED**.

REFERRED to the Committee on **MARINE RESOURCES** and
ordered printed pursuant to Joint Rule 218.

Sent down for concurrence.

**Pursuant to Statutes
Maine Turnpike Authority**

Senator O'GARA for the **Maine Turnpike Authority**, pursuant to
Maine Revised Statutes, Title 23, section 1961, subsection 6
asked leave to report that the accompanying Bill "An Act to Make
Allocations from Maine Turnpike Authority Funds for the Maine
Turnpike Authority for the Calendar Year Ending December 31,
2001"
S.P. 950 L.D. 2489

Be **REFERRED** to the Committee on **TRANSPORTATION** and
ordered printed pursuant to Joint Rule 218.

Report **READ** and **ACCEPTED**.

REFERRED to the Committee on **TRANSPORTATION** and
ordered printed pursuant to Joint Rule 218.

Sent down for concurrence.

Under suspension of the Rules, all matters thus acted upon were
ordered sent down forthwith for concurrence.

ORDERS

Joint Resolution

On motion by Senator BENNETT of Oxford (Cosponsored by
Representative CAMPBELL of Holden and Senators: DAVIS of
Piscataquis, FERGUSON of Oxford, Representatives: AHEARNE
of Madawaska, HEIDRICH of Oxford, MURPHY of Kennebunk)
(Approved for introduction by a majority of the Legislative Council
pursuant to Joint Rule 214) , the following Joint Resolution:
S.P. 926

**JOINT RESOLUTION MEMORIALIZING THE PRESIDENT OF
THE UNITED STATES AND THE CONGRESS OF THE
UNITED STATES TO APPROPRIATE FUNDS TO MAINTAIN
THE MONUMENTS AT GETTYSBURG NATIONAL
MILITARY PARK**

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

WHEREAS, the United States has a history that reveals the
proud tradition and heritage of the American people; and

WHEREAS, battlefield sites where significant military
engagements happened are some of the nation's most important
historical sites; and

WHEREAS, Gettysburg was the site of one of the largest
battles in the history of the United States and that battle is
considered a turning point for the country in the Civil War; and

WHEREAS, President Lincoln, in giving his now famous
Gettysburg Address dedicating the national cemetery that is
located in Gettysburg, acknowledged that he could not adequately
dedicate or consecrate the cemetery because "the brave men,
living and dead, who struggled here have consecrated it, far
above our poor power to add or detract"; and

WHEREAS, Gettysburg National Military Park, created
shortly after the battle and funded largely by private donations and
various states that belonged to the Union forces, covers
thousands of acres and contains hundreds of monuments
commemorating the battle; and

WHEREAS, the National Park Service lacks sufficient funds to adequately maintain and care for the grounds and monuments and is accepting donations to help preserve the park's monuments; and

WHEREAS, the commitment to preserve and maintain the monuments and grounds of Gettysburg National Military Park is a measure of how we value this nation and its people; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge and request that the United States Congress appropriate funds to adequately maintain and preserve the grounds and monuments of Gettysburg National Military Park; 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 and ADOPTED.

Sent down for concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

COMMUNICATIONS

The Following Communication: S.P. 954

119TH MAINE LEGISLATURE

January 11, 2000

Senator Carol Kontos
Representative Gary O'Neal
Chairpersons
Joint Standing Committee on Business and Economic Development
119th Legislature
Augusta, Maine 04333

Dear Senator Kontos and Representative O'Neal:

Please be advised that Governor Angus S. King, Jr. has nominated Charles J. Spies III of Topsham as the Chief Executive Officer of the Finance Authority of Maine.

Pursuant to Title 10, M.R.S.A., §972, this nomination will require review by the Joint Standing Committee on Business and Economic Development and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/G. Steven Rowe
Speaker of the House

READ and REFERRED to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT**.

Sent down for concurrence.

Off Record Remarks

On motion by Senator **PINGREE** of Knox, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

Off Record Remarks

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Provide Safety for Forest Rangers and the Public"
H.P. 1686 L.D. 2392

Bill "An Act to Implement the State Policy to Minimize Reliance on Pesticides"
H.P. 1729 L.D. 2435

Bill "An Act to Improve Licensing Efficiency within the Department of Agriculture, Food and Rural Resources"
H.P. 1742 L.D. 2448

Bill "An Act to Require the State Sealer to Conduct Spot Checks at Timber Mills"
H.P. 1751 L.D. 2457

Come from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Appropriate Funding for the Maine School of Science and Mathematics for Fiscal Year 2000-01"
H.P. 1687 L.D. 2393

Bill "An Act to Adequately Fund Poison Control Services"
H.P. 1693 L.D. 2399

Bill "An Act to Promote Maine's Dairy Industry"
H.P. 1696 L.D. 2402

Bill "An Act to Provide Juvenile Drug Court Prosecutors"
H.P. 1698 L.D. 2404

Bill "An Act to Increase the Number of Domestic Violence Prosecutors"
H.P. 1699 L.D. 2405

Bill "An Act to Support and Expand the Maine Writing Project"
H.P. 1708 L.D. 2414

Resolve, to Enhance Opportunities in Math and Science for Maine Students
H.P. 1714 L.D. 2420

Bill "An Act to Appropriate Funds to Help Restore Historic St. Lawrence Church"
H.P. 1746 L.D. 2452

Bill "An Act to Appropriate Funds to the Forum Francophone"
H.P. 1750 L.D. 2456

Bill "An Act to Reconstruct 2 Small Dams on Rocky Lake in Whiting"
H.P. 1768 L.D. 2481

Bill "An Act to Appropriate Funds for Acquisitions for the Maine State Library"
H.P. 1770 L.D. 2483

Come from the House, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Resolve, to Create a Blue Ribbon Commission to Study the Creation of a Public/Private Purchasing Alliance to Ensure Access to Health Care for all Maine Citizens
H.P. 1702 L.D. 2408

Bill "An Act to Allow Privately Acquired Catastrophic Insurance Coverage to Supplement the Cub Care Program"
H.P. 1717 L.D. 2423

Bill "An Act to Require Health Insurance Policies to Cover School-based Services"
H.P. 1718 L.D. 2424

Come from the House, **REFERRED** to the Committee on **BANKING AND INSURANCE** and ordered printed.

REFERRED to the Committee on **BANKING AND INSURANCE** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Concerning Disclosure Requirements Under the Used Car Information Laws" (EMERGENCY)
H.P. 1689 L.D. 2395

Bill "An Act to Create a Patent Program in Maine"
H.P. 1690 L.D. 2396

Bill "An Act to Penalize a Company that Does Not Submit the Report Required by Law Regarding State Assistance"
H.P. 1727 L.D. 2433

Bill "An Act to Provide Flexibility in the Distribution of Funds by the Department of Economic and Community Development"
H.P. 1735 L.D. 2441

Bill "An Act to Provide for Statewide Redemption of Returnable Containers"
H.P. 1737 L.D. 2443

Bill "An Act to Clarify the Law on Ownership of Certified Public Accounting Firms and to Establish an Approved Practice Monitoring Program"
H.P. 1738 L.D. 2444

Come from the House, **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** and ordered printed.

REFERRED to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Clarify the Prosecution of Aggravated Operating Under the Influence"
H.P. 1700 L.D. 2406

Bill "An Act to Combat Domestic Violence"
H.P. 1715 L.D. 2421

Bill "An Act to Relieve all Counties from Expense and Responsibility of Transporting Clients"
H.P. 1733 L.D. 2439

Bill "An Act to Amend the Maine Juvenile Code"
H.P. 1741 L.D. 2447

Bill "An Act to Allow the State Police to Accept Funds from Private Entities for Services Provided"
H.P. 1743 L.D. 2449

Bill "An Act to Provide Parity for Federal Drug Enforcement Agents in the State of Maine"
H.P. 1749 L.D. 2455

Bill "An Act to Promote the Safe Conduct of Fireworks Displays in the State of Maine"
H.P. 1760 L.D. 2466

Bill "An Act to Enhance Public Safety By Updating the Laws Pertaining to Explosives and Flammable Liquids"
H.P. 1766 L.D. 2479

Bill "An Act to Limit the Issuance of Concealed Firearms Permits"
H.P. 1771 L.D. 2484

Come from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE** and ordered printed.

REFERRED to the Committee on **CRIMINAL JUSTICE** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Amend the Laws Regarding the Change of a Cost-sharing Formula in a School Administrative District"
H.P. 1695 L.D. 2401

Bill "An Act to Amend a Formula to Allocate Child Development Funds" (EMERGENCY)
H.P. 1719 L.D. 2425

Bill "An Act to Address the Teacher Shortage in Maine"
H.P. 1723 L.D. 2429

Bill "An Act to Revitalize Teacher Certification"
H.P. 1763 L.D. 2469

Bill "An Act to Promote Educational Opportunity and Economic Development"
H.P. 1772 L.D. 2485

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

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Remove Certain Barriers for Low-income Working Parents"
H.P. 1709 L.D. 2415

Bill "An Act to Improve the Lives of People with Disabilities"
H.P. 1728 L.D. 2434

Resolve, to Provide Medicaid Reimbursement for Hospice Care
H.P. 1748 L.D. 2454

Bill "An Act to Establish the Tobacco Smokers Medical Fund"
H.P. 1757 L.D. 2463

Bill "An Act to Enhance Day Care Opportunities for Latchkey Children"
H.P. 1759 L.D. 2465

Come from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Paper

Bill "An Act to Establish the Watercraft Enforcement Fund"
H.P. 1762 L.D. 2468

Comes from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Allow Limited Access to Information Relating to Investigation of Abuse at the Governor Baxter School for the Deaf" (EMERGENCY)

H.P. 1688 L.D. 2394

Bill "An Act Concerning Offensive Names"

H.P. 1712 L.D. 2418

Bill "An Act to Permit the Attorney General, a Deputy Attorney General or a District Attorney to Request Records of Internet Service Providers and Mobile Telecommunications Service Providers" (EMERGENCY)

H.P. 1730 L.D. 2436

Bill "An Act to Amend the Jurisdiction of the District Court"

H.P. 1776 L.D. 2487

Come from the House, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

REFERRED to the Committee on **JUDICIARY** and ordered printed, in concurrence.

Bill "An Act Regarding the Statute of Limitations for Sexual Misconduct with a Minor"

H.P. 1747 L.D. 2453

Comes from the House, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

On motion by Senator **MURRAY** of Penobscot, **TABLED** 1 Legislative Day, pending **REFERENCE**.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Amend Requirements for Maine Technical College System Employees Participating in a Defined Contribution Plan"

H.P. 1704 L.D. 2410

Bill "An Act to Limit the Duration that Businesses May Hire Employees as Temporary Employees"

H.P. 1710 L.D. 2416

Bill "An Act to Correct Inconsistencies of the Taxable Wage Amount in the Unemployment Compensation Law"

H.P. 1713 L.D. 2419

Bill "An Act to Provide Pension Equity for Mental Health Workers"

H.P. 1724 L.D. 2430

Bill "An Act to Change the Retirement Eligibility Requirements for Certain Employees of the Department of Environmental Protection"

H.P. 1725 L.D. 2431

Come from the House, **REFERRED** to the Committee on **LABOR** and ordered printed.

REFERRED to the Committee on **LABOR** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Amend the Laws Regulating Farm Wineries" (EMERGENCY)

H.P. 1701 L.D. 2407

Bill "An Act to Amend the Control of the Revenue Generated by Games of Chance at the Agricultural Fairs"

H.P. 1756 L.D. 2462

Come from the House, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed.

REFERRED to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Prohibit Dragging in a Portion of the Taunton River Area" (EMERGENCY)

H.P. 1745 L.D. 2451

Bill "An Act to Change the Aquaculture Lease Process"

H.P. 1758 L.D. 2464

Come from the House, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed.

REFERRED to the Committee on **MARINE RESOURCES** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Revise the Funding of the Ground Water Oil Clean-up Fund"

H.P. 1731 L.D. 2437

Bill "An Act Regarding the Requirement of Notice in the Acquisition of Solid Waste Hauling, Incineration Residue Disposal and Related Assets"

H.P. 1736 L.D. 2442

Bill "An Act to Credit Certain Penalties Levied by the Department of Environmental Protection to the Lakes Heritage Trust Fund"

H.P. 1764 L.D. 2470

Come from the House, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed.

REFERRED to the Committee on **NATURAL RESOURCES** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Clarify the Process for a County Bond Referendum Election"

H.P. 1706 L.D. 2412

Resolve, to Create a Commission to Study and Establish Moral Policies on Investments and Purchasing by the State

H.P. 1755 L.D. 2461

Resolve, to Recognize Veterans of the Vietnam War in the State House Hall of Flags

H.P. 1765 L.D. 2471

Bill "An Act to Allow Police Assistance in Emergency Situations"

H.P. 1767 L.D. 2480

Come from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Create Employment Opportunities by Clarifying Maine's Tax Laws Regarding Mutual Fund Companies"

H.P. 1694 L.D. 2400

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Allow the Legislature to Provide for Assessment of Property Used for Commercial Fishing at Current Use

H.P. 1716 L.D. 2422

Bill "An Act to Institute Current Use Taxation on all Agricultural Land"

H.P. 1720 L.D. 2426

Bill "An Act to Amend the Laws Governing Municipal Tax Increment Financing to Encourage Downtown Investment"

H.P. 1739 L.D. 2445

Bill "An Act to Reduce the State Rate for Tax on Telecommunications Personal Property" (EMERGENCY)

H.P. 1752 L.D. 2458

Bill "An Act to Promote the Economic Security of Maine Citizens"

H.P. 1753 L.D. 2459

Bill "An Act to Establish Criteria for Tax Incentive Programs"

H.P. 1754 L.D. 2460

Come from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

REFERRED to the Committee on **TAXATION** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Maintain Maine's Traditional Town Line Signs"

H.P. 1707 L.D. 2413

Bill "An Act to Clarify Repair and Inspection Standards for Punctured Tires"

H.P. 1732 L.D. 2438

Bill "An Act to Restrict Passengers in the Vehicle of a Newly Licensed Driver"

H.P. 1744 L.D. 2450

Come from the House, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

REFERRED to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Expand the Opportunities for State Companies to Provide Distributed Electric Generation Services"

H.P. 1691 L.D. 2397

Bill "An Act to Delay the Start-up Date for Implementing Electric Metering and Billing Competition"

H.P. 1697 L.D. 2403

Bill "An Act to Amend the Renewable Resources Requirement for Electricity Providers under the Electric Restructuring Laws"

H.P. 1703 L.D. 2409

Bill "An Act to Allow Certain Public Utilities to Extend Their Service into Areas Served by Other Public Utilities"

H.P. 1705 L.D. 2411

Bill "An Act Relating to Underground Facility Plants"

H.P. 1721 L.D. 2427

Bill "An Act to Make Certain Public Utility Commission Rules Routine Technical Rules"

H.P. 1722 L.D. 2428

Bill "An Act to Enhance Maine's Historic Districts by Efficiently Installing Underground Delivery Systems During Road Construction"

H.P. 1769 L.D. 2482

Come from the House, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed.

REFERRED to the Committee on **UTILITIES AND ENERGY** and ordered printed, in concurrence.

Off Record Remarks

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order: H.P. 1773

ORDERED, the Senate concurring, that the Committee to Study the Need for Protection of Hunters and Anglers from Harassment and Terrorizing is established as follows.

1. Committee to Study the Need for Protection of Hunters and Anglers from Harassment and Terrorizing established. The Committee to Study the Need for Protection of Hunters and Anglers from Harassment and Terrorizing, referred to in this order as the "committee," is established.

2. Membership. The committee consists of the following 7 members:

A. Two members of the Senate, appointed by the President of the Senate, each of whom serves on the Joint Standing Committee on Inland Fisheries and Wildlife;

B. Two members of the House of Representatives, appointed by the Speaker of the House, each of whom serves on the Joint Standing Committee on Inland Fisheries and Wildlife;

C. One representative of the Sportsmen's Alliance of Maine, appointed jointly by the President of the Senate and the Speaker of the House;

D. One representative of the public who is in the sports camp industry, appointed jointly by the President of the Senate and the Speaker of the House; and

E. One representative of the sports fishing industry, appointed jointly by the President of the Senate and the Speaker of the House.

3. Appointments; chairs; convening of committee. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been made. The first member of the Senate named is the Senate chair and the first member of the House of Representatives named is the House chair. The first meeting must be called by the chairs no later than February 1, 2000.

4. Duties. The committee shall:

A. Study vandalism against sports camps, hunters and anglers by persons or groups who vandalize or destroy property for the purpose of terrorizing; and

B. Determine whether current laws and court sanctions adequately protect the persons who are threatened.

5. Staff assistance. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the committee.

6. Compensation. Members of the committee who are Legislators are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at meetings of the committee. Public members not otherwise compensated by their employers or other entities that they represent are entitled to receive reimbursement of necessary

expenses for their attendance at authorized meetings of the committee.

7. Report. The committee shall submit a report along with any recommended legislation to the Joint Standing Committee on Inland Fisheries and Wildlife no later than March 31, 2000. The Joint Standing Committee on Inland Fisheries and Wildlife may introduce legislation during the Second Regular Session of the 119th Legislature. If the committee requires an extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

8. Committee budget. The chairs of the committee, with assistance from the committee staff, shall administer the committee budget. Within 10 days after its first meeting, the committee shall present a work plan and proposed budget to the Legislative Council for its approval. The committee may not incur expenses that would result in the committee exceeding its approved budget. Upon request from the committee, the Executive Director of the Legislative Council or the executive director's designee shall provide the committee chairs and staff with a status report on the committee budget, expenditures incurred and paid and available funds.

Comes from the House, **READ** and **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**.

READ and **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order: H.P. 1774

ORDERED, the Senate concurring, that the Committee on Gasoline and Fuel Prices is established as follows.

1. Committee on Gasoline and Fuel Prices established. The Committee on Gasoline and Fuel Prices, referred to in this order as the "committee," is established.

2. Committee membership. The committee consists of 13 members appointed jointly by the President of the Senate and the Speaker of the House of Representatives as follows:

- A. Three members from the Joint Standing Committee on Transportation;
- B. Two members from the Joint Standing Committee on Utilities and Energy;
- C. Two members from the Joint Standing Committee on Appropriations and Financial Affairs;

D. Two members from the Joint Standing Committee on State and Local Government;

E. Two members from the Joint Standing Committee on Legal and Veterans Affairs; and

F. Two members for the Joint Standing Committee on Natural Resources.

3. Chairs. The first Senate member named is the Senate chair and the first House of Representatives member named is the House chair.

4. Appointments; convening. All appointments must be made no later than 10 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been made. When the appointment of all members has been completed, the chairs of the study commission shall call and convene the first meeting of the study commission no later than February 1, 2000.

5. Duties. The committee shall:

- A. Gather information on the increase of fuel oil prices;
- B. Gather information on the increase of gasoline prices; and
- C. Study and gauge the effect and impact of these price increases on the people of the State;

6. Staff assistance. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the committee.

7. Compensation. Members of the committee who are Legislators are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at meetings of the committee.

8. Report. The committee shall submit a report along with any recommended legislation to the Joint Standing Committee on Transportation no later than the first week in April 2000. The Joint Standing Committee on Transportation may introduce legislation during the Second Regular Session of the 119th Legislature. If the committee requires a limited extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

9. Committee budget. The chairs of the committee, with assistance from the committee staff, shall administer the committee budget. Within 10 days after its first meeting, the committee shall present a work plan and proposed budget to the Legislative Council for its approval. The committee may not incur expenses that would result in the committee exceeding its approved budget. Upon request from the committee, the Executive Director of the Legislative Council or the executive director's designee shall provide the committee chairs and staff with a status report on the committee budget, expenditures incurred and paid and available funds.

Comes from the House, **READ** and **REFERRED** to the Committee on **TRANSPORTATION**.

READ.

On motion by Senator **BENNETT** of Oxford, **TABLED** 1 Legislative Day, pending **PASSAGE**, in **NON-CONCURRENCE**.

Out of order and under suspension of the Rules, the Senate considered the following:

REPORTS OF COMMITTEES

House

Change of Committee

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act to Encourage Expanded Use of Maine's Port Facilities"

H.P. 1553 L.D. 2210

Reported that the same be **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT**.

Report **READ** and **ACCEPTED**, in concurrence.

REFERRED to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT**, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

COMMUNICATIONS

The Following Communication: S.P. 953

119TH MAINE LEGISLATURE

January 12, 2000

Senator Marge Kilkelly
Representative Matthew Dunlap
Chairpersons
Joint Standing Committee on Inland Fisheries and Wildlife
119th Legislature
Augusta, Maine 04333

Dear Senator Kilkelly and Representative Dunlap:

Please be advised that Governor Angus S. King, Jr. has nominated F. Paul Frinsko of Gorham for appointment as a member of the Atlantic Salmon Board.

Pursuant to Public Law 1999, Chapter 401, this nomination will require review by the Joint Standing Committee on Inland Fisheries and Wildlife and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/G. Steven Rowe
Speaker of the House

READ and **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**.

Sent down for concurrence.

Under suspension of the Rules, all matters thus acted upon were ordered sent down forthwith for concurrence.

Off Record Remarks

Senate at Ease.

Senate called to order by the President.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Expand Educational Opportunities for Elderly Persons"

H.P. 1692 L.D. 2398

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Resolve, to Equalize State Funding of Higher Education Programs within the University of Maine System

H.P. 1734 L.D. 2440

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act to Generate Economic Development Through Community Service and Education" H.P. 1761 L.D. 2467

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act to Provide Additional Options for Services to Troubled Teens" H.P. 1726 L.D. 2432

Committee on **JUDICIARY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE**.

REFERRED to the Committee on **CRIMINAL JUSTICE** and ordered printed, in concurrence.

Bill "An Act to Improve the Working Effectiveness of the State Employee Health Commission" H.P. 1711 L.D. 2417

Committee on **LABOR** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**.

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

Bill "An Act Concerning Access Fees on Tree Growth Lands" H.P. 1775 L.D. 2486

Committee on **TAXATION** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**.

REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Paper

Bill "An Act to Repeal the Nondiscrimination in Pharmaceuticals Pricing Law" H.P. 1678 L.D. 2344

Comes from the House, **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** and ordered printed.

REFERRED to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** and ordered printed, in concurrence.

Off Record Remarks

Senator **AMERO** of Cumberland was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

On motion by Senator **AMERO** of Cumberland, **ADJOURNED**, pursuant to the Joint Order, until Monday, January 24, 2000, at 1:00 in the afternoon.