

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred And Sixteenth Legislature

OF THE

State Of Maine

VOLUME III

FIRST REGULAR SESSION

Senate

December 2, 1992 to May 18, 1993

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

In Senate Chamber
Thursday
February 4, 1993

Senate called to Order by the President, Dennis L. Dutremble of York.

Prayer by the Honorable Stephen E. Hall of Piscataquis.

SENATOR STEPHEN E. HALL: Let us pray. Our Heavenly Father we ask for you to watch over us as we come and go from our homes to this great capitol. We thank you for the spirit of cooperation which prevails over this body today. We ask that you give us the wisdom and common sense to perform our duties to better preserve our glorious state and its people. We ask this in Jesus' name. Amen.

Reading of the Journal of Tuesday, February 2, 1993.

Out of order and under suspension of the Rules, on motion by Senator **BUSTIN** of Kennebec, the following Joint Order:

S.P. 110

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, February 9, 1993, at ten o'clock in the morning.

Which was **READ** and **PASSED**.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Provide Funds for the Maine National Guard" (Emergency)
H.P. 170 L.D. 222

Bill "An Act to Increase the Earnings Cap of a Disability Retirement Benefit"
H.P. 180 L.D. 232

Come from the House referred to the Committee on **AGING, RETIREMENT & VETERANS** and **ORDERED PRINTED**.

Which were referred to the Committee on **AGING, RETIREMENT & VETERANS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Exempt Certain Greenhouse and Nursery Owners from Licensing Fees"
H.P. 166 L.D. 218

Comes from the House referred to the Committee on **AGRICULTURE** and **ORDERED PRINTED**.

Which was referred to the Committee on **AGRICULTURE** and **ORDERED PRINTED**, in concurrence.

Bill "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1994 and June 30, 1995" (Emergency)
H.P. 215 L.D. 283

Bill "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1994 and June 30, 1995" (Emergency)
H.P. 216 L.D. 284

Come from the House referred to the Committee on **APPROPRIATIONS & FINANCIAL AFFAIRS** and **ORDERED PRINTED**.

Which were referred to the Committee on **APPROPRIATIONS & FINANCIAL AFFAIRS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Require Health Insurance to Pay for Weight-loss Programs"
H.P. 172 L.D. 224

Bill "An Act to Amend the Membership of the State Employee Health Commission"
H.P. 200 L.D. 262

Come from the House referred to the Committee on **BANKING & INSURANCE** and **ORDERED PRINTED**.

Which were referred to the Committee on **BANKING & INSURANCE** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to License Flight Nurses within the Emergency Medical Services System" (Emergency)
H.P. 210 L.D. 272

Comes from the House referred to the Committee on **BUSINESS LEGISLATION** and **ORDERED PRINTED**.

Which was referred to the Committee on **BUSINESS LEGISLATION** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Revise the Correctional Facility Board of Visitors Laws"
H.P. 212 L.D. 274

Comes from the House referred to the Joint Select Committee on **CORRECTIONS** and **ORDERED PRINTED**.

Which was referred to the Joint Select Committee on **CORRECTIONS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Permit Children 5 Years of Age to Enter Grade One"
H.P. 184 L.D. 236

Bill "An Act Regarding the Approval of School Warrants by Municipal Officers"
H.P. 185 L.D. 237

Bill "An Act Regarding Career Counseling of High School Students"
H.P. 204 L.D. 266

Comes from the House referred to the Committee on **EDUCATION** and **ORDERED PRINTED**.

Which were referred to the Committee on **EDUCATION** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Amend the Shoreland Zoning Law"
H.P. 168 L.D. 220

Bill "An Act Regarding Dam Registration Fees"
H.P. 173 L.D. 225

Bill "An Act to Establish Uniform Procedures and Standards for Administrative Consent Agreements"
H.P. 179 L.D. 231

Bill "An Act to Extend the Operating Deadline for Municipal Solid Waste Landfills" (Emergency)
H.P. 191 L.D. 254

Bill "An Act to Allow the Use of Advanced Lightweight Beverage Containers"
H.P. 193 L.D. 256

Bill "An Act to Clarify the Municipal Role in Growth Management"
H.P. 195 L.D. 258

Bill "An Act to Encourage the Recycling of Tires from Municipal Landfills"
H.P. 209 L.D. 271

Comes from the House referred to the Committee on **ENERGY & NATURAL RESOURCES** and **ORDERED PRINTED**.

Which were referred to the Committee on **ENERGY & NATURAL RESOURCES** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Amend the Laws Governing the Task Force on Defense Realignment and the Economy" (Emergency)
H.P. 194 L.D. 257

Comes from the House referred to the Committee on **HOUSING & ECONOMIC DEVELOPMENT** and **ORDERED PRINTED**.

Which was referred to the Committee on **HOUSING & ECONOMIC DEVELOPMENT** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Enhance Resources of the Division for the Blind and Visually Impaired"
H.P. 171 L.D. 223

Bill "An Act to Provide Assistance to Homeless Persons with Mental Illness" (Emergency)
H.P. 187 L.D. 239

Bill "An Act to Reduce Hospital Costs"
H.P. 197 L.D. 259

Bill "An Act to Restore the Availability of Prescription Drugs to Persons With HIV or AIDS" (Emergency)
H.P. 203 L.D. 265

Bill "An Act to Facilitate the Transport of Bodies Out of State by Funeral Directors"
H.P. 206 L.D. 268

Come from the House referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**.

Which were referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Restrict Administrative Costs of the Designated Protection and Advocacy Agency"
H.P. 178 L.D. 230

Committee on **APPROPRIATIONS & FINANCIAL AFFAIRS** suggested and **ORDERED PRINTED**.

Comes from the House referred to the Committee on **HUMAN RESOURCES**.

Which was referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Clarify the Liability of Fire Chiefs"
H.P. 169 L.D. 221

Bill "An Act to Increase the Days on Which Protective Custody Hearings Are Held"
H.P. 175 L.D. 227

Bill "An Act to Change the Statutory Provisions Applying to the Dissemination of the Records and Reports Maintained by the State Police"
H.P. 188 L.D. 240

Bill "An Act to Require the Use of Standardized Evidence Kits for Cases of Gross Sexual Assault"
H.P. 198 L.D. 260

Bill "An Act Protecting the Assets of Persons Accused of Crimes as Needed to Hire Legal Counsel"
H.P. 199 L.D. 261

Bill "An Act Concerning Court Approval of Minor Settlements"
H.P. 205 L.D. 267

Come from the House referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**.

Which were referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Prevent Intoxication-related Injuries, Deaths and Damages"
H.P. 182 L.D. 234

Comes from the House referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**.

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

Bill "An Act to Clarify an Exemption in the Laws Governing Unemployment Compensation"
H.P. 177 L.D. 229

Bill "An Act to Conform Maine Law Related to Commission Salespersons with Federal Law"
H.P. 183 L.D. 235

Come from the House referred to the Committee on **LABOR** and **ORDERED PRINTED**.

Which were referred to the Committee on **LABOR** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Require Health Insurance for Laborers on Public Works Projects"
H.P. 167 L.D. 219

Committee on **BANKING & INSURANCE** suggested and **ORDERED PRINTED**.

Comes from the House referred to the Committee on **LABOR**.

Which was referred to the Committee on **LABOR** and **ORDERED PRINTED**, in concurrence.

Bill "An Act Concerning Maine Wineries and Microbreweries" (Emergency)
H.P. 190 L.D. 253

Bill "An Act to Reduce Access by Minors to Alcoholic Beverages in Agency Stores"
H.P. 201 L.D. 263

Bill "An Act to Mandate Suspension of a Minor's Operator's License for Possession of Alcohol in a Motor Vehicle"

H.P. 208 L.D. 270

Come from the House referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**.

Which were referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Establish Cod Hatcheries"

H.P. 211 L.D. 273

Comes from the House referred to the Committee on **MARINE RESOURCES** and **ORDERED PRINTED**.

Which was referred to the Committee on **MARINE RESOURCES** and **ORDERED PRINTED**, in concurrence.

Bill "An Act Concerning Ice-fishing Shacks" (Emergency)

H.P. 192 L.D. 255

Committee on **STATE & LOCAL GOVERNMENT** suggested and **ORDERED PRINTED**.

Comes from the House referred to the Committee on **MARINE RESOURCES**.

Which was referred to the Committee on **MARINE RESOURCES** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Allow Game Wardens to Receive Remuneration for Serving in Elected Municipal or County Positions"

H.P. 174 L.D. 226

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Protect State Parks

H.P. 176 L.D. 228

Bill "An Act to Amend the Laws Governing Paper Streets"

H.P. 186 L.D. 238

Bill "An Act to Amend the Employee Suggestion System"

H.P. 213 L.D. 275

Come from the House referred to the Committee on **STATE & LOCAL GOVERNMENT** and **ORDERED PRINTED**.

Which were referred to the Committee on **STATE & LOCAL GOVERNMENT** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Create a Presumption of Domicile for Income Tax Purposes"

H.P. 189 L.D. 252

Comes from the House referred to the Committee on **TAXATION** and **ORDERED PRINTED**.

Which was referred to the Committee on **TAXATION** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Repeal Point-of-sale Fees for Future Disposal of Certain Items"

H.P. 214 L.D. 276

Committee on **ENERGY & NATURAL RESOURCES** suggested and **ORDERED PRINTED**.

Comes from the House referred to the Committee on **TAXATION**.

Which was referred to the Committee on **TAXATION** and **ORDERED PRINTED**, in concurrence.

Bill "An Act Regarding Motorized Wheelchairs"

H.P. 202 L.D. 264

Bill "An Act to Create A Special License Plate for Blue Knights"

H.P. 207 L.D. 269

Come from the House referred to the Committee on **TRANSPORTATION** and **ORDERED PRINTED**.

Which were referred to the Committee on **TRANSPORTATION** and **ORDERED PRINTED**, in concurrence.

Off Record Remarks

COMMUNICATIONS

Sent down for concurrence.

The Following Communication: S.P. 109

116TH MAINE LEGISLATURE

February 2, 1993

Senator Mark W. Lawrence
Rep. Paul F. Jacques
Chairpersons
Joint Standing Committee on Energy and Natural Resources
116th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Norman A. Dean of Madison for appointment to the Board of Environmental Protection.

Pursuant to Title 38, MRSA Section 341-C, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

Sincerely,

S/Dennis L. Dutremble
President of the Senate

S/John L. Martin
Speaker of the House

Which was **READ** and **REFERRED** to the Committee on **ENERGY AND NATURAL RESOURCES**.

Sent down for concurrence.

SENATE PAPERS

Bill "An Act to Protect the Future of the United States Naval Shipyard at Kittery" (Emergency)
S.P. 114 L.D. 315

Presented by Senator **LAWRENCE** of York
Cosponsored by Representative **LEMONT** of Kittery and
Senators: **CARPENTER** of York, **DUTREMBLE** of York, **ESTY** of Cumberland, **SUMMERS** of Cumberland, **TITCOMB** of Cumberland,
Representatives: **CARLETON** of Wells, **CARON** of Biddeford, **CARR** of Sanford, **DUTREMBLE** of Biddeford, **FARNUM** of South Berwick, **GEAN** of Alfred, **HALE** of Sanford, **KERR** of Old Orchard Beach, **LIBBY** of Buxton, **LIBBY** of Kennebunk, **LORD** of Waterboro, **MARSHALL** of Eliot, **MURPHY** of Berwick, **NADEAU** of Saco, **OTT** of York, **PENDLETON** of Scarborough, **PLOURDE** of Biddeford, **TRUE** of Fryeburg, **WENTWORTH** of Arundel

Which was referred to the Committee on **HOUSING & ECONOMIC DEVELOPMENT** and **ORDERED PRINTED**.

Bill "An Act Regarding Parental Resources in Medicaid Eligibility Determinations for Certain Children's Services"

S.P. 113 L.D. 314

Presented by Senator **BUSTIN** of Kennebec
Cosponsored by Senator **PARADIS** of Aroostook

Which was referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Protect Reproductive Privacy in Maine"

S.P. 117 L.D. 318

Presented by Senator **CAHILL** of Sagadahoc
(GOVERNOR'S BILL)
Cosponsored by Senator **CONLEY** of Cumberland, Representative **FARNSWORTH** of Hallowell and
Senators: **AMERO** of Cumberland, **BALDACCI** of Penobscot, **BRANNIGAN** of Cumberland, **BUSTIN** of Kennebec, **CARPENTER** of York, **CLEVELAND** of Androscoggin, **ESTY** of Cumberland, **HARRIMAN** of Cumberland, **LAWRENCE** of York, **MCCORMICK** of Kennebec, **O'DEA** of Penobscot, **PINGREE** of Knox, **SUMMERS** of Cumberland, **TITCOMB** of Cumberland, **VOSE** of Washington,
Representatives: **ADAMS** of Portland, **AULT** of Wayne, **BENNETT** of Norway, **BOWERS** of Washington, **BRENNAN** of Portland, **CAMERON** of Rumford, **CARLETON** of Wells, **CARROLL** of Gray, **CATHCART** of Orono, **CHASE** of China, **COLES** of Harpswell, **CONSTANTINE** of Bar Harbor, **COTE** of Auburn, **DORE** of Auburn, **FAIRCLOTH** of Bangor, **FARNUM** of South Berwick, **FITZPATRICK** of Durham, **FOSS** of Yarmouth, **GEAN** of Alfred, **GRAY** of Sedgwick, **GWADOSKY** of Fairfield, **HALE** of Sanford, **HÖGLUND** of Portland, **HOLT** of Bath, **JOHNSON** of South Portland, **KILKELLY** of Wiscasset, **KONTOS** of Windham, **LIPMAN** of Augusta, **MITCHELL** of Vassalboro, **MORRISON** of Bangor, **NORTON** of Winthrop, **OLIVER** of Portland, **OTT** of York, **PARADIS** of Augusta, **PENDEXTER** of Scarborough, **PFEIFFER** of Brunswick, **RAND** of Portland, **RICHARDSON** of Portland, **ROWE** of Portland, **RYDELL** of Brunswick, **SAXL** of Bangor, **SIMONDS** of Cape Elizabeth, **STEVENS** of Orono, **TOWNSEND** of Portland, **TOWNSEND** of Eastport, **TRACY** of Rome, **TREAT** of Gardiner, **WALKER** of Blue Hill, **WENTWORTH** of Arundel, **WINN** of Glenburn

Which was referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Require Written Reason for Discharge, Demotion or Discipline"
S.P. 106 L.D. 309

Presented by Senator **PARADIS** of Aroostook
Cosponsored by Senators: **HANDY** of Androscoggin,
LUTHER of Oxford, Representatives: GRAY of
Sedgwick, KILKELLY of Wiscasset, PINETTE of Fort
Kent, RUHLIN of Brewer, ST. ONGE of Greene,
WENTWORTH of Arundel

Bill "An Act to Require the State to Pay for
Mediation Sessions"
S.P. 107 L.D. 310

Presented by Senator **HANDY** of Androscoggin
Cosponsored by Representative RUHLIN of Brewer

Bill "An Act to Require Tentative Agreements to
be Considered a Part of the Arbitration Panel's
Binding Recommendations"
S.P. 116 L.D. 317

Presented by Senator **HANDY** of Androscoggin
Cosponsored by Representative RUHLIN of Brewer and
Senator: **PARADIS** of Aroostook, Representatives:
AHEARNE of Madawaska, MORRISON of Bangor, OLIVER
of Portland

Which were referred to the Committee on **LABOR**
and **ORDERED PRINTED.**
Sent down for concurrence.

Bill "An Act Related to Mobile Home Parks"
S.P. 112 L.D. 313

Presented by Senator **ESTY** of Cumberland
Cosponsored by Senators: **BERUBE** of
Androscoggin, **CAREY** of Kennebec, **HANDY** of
Androscoggin, **LAWRENCE** of York, **O'DEA** of
Penobscot, **PEARSON** of Penobscot,
Representatives: ALIBERTI of Lewiston, BEAM of
Lewiston, DORE of Auburn, HILLOCK of Gorham,
MICHAEL of Auburn, MITCHELL of Freeport, OLIVER
of Portland, PFEIFFER of Brunswick, PINEAU of Jay

Which was referred to the Committee on **LEGAL**
AFFAIRS and **ORDERED PRINTED.**
Sent down for concurrence.

Bill "An Act to Prohibit Persons Harvesting Sea
Urchins from Harvesting Lobsters"
S.P. 105 L.D. 308

Presented by Senator **SUMMERS** of Cumberland
Cosponsored by Senators: **GOULD** of Waldo, **VOSE**
of Washington

Bill "An Act Concerning Shellfish Licenses"
S.P. 108 L.D. 311

Presented by Senator **BUSTIN** of Kennebec (By
Request)

Which were referred to the Committee on **MARINE**
RESOURCES and **ORDERED PRINTED.**
Sent down for concurrence.

Bill "An Act to Amend the Laws Governing
Convening of Town Meetings" (Emergency)
S.P. 115 L.D. 316

Presented by Senator **PEARSON** of Penobscot
Cosponsored by Senator **O'DEA** of Penobscot

Which was referred to the Committee on **STATE &**
LOCAL GOVERNMENT and **ORDERED PRINTED.**
Sent down for concurrence.

Bill "An Act to Establish a Surplus Energy
Program"
S.P. 111 L.D. 312

Presented by Senator **CLEVELAND** of Androscoggin

Which was referred to the Committee on
UTILITIES and **ORDERED PRINTED.**
Sent down for concurrence.

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

Off Record Remarks

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

Off Record Remarks

On motion by Senator **CAHILL** of Sagadahoc, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

On motion by Senator **PEARSON** of Penobscot, the Senate **RECONSIDERED** its action whereby it **PASSED** the Legislative Sentiment recognizing John Kobritz and Ellen Severence.

(In Senate, February 4, 1993, **READ** and **PASSED**, in concurrence.)

(In House, February 2, 1993, **READ** and **PASSED**.)

On further motion by same Senator **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

Sent down for concurrence.

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

ORDERS

Joint Resolution

On motion by Senator **LAWRENCE** of York (Cosponsored by Representative **LEMONT** of Kittery and Senators: **CARPENTER** of York, **DUTREMBLE** of York, **ESTY** of Cumberland, **SUMMERS** of Cumberland, **WEBSTER** of Franklin, Representatives: **AULT** of Wayne, **BAILEY** of Township 27, **BRUNO** of Raymond, **CAMERON** of Rumford, **CAMPBELL** of Holden, **CARLETON** of Wells, **CARR** of Sanford, **COFFMAN** of Old Town, **CROSS** of Dover-Foxcroft, **DEXTER** of Kingfield, **DONNELLY** of Presque Isle, **DUTREMBLE** of Biddeford, **FARNUM** of South Berwick, **FARREN** of Cherryfield, **GEAN** of Alfred, **HALE** of Sanford, **HEINO** of Boothbay, **HILLOCK** of Gorham, **JONES** of Pittsfield, **KERR** of Old Orchard Beach, **KNEELAND** of Easton, **LIBBY** of Kennebunk, **LIBBY** of Buxton, **LINDAHL** of Northport, **LOOK** of Jonesboro, **LORD** of Waterboro, **MARSHALL** of Eliot, **MARTIN** of Eagle Lake, **MURPHY** of Berwick, **NADEAU** of Saco, **NICKERSON** of Turner, **OTT** of York, **PENDLETON** of Scarborough, **PLOURDE** of Biddeford, **PLOWMAN** of Hampden, **REED** of Dexter, **ROBICHAUD** of Caribou, **STEVENS** of Sabattus, **TAYLOR** of Cumberland, **TRUE** of Fryeburg, **TUFTS** of Stockton Springs, **VIGUE** of Winslow, **WHITCOMB** of Waldo, **YOUNG** of Limestone, **ZIRNKILTON** of Mount Desert) (Approved for Introduction by the Legislative Council pursuant to Joint Rule 35) the following Joint Resolution:

S.P. 118

JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES ON THE FUTURE OF THE UNITED STATES NAVAL SHIPYARD AT KITTERY, MAINE

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

WHEREAS, the Department of the Navy has maintained a shipyard at Kittery, Maine since June 12, 1800; and

WHEREAS, The United States Naval Shipyard at Kittery has performed duties in an exemplary manner throughout its almost 2 centuries of history; and

WHEREAS, the Kittery shipyard is one of the most up-to-date facilities available in the United States for the repair, overhauling and refueling of naval vessels; and

WHEREAS, the communities in Maine, New Hampshire and Massachusetts located near the Kittery shipyard offer an abundance of highly trained, skilled and experienced workers who have an outstanding work ethic; and

WHEREAS, the State of Maine is firmly committed to actively supporting the continuation of the United States Naval Shipyard at Kittery; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully recommend and urge the Congress of the United States to continue to operate, develop and diversify the United States Naval Shipyard at Kittery, Maine; and be it further

RESOLVED: That we further urge the Congress of the United States to take all necessary action to ensure that the Kittery shipyard remains an integral component in a post-Cold War defense strategy; and be it further

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

Which was **READ** and **ADOPTED**.

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Amend the Laws Related to the Maine State Retirement System"

H.P. 227 L.D. 295

Comes from the House referred to the Committee on **AGING, RETIREMENT & VETERANS** and **ORDERED PRINTED**.

Which was referred to the Committee on **AGING, RETIREMENT & VETERANS** and **ORDERED PRINTED**, in concurrence.

RESOLUTION, to Amend the Constitution of Maine Regarding the Rainy Day Fund

H.P. 234 L.D. 302

Comes from the House referred to the Committee on **APPROPRIATIONS & FINANCIAL AFFAIRS** and **ORDERED PRINTED**.

Which was referred to the Committee on **APPROPRIATIONS & FINANCIAL AFFAIRS** and **ORDERED PRINTED**, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Authorizing Maine Banks to Export Certain Credit Terms"

H.P. 230 L.D. 298

Bill "An Act to Prohibit the Transfer of Credit Card Information"

H.P. 246 L.D. 325

Come from the House referred to the Committee on **BANKING & INSURANCE** and **ORDERED PRINTED**.

Which were referred to the Committee on **BANKING & INSURANCE** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Establish An Automobile Recycling License"

H.P. 255 L.D. 334

Comes from the House referred to the Committee on **BUSINESS LEGISLATION** and **ORDERED PRINTED**.

Which was referred to the Committee on **BUSINESS LEGISLATION** and **ORDERED PRINTED**, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Restore Funding to the Maine Youth Center and to Establish a Task Force on Funding" (Emergency)

H.P. 254 L.D. 333

Comes from the House referred to the Joint Select Committee on **CORRECTIONS** and **ORDERED PRINTED**.

Which was referred to the Joint Select Committee on **CORRECTIONS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Establish Uniform Building Designs for Public Schools"

H.P. 238 L.D. 306

Bill "An Act Concerning the Degree-granting Authority of Educational Associates, Inc."

H.P. 242 L.D. 321

Come from the House referred to the Committee on **EDUCATION** and **ORDERED PRINTED**.

Which were referred to the Committee on **EDUCATION** and **ORDERED PRINTED**, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Amend the Hunting Laws"

H.P. 228 L.D. 296

Bill "An Act to Change the Penalty for Night Hunting or Illegal Killing of Large Game Animals"

H.P. 229 L.D. 297

Bill "An Act to Repeal the Mandatory First-aid Requirement for Licensed Maine Guides"

H.P. 248 L.D. 327

Come from the House referred to the Committee on **FISHERIES & WILDLIFE** and **ORDERED PRINTED**.

Which were referred to the Committee on **FISHERIES & WILDLIFE** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Establish the Definition of Week for Purposes of Unemployment Compensation" (Emergency)
H.P. 233 L.D. 301

Bill "An Act to Amend the Exclusivity Provisions of the Workers' Compensation Laws"
H.P. 235 L.D. 303

Come from the House referred to the Committee on **LABOR** and **ORDERED PRINTED**.

Which were referred to the Committee on **LABOR** and **ORDERED PRINTED**, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Expand the Shelter Operating Subsidy Program"
H.P. 181 L.D. 233

Bill "An Act to Require Psychiatric Review Prior to Certain Medication Changes at the Maine Youth Center"
H.P. 218 L.D. 286

Bill "An Act to Restore Certain Benefits to Medically Needy Persons"
H.P. 220 L.D. 288

Bill "An Act Concerning Medicaid Services for People with Mental Illness"
H.P. 221 L.D. 289

Bill "An Act to Foster Family Self-sufficiency"
H.P. 240 L.D. 319

Bill "An Act to Extend the Reporting Date of the Task Force on Mental Health Education and Licensure" (Emergency)
H.P. 241 L.D. 320

Bill "An Act Regarding Certain Property of the Department of Mental Health and Mental Retardation"
H.P. 250 L.D. 329

Come from the House referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**.

Which were referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Amend the Laws Governing Child Protection Orders"
H.P. 222 L.D. 290

Bill "An Act to Provide a Deterrent to Child Sexual Abuse"
H.P. 224 L.D. 292

Bill "An Act Regarding Wrongful Death Actions"
H.P. 225 L.D. 293

Bill "An Act Concerning the Structure of the State Court Library Committee and the System of State Law Libraries"
H.P. 226 L.D. 294

Come from the House referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**.

Which were referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Provide for Expedited Evictions in Cases of Imminent Danger to Persons or Property"
H.P. 236 L.D. 304

Bill "An Act to Improve Election Day Voter Registration"
H.P. 247 L.D. 326

Come from the House referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**.

Which were referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Establish a Season for Sea Urchin Fishing in a Restricted Area" H.P. 249 L.D. 328

Comes from the House referred to the Committee on **MARINE RESOURCES** and **ORDERED PRINTED**.

Which was referred to the Committee on **MARINE RESOURCES** and **ORDERED PRINTED**, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Require that the Clerk-of-the-works on State Construction Projects be Employed by the Owner, not the Architect" H.P. 219 L.D. 287

Bill "An Act to Prohibit Conflicts of Interest for Consultants Hired by the State" H.P. 223 L.D. 291

Bill "An Act to Facilitate the Efforts of the Commission on Governmental Ethics and Election Practices to Provide Advisory Opinions" H.P. 243 L.D. 322

Bill "An Act to Continue the Franklin County Budget Committee" H.P. 244 L.D. 323

Come from the House referred to the Committee on **STATE & LOCAL GOVERNMENT** and **ORDERED PRINTED**.

Which were referred to the Committee on **STATE & LOCAL GOVERNMENT** and **ORDERED PRINTED**, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Clarify the Rights of Water Utilities with Respect to Water Lines Passing in or through Railroad Rights-of-way" H.P. 245 L.D. 324

Bill "An Act to Make Available Special Handicap Veteran License Plates and Vanity Plates With a Veteran Designation" H.P. 252 L.D. 331

Come from the House referred to the Committee on **TRANSPORTATION** and **ORDERED PRINTED**.

Which were referred to the Committee on **TRANSPORTATION** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Require the Public Utilities Commission to Include Externalities in Least-cost Planning Procedures" H.P. 237 L.D. 305

Come from the House referred to the Committee on **UTILITIES** and **ORDERED PRINTED**.

Which was referred to the Committee on **UTILITIES** and **ORDERED PRINTED**, in concurrence.

ORDERS OF THE DAY

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

Bill "An Act to Prevent Intoxication-related Injuries, Deaths and Damages" H.P. 182 L.D. 234

Tabled - February 4, 1993, by Senator **ESTY** of Cumberland.

Pending - **REFERENCE**

(In House, February 2, 1993, **REFERRED** to the Committee on **JUDICIARY** and **ORDERED PRINTED**.)

On motion by Senator **ESTY** of Cumberland, Tabled 1 Legislative Day, pending **REFERENCE**.

The **ADJOURNMENT ORDER** having been returned from the House **READ** and **PASSED**, in concurrence, on motion by Senator **LUTHER** of Oxford, **ADJOURNED**, in memory of Lucia Cormier of Rumford, until Tuesday, February 9, 1993, at 10:00 in the morning.