

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

In Senate Chamber
Tuesday
March 23, 1999

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

Prayer by Father Frank Murray of St. Mary's Catholic Church in Bangor.

FATHER MURRAY: Let us pray. God of Heaven and earth, we honor You and praise You this day. Open us not only to Your will but to Your grace. It is Your abiding presence when recognized in our lives that truly helps us accomplish Your purposes. May the work of this Senate and our Legislature today honor the dignity of our brothers and sisters, Your children. May our efforts this day show our appreciation for the wonderful natural resources You have given our beautiful state. Finally, may our accomplishments today reflect a greater openness to our dependence on You. Truly we trust in You and we make this prayer in Your name. Amen.

Pledge of Allegiance led by Senator Jill Goldthwait of Hancock County.

Doctor of the day, Mark Bolduc, M.D., of Waterville.

Reading of the Journal of Thursday, March 18, 1999.

Off Record Remarks

ORDERS OF THE DAY

Out of order and under suspension of the Rules, the Chair laid before the Senate the following Tabled and Today Assigned matter:

Emergency Mandate

An Act to Extend the Management Plan Requirement for Forest Owners under the Maine Tree Growth Tax Law
H.P. 647 L.D. 897
(C "A" H-61)

Tabled - March 18, 1999, by Senator **MICHAUD** of Penobscot.

Pending - ENACTMENT

(In Senate, March 18, 1999, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-61)**, in concurrence.)

(In House, March 18, 1999, **PASSED TO BE ENACTED.**)

On motion by Senator **MICHAUD** of Penobscot, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-61)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-61), in concurrence.

On further motion by same Senator, Senate Amendment "A" (S-26) to Committee Amendment "A" (H-61) **READ.**

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Michaud.

Senator **MICHAUD:** Thank you Mr. President. Men and women of the Senate, what this Senate Amendment does is require the Department to absorb the financial costs. We did run this by the Chairs of the Taxation Committee and they agreed. It was voted unanimously in the Appropriations Committee to Accept the Amendment and to make sure that it is exempt from the Appropriations Table. Thank you.

On motion by Senator **MICHAUD** of Penobscot, Senate Amendment "A" (S-26) to Committee Amendment "A" (H-61) **ADOPTED.**

Committee Amendment "A" (H-61) as Amended by Senate Amendment "A" (S-26) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

PASSED TO BE ENGROSSED AS AMENDED, in **NON-CONCURRENCE.**

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

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act to Establish as an Employee Any Person Who Collects Signatures on Petitions for Direct Initiative or People's Veto Legislation for Any Person, Firm or Organization that Contracts, Subcontracts or Agrees to Collect the Signatures for Anything of Value"
H.P. 1325 L.D. 1908

In House, March 16, 1999, **REFERRED** to the Committee on **LABOR** and ordered printed.

In Senate, March 17, 1999, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed, in **NON-CONCURRENCE**.

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

On motion by Senator **RAND** of Cumberland, the Senate **RECEDED** and **CONCURRED**.

House Papers

Bill "An Act to Facilitate the Establishment of Trail Easements"
H.P. 1340 L.D. 1923

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.

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

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

Bill "An Act to Categorize Pervasive Developmental Disorder as a Neurological Disorder rather than a Mental Illness under the Insurance Laws"
H.P. 1354 L.D. 1954

Comes 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.

Bill "An Act Relating to Unfair Competition Between Nonprofit Organizations and Small Businesses"
H.P. 1348 L.D. 1948

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.

Bill "An Act to Establish the Crime of Assault Against Sports Officials"
H.P. 1344 L.D. 1944

Comes 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.

Bill "An Act to Provide for Safe and Orderly Schools"
H.P. 1346 L.D. 1946

Resolve, to Establish the Task Force to Study the Funding of and to Develop an Improved Decision-making Process for the Residential Treatment of Youth with Mental Health Issues
H.P. 1351 L.D. 1951

Comes 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 Change the Membership of the Medicaid Advisory Committee and the Board of Directors of the Maine Health Data Organization"
H.P. 1350 L.D. 1950

Bill "An Act to Simplify the Process of Determining the Eligibility of Homeless Persons for General Assistance"
H.P. 1352 L.D. 1952

Bill "An Act Regarding Youth Residence Laws"
H.P. 1356 L.D. 1955

Comes 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 Require a Waiting Period After the Completion of Certain Forensic Evaluations"
H.P. 1349 L.D. 1949

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

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

Resolve, to Require the Workers' Compensation Board to Reverse Its Decision and Find in Favor of Richard N. Pushard, Sr.
H.P. 1342 L.D. 1942

Bill "An Act to Ensure that Workers Are Informed about Their Employers' Cancellation of Workers' Compensation Insurance"
H.P. 1343 L.D. 1943

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

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

Resolve, Authorizing the Family of Adam Wilson to Sue the Town of Rockport
H.P. 1345 L.D. 1945

Comes 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 to Fully Fund Primary and Secondary Education in the State"
H.P. 1353 L.D. 1953

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

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

Joint Resolution

The following Joint Resolution: H.P. 1355

**JOINT RESOLUTION MEMORIALIZING
THE SECRETARY OF THE NAVY AND THE SECRETARY
OF DEFENSE TO NAME A SHIP IN HONOR OF
THE CITY OF BATH**

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 Secretary of the Navy, the Honorable Richard Danzig and the Secretary of Defense, the Honorable William Cohen as follows:

WHEREAS, the Bath Iron Works Corporation is currently developing and constructing the United States Navy's newest

surface combatant, along with the Avondale Shipyard in Louisiana; and

WHEREAS, the 3rd ship to be constructed and launched at the Bath Iron Works Corporation facility in the City of Bath, Maine is identified as LPD 19; and

WHEREAS, the Bath Iron Works Corporation is now in its 115th year of constructing and launching superior quality ships on the shores of the Kennebec River in the City of Bath; and

WHEREAS, the City of Bath has an international reputation for its shipbuilding heritage and shipbuilding activity, which is exemplary of the maritime legacy of the State of Maine; and

WHEREAS, the maritime heritage of the City of Bath is intrinsically linked to the history of the city itself because the success and growth of the city is so closely intertwined with the shipbuilding industry; and

WHEREAS, it would be entirely appropriate and fitting to honor the maritime history and heritage of the City of Bath by naming LPD 19 the U.S.S. Bath; now, therefore, be it

RESOLVED: That We, your Memorialists, request that LPD 19 be named the U.S.S. Bath after the City of Bath, Maine, where it was built, in order to properly honor that city for its role in the shipbuilding industry of the State and for its role in the shipbuilding history of our great seafaring nation; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Honorable Richard Danzig, Secretary of the Navy; to the Honorable William Cohen, Secretary of Defense and to each Member of the Maine Congressional Delegation.

Comes from the House, **READ** and **ADOPTED**.

READ and **ADOPTED**, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 131

**THE SENATE OF MAINE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333**

March 16, 1999

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

Dear Secretary O'Brien:

Pursuant to my authority under Chapter 506, P.L. 1997, I have appointed David Cook of Scarborough to the State Compensation Commission.

Please let me know if you have any questions regarding this appointment.

Sincerely,

S/Mark W. Lawrence
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 132

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

March 15, 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. 626 An Act to Require Wildlife Management and
Uneven-aged Forest Stand Management on
Public Reserved Lands

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

Sincerely,

S/Sen. John M. Nutting S/Rep. Wendy Pieh
Senate Chair House Chair

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

The Following Communication: S.C. 133

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

March 15, 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 Banking and Insurance has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 484 An Act to Require Insurers to Cover Procedures Performed by Licensed Denturists
- L.D. 598 An Act to Mandate that Insurance Companies Cover Eating Disorders
- L.D. 834 An Act to Provide Insurance Coverage for Wigs Required for Medical Reasons
- L.D. 866 An Act to Include a Podiatrist in the Definition of Physician
- L.D. 988 An Act to Facilitate the Collection of Data Concerning the Health Care Services Provided by Certified Nurse Practitioners and Certified Nurse Midwives
- L.D. 989 An Act to Ensure Access to Cardiac and Pulmonary Rehabilitation
- L.D. 991 An Act to Require Coverage for Services Performed by Certified Nurse Practitioners and Certified Nurse Midwives to Patients Referred by Primary Care Providers
- L.D. 992 An Act to Establish Parity for Patients of Certified Nurse Practitioners and Certified Nurse Midwives
- L.D. 1135 An Act to Ensure that a Person with Pervasive Development Disorder is Not Penalized under the Insurance Laws
- L.D. 1151 An Act to Authorize the Department of Defense, Veterans and Emergency Management to Establish a Disaster Relief Trust Fund

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. 134

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON BUSINESS AND ECONOMIC
DEVELOPMENT**

March 15, 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 Business and Economic Development has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 967 An Act Concerning Heating Sources in Public Housing
- L.D. 1233 An Act to Provide for Automated Restrooms BY REQUEST

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

Sincerely,

S/Sen. Carol A. Kontos S/Rep. Gary O'Neal
Senate Chair House Chair

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

The Following Communication: S.C. 135

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

March 15, 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. 258 An Act to Make Purposeful Misrepresentation and Stolen Identity of Another Person a Class C Crime

L.D. 651 An Act to Prohibit Leaving a Child Alone in a Motor Vehicle

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

Sincerely,

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

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 136

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

March 15, 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. 113 An Act to Provide a Tuition Exemption for Certain State Residents
L.D. 559 An Act to Prohibit the University of Maine System from Financially Supporting Greek Organizations
L.D. 1329 An Act to Apply the Approval Procedures in Municipal Charters to Locally Funded School Construction Projects
L.D. 1336 An Act to Facilitate the Transfer of Credits Between Colleges of 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. 137

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

March 15, 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. 143 An Act to Reduce Prescription Drug Costs and Increase Coverage
L.D. 150 An Act to Require a Review of Contracts between Long-term Care Facilities and Consulting Pharmacists
L.D. 169 An Act to Increase Eligibility for the Elderly Low Cost Drug Program
L.D. 170 An Act Regarding a Prescription Drug Consortium
L.D. 693 An Act to Alter the Administration of the Dental Cub Care Program
L.D. 733 An Act to Require the Department of Human Services to Pursue the Elderly Drug Waiver
L.D. 777 An Act to Require Nursing Facilities to Use Standardized Contracts
L.D. 881 An Act to Require the Department of Human Services to Pay for Child Care for Children of Teen Parents Enrolled in High School
L.D. 1106 An Act to Establish Ratios of Direct-care Providers to Nursing Home Residents
L.D. 1578 Resolve, to Amend the Elderly Low-cost Drug Program

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

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

The Following Communication: S.C. 138

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

March 15, 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 Inland Fisheries and Wildlife has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 66 An Act to Establish Licensing Requirements for Boat Operators BY REQUEST
- L.D. 83 An Act to Restrict Large Motors on Small Lakes
- L.D. 133 An Act Regarding Portable Tree Stands BY REQUEST
- L.D. 138 An Act to Promote the "Hooked on Fishing Not on Drugs" Program
- L.D. 309 An Act Regarding the Funding of Search and Rescue Efforts by the Department of Inland Fisheries and Wildlife
- L.D. 326 An Act to Allow a Person Who Possesses an Archery Hunting License to Shoot a Deer During the Regular Hunting Season
- L.D. 401 An Act to Promote the Hunters for the Hungry Program
- L.D. 419 An Act to Amend the Laws Pertaining to Turkey Hunting
- L.D. 524 An Act to Reauthorize and Expand the Special Archery Season on Deer
- L.D. 561 An Act to Allow Persons 65 Years of Age and Older to Shoot a Deer of Either Sex

L.D. 916 An Act to Expand Deer Hunting Opportunities for Juvenile Hunters

L.D. 972 An Act to Allow Hunters to Kill One Deer During Each Hunting Season

L.D. 1103 An Act to Lower the September Bowhunting License Fee

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

Sincerely,

S/Sen. Marge L. Kilkelly
Senate Chair

S/Rep. Matthew Dunlap
House Chair

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

The Following Communication: S.C. 139

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

March 15, 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 Judiciary has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 72 An Act to Require Small Claims to be Brought in the County where the Transaction Occurred
- L.D. 748 An Act to Strengthen the Collection of Money Judgments
- L.D. 788 An Act to Clarify the Deceptive Trade Practices Act
- L.D. 925 An Act to Create a Superlien for Condominium Association Assessments
- L.D. 1098 An Act to Create a Respondent's Bill of Rights in Adjudicatory Proceedings
- L.D. 1156 An Act to Repeal the Elective Share Available to Surviving Spouses under the Probate Code
- L.D. 1223 An Act to Clarify the Immunity for Charitable Directors, Officers and Volunteers

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

Sincerely,

S/Sen. Susan W. Longley S/Rep. Richard H. Thompson
Senate Chair House Chair

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

The Following Communication: S.C. 140

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

March 15, 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. 349 An Act to Require the State to Pay Medicare Costs for Retired State Employees and Retired Teachers

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

Sincerely,

S/Sen. Neria R. Douglass S/Rep. Pamela H. Hatch
Senate Chair House Chair

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

The Following Communication: S.C. 141

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

March 15, 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":

L.D. 653 An Act to Limit to 5 Days per Week the Taking of Elvers in Hand Dip Nets

L.D. 816 An Act to Change the Size of Rings on Scallop Drags

L.D. 843 An Act to Regulate Anchors Used in Elver Fishing

L.D. 962 An Act to Regulate the Dragging of Scallops on the Medomak River

L.D. 974 An Act to Amend the Laws Regarding Elver Fishing

L.D. 1003 An Act to Allow for Navigation in Areas of Elver Fishing

L.D. 1113 An Act to Prohibit Elver Fyke Nets on Certain Rivers

L.D. 1154 An Act to Make November 1st the Opening Day of the Scallop Season throughout the State

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. 142

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

March 15, 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 Natural Resources has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 921 An Act to Opt Out of the Requirement to Use Reformulated Gas
- L.D. 940 An Act to Permit Property Owners to Put Sand on and Rake Their Beaches
- L.D. 1212 Resolve, to Replace Reformulated Gasoline and Require an Alternative Reid Vapor Pressure/Low-sulfur Substitute for the State

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

Sincerely,

S/Sen. Sharon Anglin Treat S/Rep. John L. Martin
 Senate Chair House Chair

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

The Following Communication: S.C. 143

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

March 15, 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. 67 An Act to Require That Municipal Map and Lot Numbers Be on Deeds prior to Recording
- L.D. 411 An Act to Amend the Amount of Retainage on Public Building Contracts
- L.D. 683 An Act to Allow the Revocation of Certain Licenses and Automobile Registrations for Payment by an Insufficient Funds Check
- L.D. 818 An Act to Require Municipal Police Departments to Assist When Called Upon by the State Police on the Interstate Highways under Certain Circumstances

- L.D. 924 An Act to Require That a Harbor Master be Appointed by the Municipal Officers

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. Ahearn
 Senate Chair House Chair

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

The Following Communication: S.C. 144

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

March 15, 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. 101 An Act to Provide a State Income Tax Deduction for Rent
- L.D. 355 An Act to Provide Tax Relief to Working Parents and Guardians of Children in Day Care
- L.D. 414 An Act to Allow a Municipality to Request a Joint Check from the Circuit Breaker Program in the Event of Nonpayment of Taxes
- L.D. 417 An Act to Reduce the Threshold at which the State Sales Tax is Automatically Reduced
- L.D. 582 An Act to Increase Income Tax Credit for Child Care Expenses
- L.D. 676 An Act to Increase the Standard Deduction for Maine Income Tax to Help Working Families
- L.D. 707 An Act to Exempt from Income Tax Pension Income Earned Outside of the State
- L.D. 883 An Act to Increase the Premium on Liquor BY REQUEST

L.D. 895 An Act to Streamline Sales and Use Tax Reporting

Senate Chair

House Chair

L.D. 934 An Act to Prohibit Tax Revenues from Being Diverted from the Unorganized Territories

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

L.D. 939 An Act to Exempt Maine Residents on Active Military Duty from State Income Tax

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

Sincerely,

S/Sen. Richard P. Ruhlman
Senate Chair

S/Rep. Kenneth T. Gagnon
House Chair

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

The Following Communication: S.C. 145

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

March 15, 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 Utilities and Energy has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 580 An Act to Clarify the Voting Rights of Persons Residing in Certain Sanitary Districts

L.D. 795 An Act to Except Grading from Definition of Excavation in Dig Safe Law

L.D. 894 An Act to Facilitate Price Comparisons for Utility Service

L.D. 907 An Act to Facilitate the Transition to Electric Utility Competition

L.D. 1273 An Act to Encourage Utility Efficiency

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

Sincerely,

S/Sen. Richard J. Carey

S/Rep. Thomas M. Davidson

The Following Communication: S.C. 146

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

March 18, 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. 264 An Act to Establish English as the Official State Language

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. Ahearn
Senate Chair House Chair

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

SENATE PAPERS

Resolve, to Transfer a Parcel of State Land to the Town of Carrabassett Valley
S.P. 699 L.D. 1974

Sponsored by Senator BENOIT of Franklin.
Cosponsored by Representative McGLOCKLIN of Embden.

Bill "An Act to Limit the Percentage of Forest Products Harvested from Certain Lands That May Be Sold to a Foreign Country"
S.P. 704 L.D. 1979

Sponsored by Senator CASSIDY of Washington.
Cosponsored by Senator: BENOIT of Franklin, Representatives: COLLINS of Wells, HATCH of Skowhegan, MENDROS of Lewiston, WHEELER of Eliot.

Bill "An Act to Provide Labeling for Cider"
S.P. 705 L.D. 1980

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative RINES of Wiscasset and Senators: KIEFFER of Aroostook, NUTTING of Androscoggin, Representatives: COWGER of Hallowell, GOOLEY of Farmington, PERKINS of Penobscot, PIEH of Bremen, VOLENIK of Brooklin.

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

Sent down for concurrence.

Bill "An Act to Increase the Availability of Home Care Services for Maine's Elderly" (EMERGENCY)
S.P. 698 L.D. 1973

Sponsored by Senator BENNETT of Oxford.

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

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

Resolve, to Establish a Commission to Encourage Incorporations in Maine (EMERGENCY)
S.P. 697 L.D. 1972

Sponsored by Senator BENNETT of Oxford.
(See action later today.)

Bill "An Act to Revise the Accountancy Laws"
S.P. 706 L.D. 1981

Sponsored by Senator HARRIMAN of Cumberland.
Cosponsored by Senators: DOUGLASS of Androscoggin, MACKINNON of York, Representative: BOLDUC of Auburn.

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

Sent down for concurrence.

On motion by Senator **RAND** of Cumberland, the Senate **RECONSIDERED** whereby it **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** the following:

Resolve, to Establish a Commission to Encourage Incorporations in Maine (EMERGENCY)
S.P. 697 L.D. 1972

On further motion same Senator, **TABLED** until Later in Today's Session, pending **REFERENCE.**

Bill "An Act to Promote Equitable Educational Opportunities"
S.P. 700 L.D. 1975

Sponsored by Senator MITCHELL of Penobscot.
Cosponsored by Senators: CATHCART of Penobscot, DAVIS of
Piscataquis, Representatives: JONES of Pittsfield, KASPRZAK of
Newport, PLOWMAN of Hampden, STEDMAN of Hartland.

Bill "An Act to Amend the Funding Formula Components that
Determine the State and Local Share of School Funding"
S.P. 701 L.D. 1976

Sponsored by Senator CATHCART of Penobscot.
Cosponsored by Representative DUNLAP of Old Town and
Representatives: BAKER of Bangor, SANBORN of Alton,
STEVENS of Orono, WILLIAMS of Orono.

Bill "An Act to Support the Graduate Education of Speech
Pathologists for Maine Schools"
S.P. 703 L.D. 1978

Sponsored by Senator CATHCART of Penobscot.
Cosponsored by Senator: KILKELLY of Lincoln, Representatives:
BAKER of Bangor, BRENNAN of Portland, FULLER of
Manchester, QUINT of Portland, STEVENS of Orono, WILLIAMS
of Orono.

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

Sent down for concurrence.

Bill "An Act to Allow the Taking of Endangered or Threatened
Species Under the Authority of the Department of Inland Fisheries
and Wildlife"
S.P. 708 L.D. 2017

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative DUNLAP of Old Town.
Submitted by the Department of Inland Fisheries and Wildlife
pursuant to Joint Rule 204.

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

Sent down for concurrence.

Bill "An Act Regarding Property Tax Liens"
S.P. 696 L.D. 1971

Sponsored by Senator CATHCART of Penobscot.
Cosponsored by Senators: DAGGETT of Kennebec, RUHLIN of
Penobscot, Representatives: STEVENS of Orono, WILLIAMS of
Orono.

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

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

Bill "An Act to Provide a Reward for Certain Tax Information"
S.P. 707 L.D. 2016

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative GAGNON of Waterville and
Senators: KIEFFER of Aroostook, RUHLIN of Penobscot,
Representatives: HONEY of Boothbay, MAYO of Bath, TRIPP of
Topsham.

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

Sent down for concurrence.

Bill "An Act to Create the Farmington Falls Standard Water
District" (EMERGENCY)
S.P. 702 L.D. 1977

Sponsored by Senator BENOIT of Franklin.
Cosponsored by Representative GOOLEY of Farmington and
Representatives: LaVERDIERE of Wilton, SAMSON of Jay.

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

Sent down for concurrence.

Off Record Remarks

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **STATE AND LOCAL
GOVERNMENT** on Bill "An Act to Require Legislative Approval to
Lease Land to the Federal Government"

H.P. 275 L.D. 383

Reported that the same **Ought to Pass as Amended by
Committee Amendment "A" (H-35)**.

Signed:

Senators:
PENDLETON of Cumberland
GOLDTHWAIT of Hancock
DAVIS of Piscataquis

Representatives:

AHEARNE of Madawaska
BAGLEY of Machias
RINES of Wiscasset
McDONOUGH of Portland
BUMPS of China
KASPRZAK of Newport
JODREY of Bethel
RICHARDSON of Greenville
GERRY of Auburn

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

Signed:

Representative:

TWOMEY of Biddeford

Comes from the House with the Bill and accompanying papers **RULED NOT PROPERLY BEFORE THE BODY.**

Reports **READ.**

On motion by Senator **RAND** of Cumberland, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT.**

Senate

Ought to Pass

Senator FERGUSON for the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Change the Percent of Gross Sales of Tri-State Lotto That May Be Paid Out As Prizes" S.P. 373 L.D. 1074

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

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

READ ONCE.

Senator **RAND** of Cumberland moved to **TABLE** until Later in Today's Session. Subsequently, the same Senator requested and received leave of the Senate to withdraw her motion to **TABLE** until Later in Today's Session.

TOMORROW ASSIGNED FOR SECOND READING.

Senator DAGGETT for the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Clarify the Laws Regarding Fund Raising During the Legislative Session" (EMERGENCY)

S.P. 575 L.D. 1655

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

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

READ ONCE.

Senator **AMERO** of Cumberland moved to **TABLE** until Later in Today's Session. Subsequently, the same Senator requested and received leave of the Senate to withdraw her motion to **TABLE** until Later in Today's Session.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ACCEPTED** the **OUGHT TO PASS** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF THE REPORT.**

Ought to Pass As Amended

Senator PARADIS for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Allow the State's Laboratory Certification Program to be Consistent with National Environmental Laboratory Accreditation Program Standards" S.P. 263 L.D. 758

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-23).**

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

READ ONCE.

Committee Amendment "A" (S-23) **READ** and **ADOPTED.**

TOMORROW ASSIGNED FOR SECOND READING.

Senator DAGGETT for the Committee on **LEGAL AND VETERANS AFFAIRS** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Amend the Timing of Elections Following the Submission of a Petition for People's Veto S.P. 52 L.D. 122

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-24).**

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

READ ONCE.

Committee Amendment "A" (S-24) **READ** and **ADOPTED.**

TOMORROW ASSIGNED FOR SECOND READING.

Senator FERGUSON for the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Amend the Beano and Games of Chance Statutes"

S.P. 61 L.D. 131

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-25).**

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

READ ONCE.

Committee Amendment "A" (S-25) **READ** and **ADOPTED**.

TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Eliminate the Requirement of Cash on Delivery for Beer and Wine Sales to Businesses"

S.P. 296 L.D. 868

Reported that the same **Ought Not to Pass.**

Signed:

Senators:

DAGGETT of Kennebec
CAREY of Kennebec
FERGUSON of Oxford

Representatives:

TUTTLE of Sanford
CHIZMAR of Lisbon
FISHER of Brewer
GAGNE of Buckfield
LABRECQUE of Gorham
HEIDRICH of Oxford
PERKINS of Penobscot
McKENNEY of Cumberland

The Minority of the same Committee on the same subject reported that the same **Ought to Pass.**

Signed:

Representative:

MAYO of Bath

Reports **READ**.

On motion by Senator **DAGGETT** of Kennebec, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act to Amend the Law regarding Reportable Motor Vehicle Accidents"

S.P. 123 L.D. 320

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

Signed:

Senators:

O'GARA of Cumberland
CASSIDY of Washington

Representatives:

JABAR of Waterville
FISHER of Brewer
COLLINS of Wells
LINDAHL of Northport
BOUFFARD of Lewiston
SAVAGE of Union
WHEELER of Bridgewater

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

Signed:

Representatives:

CAMERON of Rumford
WHEELER of Eliot

Reports **READ**.

On motion by Senator **O'GARA** of Cumberland, the Majority **OUGHT TO PASS** Report **ACCEPTED**.

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

THE PRESIDENT: The Chair is pleased to recognize in the rear of the Chamber the Class A State Ice Hockey Champions from St. Dominic's High School. The 22 members are here with their coach, Bob Boucher. Would they please wave and receive the greetings of the Senate.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Berube.

Senator **BERUBE:** Thank you, Mr. President. In the number of students St. Dominic's is a small school, but in terms of heart, of enthusiasm, in scholastic and athletic achievements, they are very, very big. During the last 26 years, I believe no high school in Maine has had an undefeated record. But they did this year. So it proves that they don't know the words 'give up'. I'm proud that my two children are graduates of St. Dom's and I think these young people are a credit to their school, their families, and to themselves. They are true champions. Thank you.

SECOND READERS

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

House

Bill "An Act Regarding Hunting Implements" H.P. 286 L.D. 394

Resolve, to Permit the Maine Warden Service to Return a Donated All-terrain Vehicle to the Donor H.P. 349 L.D. 465

Bill "An Act to Transfer Responsibilities of the Advisory Committee on Improving Outdoor Recreational Opportunities for Persons with Disabilities to the Statewide Independent Living Council" H.P. 642 L.D. 892

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

House As Amended

Bill "An Act to Amend the Mexico Water District Charter" H.P. 50 L.D. 64 (C "A" H-60)

Bill "An Act to Amend the Charter of the Mars Hill Utility District" H.P. 96 L.D. 109 (C "A" H-59)

Bill "An Act to Amend the Lien Enforcement Procedure for the Topsham Sewer District" H.P. 409 L.D. 551 (C "A" H-58)

Bill "An Act Relating to the Protection of Maine Consumers in the Telecommunications Market" (EMERGENCY) H.P. 428 L.D. 570 (C "A" H-56)

Bill "An Act to Repeal the Chemical Substance Identification Law" H.P. 432 L.D. 574 (C "A" H-53)

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

Bill "An Act to Clarify the Jurisdiction of the Public Utilities Commission with Regard to Wireless Carriers" H.P. 399 L.D. 541 (C "A" H-57)

READ A SECOND TIME.

On motion by Senator **CAREY** of Kennebec, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-57), in concurrence.

On further motion by same Senator, Senate Amendment "A" (S-27) to Committee Amendment "A" (H-57) **READ** and **ADOPTED.**

Committee Amendment "A" (H-57) as Amended by Senate Amendment "A" (S-27) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

PASSED TO BE ENGROSSED AS AMENDED, in **NON-CONCURRENCE.**

Sent down for concurrence.

Off Record Remarks

ENACTORS

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

**Resolve Pursuant to the Constitution
Public Land**

Resolve, Authorizing the Director of the Bureau of Parks and Land to Convey a Well and Waterline Easement S.P. 270 L.D. 763

In accordance with the provisions of Article IX, Section 23 of the Constitution, this required the affirmative vote of two-thirds of the entire elected Membership of the Senate. 30 Senators having voted in the affirmative and no Senators having voted in the negative, with 5 Senators being absent, and 30 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Acts

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

An Act to Give the Probate Court Power to Order Child Support in Cases Involving Guardianship of a Minor S.P. 27 L.D. 38 (C "A" S-19)

An Act to Allow Review of Examination-related Issues in Executive Session

H.P. 126 L.D. 157
(C "A" H-25)

An Act to Allow Police Employees to Issue Temporary Permits to Operate Unregistered and Uninspected Vehicles

H.P. 233 L.D. 337
(C "A" H-42)

An Act to Exempt Free Clinics from Payment of Pharmaceutical Registration Fees

S.P. 168 L.D. 505
(C "A" S-20)

An Act to Provide Farm Cooperatives More Flexibility in Establishing Officers and Using Titles for Various Officers

H.P. 770 L.D. 1093

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 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)

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

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)

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

An Act to Prohibit the Negotiation of Severance Pay Lower than the State Minimum

S.P. 156 L.D. 476
(S "A" S-17)

On motion by Senator **AMERO** of Cumberland, **TABLED** until Later in Today's Session, pending **ENACTMENT**.

An Act to Provide Funding for the Beals Island Regional Shellfish Hatchery

H.P. 579 L.D. 819
(C "A" H-44)

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

Resolve

Resolve, Directing a Study of the Needs of the Elderly Population with Mental Retardation

H.P. 82 L.D. 95
(C "A" H-38)

FINALLY PASSED and having been signed by the President was presented by the Secretary to the Governor for his approval.

ORDERS OF THE DAY

Unfinished Business

The following matters 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:

Bill "An Act to Improve the Quality of Child Care"
S.P. 648 L.D. 1828

Tabled - March 11, 1999, by Senator **PINGREE** of Knox.

Pending - **REFERENCE**

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

On motion by Senator **PINGREE** of Knox, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

(See action later today.)

The Chair laid before the Senate the following Tabled and Later (3/18/99) Assigned matter:

Bill "An Act to Create Staff Positions at the Maine Commission on Domestic Abuse"

S.P. 689 L.D. 1935

Tabled - March 18, 1999, by Senator **PINGREE** of Knox.

Pending - **REFERENCE**

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

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

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (3/17/99) Assigned matter:

Bill "An Act to Require Disclosure of Vital Information When a Conservation Easement or Preservation Interest is Created"
H.P. 1281 L.D. 1842

Tabled - March 17, 1999, by Senator **PINGREE** of Knox.

Pending - **REFERENCE**

(In House, March 16, 1999, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.)

On motion by Senator **PINGREE** of Knox, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (3/18/99) Assigned matter:

Bill "An Act to Fund a Minimum Level of Services for Deaf and Hard-of-Hearing Persons in all Regions of the State"
S.P. 693 L.D. 1939

Tabled - March 18, 1999, by Senator **PINGREE** of Knox.

Pending - **REFERENCE**

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

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

Sent down for 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 Fulfill the Requirements of the Electric Restructuring Act" (EMERGENCY)
H.P. 1393 L.D. 1998

Comes 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.

On motion by Senator **PINGREE** of Knox, the Senate **RECONSIDERED** whereby it **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** the following:

Bill "An Act to Improve the Quality of Child Care"
S.P. 648 L.D. 1828

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **REFERENCE**.

ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

Bill "An Act to Increase the Availability of Home Care Services for Maine's Elderly" (EMERGENCY)
S.P. 698 L.D. 1973

Tabled - March 23, 1999, by Senator **MICHAUD** of Penobscot.

Pending - **REFERENCE**

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

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

Sent down for concurrence.

Off Record Remarks

Senator **BENOIT** of Franklin was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

Senator **KILKELLY** of Lincoln was granted unanimous consent to address the Senate off the Record.

Senator **NUTTING** of Androscoggin was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

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

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

Senator **DAVIS** of Piscataquis was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

Senator **BENOIT** of Franklin was granted unanimous consent to address the Senate off the Record.

On motion by Senator **PINGREE** of Knox, **ADJOURNED**, until Wednesday, March 24, 1999, at 10:00 in the morning.