

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

In Senate Chamber
Tuesday
March 16, 1999

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

Prayer by Reverend Linwood Bishop of Hope Baptist Church in Manchester.

REVEREND BISHOP: May we join together in prayer. Our Father and our God, we read in Your word that blessed is the nation whose God is the Lord. It gives us boldness to enter freely into Your presence today, this day of deliberation and decision. It is a sacred honor to be chosen to lead Your people. We thank You for the members of this assembly who have accepted this honor and its challenges. We do live in difficult days, recognize our human frailties and ask for Your forgiveness for past failures and call upon You for strength and guidance and wisdom which You have said that You would freely give to those who ask. We remember Solomon of old who asked of You not for power, nor for victory over his enemies, nor even for wealth, but that he might have discernment to judge and to govern the people. So today, our Father, we pray that we may not only follow his example in wisdom and integrity but remember that in addition to answering his prayer You gave him that which he did not ask for, namely wealth and power. Now grant, we pray, divine blessing upon the members of this legislative body as they meet the challenge of the day's business and respond to the pressures that surround them. We thank You that we are bidden to come to You in the name of Your Son, Jesus Christ, and we do and in so doing declare our dependence upon You to match our weaknesses with Your strength, our limitations with Your unlimited grace, mercy and peace through Jesus Christ, Our Lord. Amen.

Pledge of Allegiance led by Senator Joel Abromson of Cumberland County.

Doctor of the day, Sue St. Pierre, D.O., Bangor.

Reading of the Journal of Thursday, March 11, 1999.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act to Establish Fair Funding for Independent and 3rd-Party Legislators" H.P. 991 L.D. 1389

In House, March 2, 1999, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

In Senate, March 4, 1999, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in **NON-CONCURRENCE**.

Comes from the House, that Body **ADHERED**.

On motion by Senator **PINGREE** of Knox, the Senate **RECEDED** and **CONCURRED**.

House Papers

Bill "An Act Regarding the Use of Excess Funds in the State Treasury" (EMERGENCY) H.P. 1265 L.D. 1819

Resolve, to Require the State to Fully Fund All Educational Program Costs H.P. 1270 L.D. 1831

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.

Resolve, to Create Grants for the Creation of After-school Child Care Programs in Public Elementary and Middle Schools H.P. 1261 L.D. 1815

Bill "An Act to Require All Students in Kindergarten to Grade 3 to be Bused to School" H.P. 1272 L.D. 1833

Bill "An Act to Support Violence Prevention and Intervention Programs" H.P. 1273 L.D. 1834

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.

Bill "An Act to Require the Development of a Basic Needs Budget"
H.P. 1258 L.D. 1812

Bill "An Act Establishing the Newborn Hearing Program"
H.P. 1260 L.D. 1814

Bill "An Act to Create Statewide Smoking Cessation Services"
H.P. 1264 L.D. 1818

Bill "An Act to Include Mental Retardation, Developmental Disability and Substance Abuse Services in the Community Service System of the Department of Mental Health, Mental Retardation and Substance Abuse Services and to Consolidate Those Advisory Bodies to the Department"
H.P. 1277 L.D. 1838

Bill "An Act to Maintain High-quality Services in Long-term Care in Maine"
H.P. 1278 L.D. 1839

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.

Bill "An Act to Decriminalize Certain Fish and Wildlife Statutes"
H.P. 1266 L.D. 1820

Bill "An Act to Provide Complimentary Hunting and Fishing Licenses to Persons on Active Military Duty and Low-cost Licenses to Their Families"
H.P. 1269 L.D. 1830

Come 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.

Bill "An Act to Revise the Harness Racing Laws Regarding Off-track Betting"
H.P. 1262 L.D. 1816

Bill "An Act to Facilitate the Recruiting of Ballot Clerks"
H.P. 1263 L.D. 1817

Bill "An Act to Amend the Harness Racing Laws"
H.P. 1276 L.D. 1837

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.

Bill "An Act Concerning the Sea Urchin Fishery"
H.P. 1275 L.D. 1836

Comes 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.

Bill "An Act Allowing Kelly Sanborn to Remain in Her Current Residence"
H.P. 1268 L.D. 1822

Bill "An Act to Amend the Department of Environmental Protection Laws"
H.P. 1274 L.D. 1835

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.

Bill "An Act to Prohibit Lobbying by Government Agencies"
H.P. 1271 L.D. 1832

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

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

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

Resolve, to Direct the State to Implement a Simplified Tax and Wage Reporting System with the Federal Government
H.P. 1257 L.D. 1811

Resolve, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory
H.P. 1279 L.D. 1840

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

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

Bill "An Act to Ensure the Continued Operation of an Information Center in Fryeburg"

H.P. 1259 L.D. 1813 Sincerely,

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

S/Mark W. Lawrence
President of the Senate

S/G. Steven Rowe
Speaker of the House

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

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

Sent down for concurrence.

**Pursuant to Statute
Criminal Law Advisory Commission**

The **Criminal Law Advisory Commission**, pursuant to Maine Revised Statutes, Title 17-A, section 1354, subsection 2 asked leave to report that the accompanying Bill "An Act to Expressly Treat Voluntary Conduct as a Defense in the Maine Criminal Code"

H.P. 1267 L.D. 1821

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **CRIMINAL JUSTICE** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **CRIMINAL JUSTICE** and ordered printed pursuant to Joint Rule 218, in concurrence.

COMMUNICATIONS

The Following Communication: S.P. 673

119TH MAINE LEGISLATURE

March 12, 1999

Senator John Nutting
Representative Wendy Pieh
Chairpersons
Joint Standing Committee on Agriculture, Conservation and Forestry
119th Legislature
Augusta, Maine 04333

Dear Senator Nutting and Representative Pieh:

Please be advised that Governor Angus S. King, Jr. has nominated Robert W. Spear of Nobleboro for appointment as Commissioner of the Department of Agriculture.

Pursuant to Title 7, §1, this nomination will require review by the Joint Standing Committee on Agriculture, Conservation and Forestry and confirmation by the Senate.

The Following Communication:

S.C. 114

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION AND FORESTRY**

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Agriculture, Conservation and Forestry has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 1088 An Act to Prohibit Permanent Committees
Authorized by the Baxter State Park Authority

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. John M. Nutting
Senate Chair

S/Rep. Wendy Pieh
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE**.

The Following Communication:

S.C. 115

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON BANKING AND INSURANCE**

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

L.D. 1021 An Act to Allow a Movie Rental Company
Restitution if a Person Fails to Return a
Movie

L.D. 1153 An Act to Require Counties to be Reimbursed
100% for all Prisoners Incarcerated in Jail
From Other Jurisdictions From Arrival Until
Departure

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that
the Joint Standing Committee on Banking and Insurance has
voted unanimously to report the following bills out "Ought Not to
Pass":

L.D. 945 An Act to Require Individuals be Notified of
Cancellation of Insurance Benefits

We have also notified the sponsors and cosponsors of each bill
listed of the Committee's action.

Sincerely,

S/Sen. Lloyd P. LaFountain III S/Rep. Jane W. Saxl
Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON
FILE.**

The Following Communication: S.C. 116

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE**

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that
the Joint Standing Committee on Criminal Justice has voted
unanimously to report the following bills out "Ought Not to Pass":

L.D. 390 An Act Defining Witness, Informant and
Victim for the Crime of Tampering with a
Witness, Informant or Victim Under the
Criminal Code

L.D. 616 An Act Relating to the Forfeiture of Bail

L.D. 877 An Act to Clarify Public Nuisance
Descriptions

L.D. 936 An Act to Amend the Bail Code to Imprison
Violators of Bail

We have also notified the sponsors and cosponsors of each bill
listed of the Committee's action.

Sincerely,

S/Sen. Robert E. Murray, Jr. S/Rep. Edward J. Povich
Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON
FILE.**

The Following Communication: S.C. 117

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that
the Joint Standing Committee on Education and Cultural Affairs
has voted unanimously to report the following bills out "Ought Not
to Pass":

L.D. 220 An Act to Require Certification in First Aid
and Cardiopulmonary Resuscitation for
Certain School Personnel

L.D. 364 An Act to Increase Postsecondary
Educational Opportunities

L.D. 664 An Act to Fully Fund Implementation of All
Learning Results Standards and Reimburse
Professional Development Costs

L.D. 746 An Act to Allow Municipal Review of Actual
School Budget and Expenditures

L.D. 836 Resolve, Establishing a Commission to Study
the Maine Education Assessment

L.D. 948 An Act to Provide Professional Development
for Implementing Learning Results

- L.D. 981 Resolve, Directing the Department of Education to Authorize the City of Auburn to Conduct the Expansion, Renovation and Repair of the East Auburn School in Auburn, Maine
- L.D. 1050 An Act to Establish a Scholarship Fund for Law Enforcement Education
- L.D. 1089 An Act to Require Consideration of Part-time Students for Dean's List and other Academic Honors within the Maine Technical College System

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Georgette B. Berube
Senate Chair

S/Rep. Michael F. Brennan
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 118

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

March 8, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Health and Human Services has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 918 An Act to Mandate Abortion Reporting Standards
- L.D. 1002 Resolve, to Comprehensively Address Protection of Public Health and Natural Resources
- L.D. 1084 An Act to Create a Monitoring Program in the Department of Human Services

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Judy Paradis
Senate Chair

S/Rep. Thomas J. Kane
House Chair

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Legal and Veterans Affairs has voted unanimously to report the following bills out "Ought Not to Pass":

READ and with accompanying papers **ORDERED PLACED ON FILE.**

- L.D. 158 An Act to Require an Elected Town Clerk to Nominate the Registrar of Voters
- L.D. 188 An Act to Allow Unenrolled Voters to Serve as Election Workers at Polling Places
- L.D. 204 An Act to Require the Secretary of State to Provide Single-sided Ballots upon Request of Municipal Clerks
- L.D. 346 An Act to Increase the Number of Absentee Ballots That A Person May Request
- L.D. 535 An Act Regarding Burial at the Veterans' Memorial Cemetery
- L.D. 642 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require That Petition Signatures Be Based on 10% of Registered Voters

The Following Communication: S.C. 119

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON LABOR**

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333
Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Labor has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 400 An Act to Exempt Volunteer Fire Departments from Health and Safety Laws

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Neria R. Douglass
Senate Chair

S/Rep. Pamela H. Hatch
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Beverly C. Daggett
Senate Chair

S/Rep. John L. Tuttle, Jr.
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 121

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Marine Resources has voted unanimously to report the following bills out "Ought Not to Pass":

The Following Communication: S.C. 120

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON LEGAL AND VETERANS AFFAIRS**

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

- L.D. 315 An Act to Amend the Laws Governing the Marine Resources Advisory Council

L.D. 804 An Act to Prohibit the Appointment of Lobbyists to the New England Fishery Management Council

The Following Communication: S.C. 123

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON TAXATION**

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Taxation has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 63 An Act to Exempt Leased Equipment from Sales Tax
- L.D. 96 An Act to Create a Civil Violation for the Misuse of a Sales Tax Registration Certificate Number
- L.D. 120 An Act to Include Investment in Agricultural Building Improvements in the Business Property Tax Reimbursement Program
- L.D. 177 An Act to Extend the Tree Growth Plan Filing Deadline
- L.D. 340 An Act to Reduce the Property Taxes on Old Business Equipment
- L.D. 415 An Act to Limit a Property Owner's Tax Liability to the Time Prior to Sale of the Property
- L.D. 489 An Act to Change the Homestead Exemption to 7% of Just Value
- L.D. 519 An Act to Eliminate the Local Property Tax on Homes for Individuals 65 Years of Age or Older
- L.D. 545 An Act to Increase the Homestead Tax Exemption
- L.D. 636 An Act to Exempt a Portion of the Sales Tax on Automobiles
- L.D. 652 Resolve, to Exempt Appliances and Clothing from Sales Tax for One Week
- L.D. 673 An Act to Reduce Sales Tax on Residential Electric Bills
- L.D. 691 An Act to Require Sellers of Property to Notify Purchasers of Tax Due

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Jill M. Goldthwait S/Rep. David Etnier
Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 122

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on State and Local Government has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 366 An Act to Extend the Time Limits for Private Road Associations to Organize
- L.D. 494 An Act to Facilitate Implementation of Municipal Growth Management Programs
- L.D. 621 An Act to Allow Towns to Sand and Plow Private Ways

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Peggy A. Pendleton S/Rep. Douglas J. Ahearne
Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

- L.D. 726 An Act to Increase the Homestead Exemption
- L.D. 731 An Act to Exclude the Purchase and Lease of Telecommunications and Internet Equipment from Sales and Use Tax
- L.D. 808 An Act to Amend the Homestead Exemption Law
- L.D. 817 An Act to Require 90% of Estate Taxes Collected in Counties to Remain in the County Where Collected
- L.D. 935 An Act to Set Penalties for the Late Filing of the Tree Growth Tax Reimbursement

- L.D. 606 Resolve, Naming the East-West Highway the Ronald Reagan International Highway
- L.D. 783 An Act to Require That Farm Tractors and Skidders Driven on a Public Way be Registered and Insured
- L.D. 902 An Act to Limit Load Weights on State Roads
- L.D. 1009 An Act to Require Notification of Motor Vehicle Registration Expiration
- L.D. 1071 An Act Requiring Notification of Violation to Motor Carriers

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

Sincerely,

S/Sen. Richard P. Ruhlin S/Rep. Kenneth T. Gagnon
 Senate Chair House Chair

S/Sen. William B. O'Gara S/Rep. Joseph M. Jabar, Sr.
 Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 124

The Following Communication: S.C. 125

**STATE OF MAINE
 ONE HUNDRED AND NINETEENTH LEGISLATURE
 COMMITTEE ON TRANSPORTATION**

**STATE OF MAINE
 ONE HUNDRED AND NINETEENTH LEGISLATURE
 COMMITTEE ON UTILITIES AND ENERGY**

March 5, 1999

March 5, 1999

Honorable Mark W. Lawrence, President of the Senate
 Honorable G. Steven Rowe, Speaker of the House
 119th Maine Legislature
 State House
 Augusta, Maine 04333

Honorable Mark W. Lawrence, President of the Senate
 Honorable G. Steven Rowe, Speaker of the House
 119th Maine Legislature
 State House
 Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Transportation has voted unanimously to report the following bills out "Ought Not to Pass":

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Utilities and Energy has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 46 An Act to Require Special Identification of Motor Vehicles Driven by Holders of Driver's License Permits
- L.D. 202 An Act to Abolish the Maine Turnpike Authority
- L.D. 221 An Act to Require Helmets for Children when Riding Bicycles, All-terrain Vehicles or Snowmobiles

- L.D. 554 An Act to Provide Affordable Computer-based Information Networks
- L.D. 659 An Act to Require Companies Responsible for Billing Electrical Services to Forward the Amount Collected within 3 Days
- L.D. 672 An Act to Permit Water Utilities and Sewer and Sanitary Districts to Establish Lower Rates for Elderly Homeowners
- L.D. 710 An Act Regarding Criteria for Approval of a Public Utility Reorganization by the Public Utilities Commission

L.D. 735 An Act Authorizing the Public Utilities Commission to Award Damages to Customers Damaged by Substandard Utility Service

L.D. 1057 Resolve, Directing the Public Utilities Commission to Investigate Whether Internet Traffic Should Be Classified as Local or Toll

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Richard J. Carey
Senate Chair

S/Rep. Thomas M. Davidson
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 127

**STATE OF MAINE
DEPARTMENT OF ADMINISTRATIVE & FINANCIAL
SERVICES
BUREAU OF THE BUDGET
STATE HOUSE STATION 58
AUGUSTA, MAINE 04333**

Date: January 8, 1999

To: Honorable Angus S. King, Jr., Governor
Honorable Mark W. Lawrence, President of the Senate
Honorable Steven Rowe, Speaker of the House
Honorable Michael H. Michaud, Senate Chair
Honorable Elizabeth Townsend, House Chair
Members, Joint Standing Committee on Appropriations & Financial Affairs

From: S/John R. Nicholas, State Budget Officer

Subject: Report on the forecast of revenues and expenditures for the General Fund and the Highway Fund for the FY 00-01 biennium and the FY 02-03 biennium in accordance with Title 5, section 1665, subsection 7.

The Bureau of the Budget is pleased to present its four year budget forecast for the General Fund and the Highway Fund for the FY 00-01 biennium and the FY 02-03 biennium in accordance with Title 5, section 1665. This effort was initiated and passed into law by the 117th Legislature as fulfillment of one of the recommendations of the Special Commission on Governmental Restructuring to provide a platform for long term financial planning.

This forecast is based on the current structure of State revenues and expenditures for both the General Fund and the Highway Fund using the Governor's budget proposals for the FY 00-01 biennium as presented on January 8, 1999. As such, this product should provide an objective view of revenue and

expenditure trends over the long term as a basis for financial planning and decision making. It is important also to note that the enclosed budget forecast does not reflect any recent change proposals to the original budget submissions for the FY 00-01 biennium nor the assumption of any revenue rejections from the Revenue Forecasting Committee beyond those presented on December 4, 1998.

READ and with accompanying papers **ORDERED PLACED ON FILE**.

The Following Communication: S.C. 126

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON NATURAL RESOURCES**

March 5, 1999

The Honorable Mark W. Lawrence
President of the Senate of Maine
119th Maine Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 119th Maine Legislature, the Joint Standing Committee on Natural Resources has had under consideration the nomination of Sarah S. Stockwell of Cumberland, for reappointment to the Outdoor Heritage Fund Board.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Treat of Kennebec, Nutting of Androscoggin
	Representatives	7	Martin of Eagle Lake, Cameron of Rumford, Clark of Millinocket, Daigle of Arundel, Duplessie of Westbrook, Joy of Crystal, Tobin of Windham
NAYS		0	
ABSENT		4	Rep. Cowger of Hallowell, Rep. Etnier of Harpswell, Sen. Libby of York, Rep. McKee of Wayne

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Sarah S. Stockwell of Cumberland, for reappointment to the Outdoor Heritage Fund Board be confirmed.

Signed,

S/Sharon Anglin Treat
Senate Chair

S/John L. Martin
House Chair

READ and **ORDERED PLACED ON FILE**.

The Chair noted the absence of the Senator from Hancock, Senator **GOLDTHWAIT** and the Senator from York, Senator **LIBBY** and further excused the same Senators from today's Roll Call votes.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **NATURAL RESOURCES** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 119th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#38)

YEAS: Senators: None

NAYS: Senators: ABROMSON, AMERO, BENNETT, BENOIT, BERUBE, CAREY, CATHCART, DAGGETT, DAVIS, FERGUSON, HARRIMAN, KIEFFER, KILKELLY, KONTOS, LAFOUNTAIN, LONGLEY, MACKINNON, MICHAUD, MITCHELL, MURRAY, NUTTING, O'GARA, PARADIS, PENDLETON, PINGREE, RAND, RUHLIN, SMALL, TREAT, THE PRESIDENT - MARK W. LAWRENCE

ABSENT: Senators: CASSIDY, DOUGLASS, MILLS

EXCUSED: Senators: GOLDTHWAIT, LIBBY

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 3 Senators being absent, and 2 Senators being excused, and none being less than two-thirds of the Membership present it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and nomination of **Sarah S. Stockwell** of Cumberland, for reappointment to the Outdoor Heritage Fund Board was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication: S.C. 128

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE**

COMMITTEE ON LABOR

March 12, 1999

The Honorable Mark W. Lawrence
President of the Senate of Maine
119th Maine Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 119th Maine Legislature, the Joint Standing Committee on Labor has had under consideration the nomination of John B. Wlodkowski of Augusta, for reappointment as the Chairman of the Maine Unemployment Insurance Commission.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	1	Mills of Somerset
	Representatives	8	Hatch of Skowhegan, Davis of Falmouth, Goodwin of Pembroke, MacDougall of North Berwick, Mack of Standish, Matthews of Winslow, Samson of Jay, Treadwell of Carmel
NAYS		0	
ABSENT		4	Sen. Douglass of Androscoggin, Rep. Frechette of Biddeford, Sen. LaFountain of York, Rep. Muse of South Portland

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of John B. Wlodkowski of Augusta, for reappointment as the Chairman of the Maine Unemployment Insurance Commission be confirmed.

Signed,

S/Neria R. Douglass
Senate Chair

S/Pamela H. Hatch
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 119th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#39)

YEAS: Senators: None

NAYS: Senators: ABROMSON, AMERO, BENNETT, BENOIT, BERUBE, CAREY, CATHCART, DAGGETT, DAVIS, FERGUSON, HARRIMAN, KIEFFER, KILKELLY, KONTOS, LAFOUNTAIN, LONGLEY, MACKINNON, MICHAUD, MITCHELL, MURRAY, NUTTING, O'GARA, PARADIS, PENDLETON, PINGREE, RAND, RUHLIN, SMALL, TREAT, THE PRESIDENT - MARK W. LAWRENCE

ABSENT: Senators: CASSIDY, DOUGLASS, MILLS

EXCUSED: Senators: GOLDTHWAIT, LIBBY

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 3 Senators being absent, and 2 Senators being excused, and none being less than two-thirds of the Membership present it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and nomination of **John B. Wlodkowski** of Augusta, for reappointment as the Chairman of the Maine Unemployment Insurance Commission was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

SENATE PAPERS

Bill "An Act to Amend the Laws Relating to Development and Centralized Listing of Municipal Ordinances that Apply to Forestry Practices"

S.P. 666 L.D. 1888

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative COWGER of Hallowell and Senators: CASSIDY of Washington, MITCHELL of Penobscot, NUTTING of Androscoggin, Representatives: DUNLAP of Old Town, GOOLEY of Farmington, PIEH of Bremen, POVICH of Ellsworth, TRUE of Fryeburg.

Bill "An Act to Amend the Maine Milk Laws"

S.P. 667 L.D. 1889

Sponsored by Senator NUTTING of Androscoggin.
Cosponsored by Representative PIEH of Bremen and Senator: KILKELLY of Lincoln, Representatives: CARR of Lincoln, CROSS of Dover-Foxcroft, GILLIS of Danforth, VOLENIK of Brooklin.
Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 204.

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

Sent down for concurrence.

RESOLUTION, Proposing an Amendment to the Constitution of
Maine to Provide for Protected Capital Reserve Funds
S.P. 658 L.D. 1880

Sponsored by Senator MILLS of Somerset.
Cosponsored by Representative MURPHY of Kennebunk and
Senators: CAREY of Kennebec, DAGGETT of Kennebec,
GOLDTHWAIT of Hancock, MURRAY of Penobscot, NUTTING of
Androscoggin, Representatives: JABAR of Waterville,
LaVERDIERE of Wilton, SCHNEIDER of Durham.

Bill "An Act to Appropriate Funds for Marketing to Promote
Economic Development"
S.P. 664 L.D. 1886

Sponsored by Senator MICHAUD of Penobscot.
Cosponsored by Representative CLARK of Millinocket and
Senators: KONTOS of Cumberland, LONGLEY of Waldo,
Representative: STANLEY of Medway.

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

Sent down for concurrence.

Bill "An Act to Establish a Patients' Bill of Rights for Managed
Care"
S.P. 668 L.D. 1890

Sponsored by Senator PINGREE of Knox.
Cosponsored by Representative SAXL of Bangor and Senators:
DOUGLASS of Androscoggin, KILKELLY of Lincoln,
LaFOUNTAIN of York, President LAWRENCE of York, RAND of
Cumberland, TREAT of Kennebec, Representatives: MAYO of
Bath, SAXL of Portland.

Bill "An Act to Expand the State's Risk Management
Responsibilities"
S.P. 671 L.D. 1893

Sponsored by Senator MILLS of Somerset.

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

Sent down for concurrence.

Bill "An Act to Require Prescription Labels to Include Certain
Information"
S.P. 651 L.D. 1873

Sponsored by Senator BENOIT of Franklin.

Bill "An Act to Encourage Lending and Technical Assistance to
Natural Resource-based and Micro Businesses"
S.P. 655 L.D. 1877

Sponsored by Senator TREAT of Kennebec.
Cosponsored by Representative GREEN of Monmouth and
Senators: KILKELLY of Lincoln, LONGLEY of Waldo,
MackINNON of York, NUTTING of Androscoggin,
Representatives: COWGER of Hallowell, KNEELAND of Easton,
PIEH of Bremen.

Bill "An Act to Create a Matching Grant Fund to Provide Technical
Assistance to Small Wood Products Manufacturers"
S.P. 662 L.D. 1884

Sponsored by Senator MILLS of Somerset.
Cosponsored by Representative BAGLEY of Machias and
Senator: NUTTING of Androscoggin, Representative: WHEELER
of Bridgewater.

Resolve, to Create a Task Force to Study Counterfeiting and the
Unauthorized Sale of Consumer Goods and Labels
(EMERGENCY)
S.P. 663 L.D. 1885

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Senator: LaFOUNTAIN of York,
Representatives: COLWELL of Gardiner, FISHER of Brewer,
POVICH of Ellsworth.

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

Sent down for concurrence.

Bill "An Act to Refine Certain Theft Provisions in the Law"
S.P. 670 L.D. 1892

Sponsored by Senator NUTTING of Androscoggin.
Cosponsored by Representative BUMPS of China and Senator:
DAGGETT of Kennebec, Representative POVICH of Ellsworth.

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

Sent down for concurrence.

Bill "An Act to Improve Access for Students with Learning
Disabilities to the University of Maine System"
S.P. 653 L.D. 1875

Sponsored by Senator KONTOS of Cumberland.

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

Sent down for concurrence.

Bill "An Act to Make More Uniform the Training of Firefighters"
S.P. 656 L.D. 1878

Sponsored by Senator RUHLIN of Penobscot.
Cosponsored by Representative BERRY of Livermore and
Senators: MICHAUD of Penobscot, O'GARA of Cumberland,
PARADIS of Aroostook, Representatives: BULL of Freeport,
PERKINS of Penobscot, USHER of Westbrook.

Committee on **EDUCATION AND CULTURAL AFFAIRS**
suggested and ordered printed.

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

Bill "An Act to Increase Access to Basic Needs for Low-income
Maine Children and Families"
S.P. 657 L.D. 1879

Sponsored by Senator RAND of Cumberland.
Cosponsored by Representative TOWNSEND of Portland and
Senators: CATHCART of Penobscot, MITCHELL of Penobscot,
PARADIS of Aroostook, Representatives: BRAGDON of Bangor,
DUGAY of Cherryfield, KANE of Saco, KNEELAND of Easton,
Speaker ROWE of Portland.

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

Sent down for concurrence.

Bill "An Act to Increase the Minimum Wage"
S.P. 669 L.D. 1891

Sponsored by President LAWRENCE of York.
Cosponsored by Representative HATCH of Skowhegan,
Representative MARTIN of Eagle Lake, and Senators:
CATHCART of Penobscot, KONTOS of Cumberland,
Representatives: CAMERON of Rumford, MATTHEWS of
Winslow.

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

Sent down for concurrence.

Bill "An Act to Amend the Statutes Regarding Maine Veterans"
S.P. 672 L.D. 1894

Sponsored by Senator DAGGETT of Kennebec.
Cosponsored by Representative MAYO of Bath and Senators:
FERGUSON of Oxford, President LAWRENCE of York,
MITCHELL of Penobscot, NUTTING of Androscoggin,
Representative: GAGNE of Buckfield.

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

Sent down for concurrence.

Bill "An Act to Reform County Governance" S.P. 654 L.D. 1876

Sponsored by Senator MILLS of Somerset.

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Limit the Debt Issued by the Maine Governmental Facilities Authority S.P. 659 L.D. 1881

Sponsored by Senator AMERO of Cumberland. Cosponsored by Representative MURPHY of Kennebunk and Senators: BENNETT of Oxford, DAVIS of Piscataquis, GOLDTHWAIT of Hancock, NUTTING of Androscoggin, Representatives: BUCK of Yarmouth, CIANCHETTE of South Portland.

Bill "An Act to Provide Access to Information Services in All Communities of the State" S.P. 665 L.D. 1887

Sponsored by Senator KONTOS of Cumberland. Cosponsored by Representative BUMPS of China and Senators: DAVIS of Piscataquis, PENDLETON of Cumberland, Representatives: AHEARNE of Madawaska, BAGLEY of Machias, RICHARDSON of Greenville.

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

Sent down for concurrence.

Bill "An Act to Provide a Permanent Source of Funding for the Land for Maine's Future Fund" S.P. 652 L.D. 1874

Sponsored by Senator KONTOS of Cumberland.

Bill "An Act to Include in the Business Equipment Tax Reimbursement Program those Energy Facilities that Burn Production Residuals from Maine's Primary and Secondary Wood Products Industries" S.P. 660 L.D. 1882

Sponsored by Senator MILLS of Somerset. Cosponsored by Representative WHEELER of Bridgewater and Senator: NUTTING of Androscoggin, Representative: BAGLEY of Machias.

Bill "An Act to Ensure that Certain Land Transfers Accomplished through Stock Transfers are not Exempt from the Transfer Tax" S.P. 661 L.D. 1883

Sponsored by Senator MICHAUD of Penobscot.

Cosponsored by Senators: NUTTING of Androscoggin, TREAT of Kennebec, Representatives: SHIAH of Bowdoinham, STANLEY of Medway.

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

Sent down for concurrence.

ORDERS

Joint Resolution

On motion by Senator MITCHELL of Penobscot (Cosponsored by Representative PLOWMAN of Hampden and Senator CAREY of Kennebec, Senator CATHCART of Penobscot, Senator DAVIS of Piscataquis, Senator MICHAUD of Penobscot, Senator MURRAY of Penobscot, Representative CAMPBELL of Holden, Representative DAVIDSON of Brunswick, Representative MURPHY of Kennebunk) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 214.), the following Joint Resolution:

S.P. 650

JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO INCREASE INTERSTATE TRUCK WEIGHT LIMITS

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

WHEREAS, the issue of interstate truck weight limits is of great concern for a number of reasons; and

WHEREAS, economic development interests in northern and central Maine are increasingly frustrated at their loss of transportation productivity due to the disparity in weight limits between the state highways and the Interstate Highway System; and

WHEREAS, this disparity has resulted in the diversion of heavy through trucks from the Interstate Highway System to more congested State highways, raising safety concerns in the Legislature and in municipal groups. A fatal crash on Route 9 in Dixmont and a fuel truck crash in Augusta have further raised concern; and

WHEREAS, an increase in the interstate gross vehicle weight limit for 6-axle combination vehicles, from 80,000 pounds to between 90,000 and 95,000 pounds, is supported by an engineering review that was recently conducted by the Maine Department of Transportation; and

WHEREAS, a recommendation to increase interstate weight limits is also supported by the Maine State Police, the Maine Department of Economic and Community Development, the Maine Turnpike Authority, the Maine Better Transportation

Association, the Maine Chamber and Business Alliance and the Maine Motor Transportation Association; now, therefore, be it

RESOLVED: That We, your Memorialists, request that the President of the United States and the United States Congress amend federal law to increase the interstate gross vehicle weight limits for 6-axle combination vehicles to between 90,000 and 95,000 pounds and maintain the current freeze on longer combination vehicles; and be it further

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

READ.

On motion by Senator **PINGREE** of Knox, **TABLED** until Later in Today's Session, pending motion by Senator **MITCHELL** of Penobscot to **ADOPT**.

REPORTS OF COMMITTEES

House

Change of Committee

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, Directing Cooperation between the Department of Human Services and the Passamaquoddy Tribe in Providing Human Services Programs
H.P. 1027 L.D. 1449

Reported that the same be **REFERRED** to the Committee on **JUDICIARY**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **JUDICIARY**.

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

REFERRED to the Committee on **JUDICIARY**, in concurrence.

Ought to Pass

The Committee on **JUDICIARY** on Bill "An Act to Rename the Harassment Based on Characteristic Law"
H.P. 582 L.D. 822

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

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

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

The Committee on **NATURAL RESOURCES** on Bill "An Act to Repeal the Authorization of Lucerne-in-Maine Village Corporation to Construct Dams and Fishways"
H.P. 717 L.D. 1007

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

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

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Clarify the Membership of the Somerset County Budget Committee"
H.P. 416 L.D. 558

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

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

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass As Amended

The Committee on **BANKING AND INSURANCE** on Bill "An Act to Clarify the Duty of Insurance Agencies to Keep Records"
H.P. 438 L.D. 601

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-46)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-46)**.

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

READ ONCE.

Committee Amendment "A" (H-46) **READ** and **ADOPTED**, in concurrence.

TOMORROW ASSIGNED FOR SECOND READING.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Establish the Endowment Incentive Fund"
H.P. 77 L.D. 90

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-47).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-47).**

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

READ ONCE.

Committee Amendment "A" (H-47) **READ** and **ADOPTED**, in concurrence.

TOMORROW ASSIGNED FOR SECOND READING.

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Change the Municipal General Assistance Shelter Allowance"
H.P. 179 L.D. 257

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-45).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-45).**

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

READ ONCE.

Committee Amendment "A" (H-45) **READ** and **ADOPTED**, in concurrence.

TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on **BANKING AND INSURANCE** on Bill "An Act to Repeal the Community Rating Law"
H.P. 23 L.D. 33

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-36).**

Signed:

Senators:
LaFOUNTAIN of York
DOUGLASS of Androscoggin
ABROMSON of Cumberland

Representatives:
SAXL of Bangor
RICHARDSON of Brunswick
NUTTING of Oakland
DUDLEY of Portland
O'NEIL of Saco
SULLIVAN of Biddeford
PERRY of Bangor
GLYNN of South Portland
MAYO of Bath

The Minority of the same Committee on the same subject reported that the same **Ought Not to Pass.**

Signed:

Representative:
JONES of Pittsfield

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-36).**

Reports **READ.**

On motion by Senator **LAFOUNTAIN** of York, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-36) **READ** and **ADOPTED**, in concurrence.

TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE** on Bill "An Act to Require Auctions for Confiscated Firearms"
H.P. 86 L.D. 99

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-39).**

Signed:

Senators:
MURRAY of Penobscot
O'GARA of Cumberland
DAVIS of Piscataquis

Representatives:

POVICH of Ellsworth
FRECHETTE of Biddeford
MUSE of South Portland
CHIZMAR of Lisbon
McALEVEY of Waterboro
PEAVEY of Woolwich
O'BRIEN of Augusta
TOBIN of Dexter
SHERMAN of Hodgdon

The Minority of the same Committee on the same subject reported that the same **Ought Not to Pass.**

Signed:

Representative:

QUINT of Portland

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-39).**

Reports **READ.**

Senator **MURRAY** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

Senate

Change of Committee

Senator **KILKELLY** for the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Create a Registration Plate for Members of the Maine Snowmobile Association"

S.P. 114 L.D. 311

Reported that the same be **REFERRED** to the Committee on **TRANSPORTATION.**
Report **READ** and **ACCEPTED.**

REFERRED to the Committee on **TRANSPORTATION.**

Sent down for concurrence.

Ought to Pass

Senator **GOLDTHWAIT** for the Committee on **MARINE RESOURCES** on Bill "An Act to Strengthen Marine Fisheries Conservation Protection"

S.P. 283 L.D. 801

Reported that the same **Ought to Pass.**

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

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on **RESOLUTION**, Proposing an Amendment to the Constitution of Maine to Require a Fixed Number of Signatures on Initiative Referenda Petitions

S.P. 219 L.D. 641

Reported that the same **Ought to Pass.**

Signed:

Senators:

DAGGETT of Kennebec
CAREY of Kennebec
FERGUSON of Oxford

Representatives:

TUTTLE of Sanford
CHIZMAR of Lisbon
MAYO of Bath
HEIDRICH of Oxford
McKENNEY of Cumberland
FISHER of Brewer

The Minority of the same Committee on the same subject reported that the same **Ought Not to Pass.**

Signed:

Representatives:

LABRECQUE of Gorham
PERKINS of Penobscot
GAGNE of Buckfield

Reports **READ.**

On motion by Senator **DAGGETT** of Kennebec, the Majority **OUGHT TO PASS** Report **ACCEPTED.**

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

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

SECOND READERS

The Committee on **Bills in the Second Reading** reported the following:

House

Bill "An Act to Designate Wintergreen as the State Herb"
H.P. 12 L.D. 22

Resolve, to Name the Route 160 Bridge in Brownfield Spanning the Saco River the Charles E. Hill Bridge (EMERGENCY)
H.P. 551 L.D. 772

Bill "An Act to Provide Farm Cooperatives More Flexibility in Establishing Officers and Using Titles for Various Officers"
H.P. 770 L.D. 1093

READ A SECOND TIME and **PASSED TO BE ENGROSSED**, in concurrence.

House As Amended

Resolve, Directing a Study of the Needs of the Elderly Population with Mental Retardation
H.P. 82 L.D. 95
(C "A" H-38)

Bill "An Act to Make Corrections to the Laws Governing the County Jail Prisoner Support and Community Corrections Fund"
H.P. 113 L.D. 144
(C "A" H-40)

Bill "An Act to Allow Review of Examination-related Issues in Executive Session"
H.P. 126 L.D. 157
(C "A" H-25)

Bill "An Act Authorizing Permit-certified Police Dispatchers to Issue Temporary Permits to Operate Uninspected Vehicles"
H.P. 233 L.D. 337
(C "A" H-42)

Bill "An Act to Increase the Amount of Income That a Resident of a Nursing or Residential Care Facility Who Receives Medicaid May Retain"
H.P. 265 L.D. 369
(C "A" H-41)

Bill "An Act to Provide Funding for the Beals Island Regional Shellfish Hatchery"
H.P. 579 L.D. 819
(C "A" H-44)

READ A SECOND TIME and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

ENACTORS

The Committee on **Engrossed Bills** reported as truly and strictly engrossed the following:

Acts

An Act to Allow the Bureau of Labor Standards to Better Secure Payment of Unpaid Wages and Severance Pay for Workers
H.P. 128 L.D. 159

Senator **PINGREE** of Knox was granted unanimous consent to address the Senate off the Record.

An Act to Prohibit the Employment of Minors in Places Providing Nude Entertainment
H.P. 199 L.D. 277

Off Record Remarks

An Act to Expand the Use of Emergency Equipment on Vehicles Operated by Liquor Enforcement Officers
H.P. 269 L.D. 378

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

An Act to Make Technical Changes in the Marine Resources Laws
S.P. 284 L.D. 802

On motion by Senator **PINGREE** of Knox, **ADJOURNED**, until Wednesday, March 17, 1999, at 10:00 in the morning.

PASSED TO BE ENACTED and having been signed by the President were presented by the Secretary to the Governor for his approval.

An Act to Establish a Maine Agriculture Market and Production Development Program
S.P. 158 L.D. 478

On motion by Senator **MICHAUD** of Penobscot, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **ENACTMENT**, in concurrence.

ORDERS OF THE DAY

Unfinished Business

The following matter in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later (3/11/99) Assigned matter:

JOINT ORDER - relative to establishing the Joint Select Committee to Study 3rd-party Payments to Health Care Providers
S.P. 640

Tabled - March 11, 1999, by Senator **KILKELLY** of Lincoln.

Pending - motion by same Senator to **REFER** to the Committee on **BANKING AND INSURANCE**

(In Senate, March 11, 1999, on motion by Senator **KILKELLY** of Lincoln **READ**.)

On motion by Senator **KILKELLY** of Lincoln, **REFERRED** to the Committee on **BANKING AND INSURANCE**.

Sent down for concurrence.