

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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 11, 1993

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

Prayer by the Honorable Dale McCormick of Kennebec.

SENATOR DALE MCCORMICK: When we last left off yesterday the rock, the tree and the river were wondering how we would all come out, so the second half of Angelou's Poem "On the Pulse of Morning" goes like this.

Each of you, descendant of some passed
On traveler, has been paid for.
You, who gave me my first name, you
Pawnee, Apache, Seneca, you
Cherokee Nation, who rested with me, then
Forced on bloody feet, left me to the employment of
Other seekers - desperate for gain,
Starving for gold.
You, the Turk, the Swede, the German, the Eskimo,
• the Scot.....
You the Ashanti, the Yoruba, the Kru, bought
Sold, stolen, arriving on a nightmare
Praying for a dream.
Here, root yourselves beside me.
I am the Tree planted by the River,
Which will not be moved.
I, the Rock, I the River, I the Tree.
I am yours - your Passages have been paid.
Lift up your faces, you have a piercing need
For this bright morning dawning for you.
History, despite its wrenching pain,
Cannot be un-lived, and if faced
With courage, need not be lived again.

Lift up your eyes upon
The day breaking for you.
Give birth again
To the dream.

Women, children, men,
Take it into the palms of your hands.
Mold it into the shape of your most
Private need. Sculpt it into
The image of your most public self.
Lift up your hearts
Each new hour holds new chances
For new beginnings.
Do not be wedded forever
To fear, yoked eternally
To brutishness.

The horizon leans forward,
Offering you space to place new steps of change.
Here, on the pulse of this fine day
You may have the courage
To look up and out upon me, the
Rock, the River, the Tree, your country.
No less to Midas than the mendicant.
No less to you now than the mastodon then.

Here on the pulse of this new day
You may have the grace to look up and out
And into your sister's eyes, into
Your brother's face, your country
And say simply
Very simply
With hope
Good Morning.

Amen.

Reading of the Journal of Wednesday, February 10, 1993.

Out of order and under suspension of the Rules, under Unanimous Consent, on motion by Senator **ESTY** of Cumberland, the following Joint Order:
S.P. 153

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, February 16, 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

Non-concurrent Matter

Bill "An Act to Exempt Employees of the Public Utilities Commission from Furlough and Shutdown Days" (Emergency)

S.P. 119 L.D. 357

In Senate, February 9, 1993, referred to the Committee on **STATE & LOCAL GOVERNMENT** and **ORDERED PRINTED**.

Comes from the House referred to the Committee on **UTILITIES** and **ORDERED PRINTED** in **NON-CONCURRENCE**.

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

COMMUNICATIONS

The Following Communication:

116TH MAINE LEGISLATURE

February 9, 1993

Robert L. Woodbury, Chancellor
University of Maine System
107 Maine Avenue
Bangor, Maine 04401-1805

Dear Chancellor Woodbury:

Pursuant to 20-A M.R.S.A., Section 10902-B, we are pleased to invite you to address a joint session of the 116th Maine Legislature, Tuesday, February 16, 1993 at 10:30 in the morning, on the state of the University of Maine System and any other matters which you may care to bring to our attention.

We look forward to seeing you then.

Sincerely,

S/Dennis L. Dutremble
President of the Senate

S/John L. Martin
Speaker of the House

Which was **READ** and **ORDERED PLACED ON FILE.**

SENATE PAPERS

Bill "An Act to Ensure Uniformity in Gasoline Octane Levels"

S.P. 151 L.D. 483

Presented by Senator **MARDEN** of Kennebec
Cosponsored by Representatives: **KNEELAND** of Easton, **MICHAUD** of East Millinocket
Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 24.

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

Sent down for concurrence.

Bill "An Act to Provide Consumers with the Opportunity to Acquire an Estimate of Health Care Costs"

S.P. 149 L.D. 481

Presented by Senator **ESTY** of Cumberland
Cosponsored by Representative **PINEAU** of Jay

Which was referred to the Committee on **BANKING & INSURANCE** and **ORDERED PRINTED.**

Sent down for concurrence.

Bill "An Act to Amend the Real Estate Brokerage Laws"

S.P. 143 L.D. 434

Presented by Senator **BALDACCI** of Penobscot

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

Sent down for concurrence.

Bill "An Act Concerning the Use of Fines Collected for Environmental Laws Violations"

S.P. 147 L.D. 479

Presented by Senator **BUTLAND** of Cumberland
Cosponsored by Senator: **TITCOMB** of Cumberland,
Representatives: **KONTOS** of Windham, **MORRISON** of Bangor

Bill "An Act to Provide an Adequate Period for the Adoption of Local Ordinances"

S.P. 150 L.D. 482

Presented by Senator **TITCOMB** of Cumberland

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

Sent down for concurrence.

Bill "An Act to Repeal the Release Review Advisory Committee"

S.P. 144 L.D. 435

Presented by Senator **HANLEY** of Oxford
Cosponsored by Senator: **CONLEY** of Cumberland,
Representative: **CATHCART** of Orono
Submitted by the Department of Mental Health and Mental Retardation pursuant to Joint Rule 24.

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

Sent down for concurrence.

Bill "An Act to Promote Equity in Wages and Benefits in Public Contracts with Private Contractors"

S.P. 142 L.D. 433

Presented by Senator **LUTHER** of Oxford
Cosponsored by Senators: **DUTREMBLE** of York,
HANDY of Androscoggin, Representatives: **ADAMS**
of Portland, **ALIBERTI** of Lewiston, **CLARK** of
Millinocket, **CLEMENT** of Clinton, **DAGGETT** of
Augusta, **DORE** of Auburn, **ERWIN** of Rumford, **GRAY**
of Sedgwick, **GWADOSKY** of Fairfield, **HEESCHEN** of
Wilton, **KERR** of Old Orchard Beach, **MARTIN** of
Eagle Lake, **PINEAU** of Jay, **RAND** of Portland,
TRACY of Rome

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

Sent down for concurrence.

Bill "An Act to Amend the Laws Governing the
Method of Recounting Ballots in Elections"
S.P. 146 L.D. 478

Presented by Senator **BERUBE** of Androscoggin

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

Sent down for concurrence.

Bill "An Act to Provide Flexibility in
Establishing Payroll Schedules for Municipal
Employees"

S.P. 148 L.D. 480

Presented by Senator **BERUBE** of Androscoggin
Cosponsored by Representatives: **GRAY** of Sedgwick,
JOSEPH of Waterville, **TUFTS** of Stockton Springs

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

Sent down for concurrence.

Bill "An Act to Extend the Application of
Campaign Reports and Finance Laws"
S.P. 141 L.D. 432

Presented by Senator **HANDY** of Androscoggin
Cosponsored by Representative **ADAMS** of Portland
and Representatives: **DAGGETT** of Augusta,
FARNSWORTH of Hallowell, **HEESCHEN** of Wilton,
JOSEPH of Waterville

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

On motion by Senator **ESTY** of Cumberland,
REFERRED to the Committee on **LEGAL AFFAIRS**.

Sent down for concurrence.

Bill "An Act to Amend the Maine Nuclear Emergency
Planning Act" (Emergency)

S.P. 152 L.D. 484

Presented by Senator **CAHILL** of Sagadahoc
Cosponsored by Senator: **BEGLEY** of Lincoln,
Representatives: **COLES** of Harpswell, **HEINO** of
Boothbay, **HOLT** of Bath, **KILKELLY** of Wiscasset
Submitted by the Department of Defense and
Veterans' Services pursuant to Joint Rule 24.

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.

Senate at Ease

Senate called to order by the President.

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

SENATE PAPERS

Bill "An Act to Make Supplemental Appropriations
in Fiscal Year 1992-93 for the Purpose of Meeting
Certain State Payrolls" (Emergency)

S.P. 154 L.D. 485

Presented by Senator **PEARSON** of Penobscot
(GOVERNOR'S BILL)
Cosponsored by Senator: **FOSTER** of Hancock

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

Which was, under suspension of the Rules, **READ**
TWICE and **PASSED TO BE ENGROSSED**, without
reference to a Committee.

Sent down for concurrence.

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

Off Record Remarks

On motion by Senator **SUMMERS** of Cumberland, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

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

COMMUNICATIONS

The Following Communication:

**MAINE STATE LEGISLATURE
AUGUSTA, MAINE**

February 10, 1993

The Honorable Dennis L. Dutremble
President of the Senate of Maine
116th Maine Legislature
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 116th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Nancy Mills of Cornville, for appointment as a Justice of the Maine Superior Court.

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: | Sen. 2 | Sen. Conley of Cumberland, Sen. Hanley of Oxford |
| | Rep. 9 | Rep. Cote of Auburn, Rep. Farnsworth of Hallowell, Rep. Cathcart of Orono, Rep. Ketterer of Madison, Rep. Faircloth of Bangor, Rep. Caron of Biddeford, Rep. Saxl of Bangor, Rep. Ott of York, Rep. Lipman of Augusta |

NAYS: 0
ABSENT: 2 Sen. Berube of Androscoggin,
Rep. Plowman of Hampden

Eleven 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 Nancy Mills of Cornville, for appointment as a Justice of the Maine Superior Court be confirmed.

Signed:

| | |
|---------------------------------------|----------------------------------|
| Gerard P. Conley, Jr. Senate Chair | Constance D. Cote House Chair |
|---------------------------------------|----------------------------------|

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Judiciary has recommended the nomination of Nancy Mills of Cornville be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on Judiciary be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 116th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
NAYS: Senators AMERO, BEGLEY, BERUBE, BRANNIGAN, BUSTIN, BUTLAND, CAHILL, CAREY, CARPENTER, CIANCHETTE, CLEVELAND, CONLEY, ESTY, FOSTER, HALL, HANDY, HARRIMAN, KIEFFER, LAWRENCE, LUDWIG, LUTHER, MARDEN, MCCORMICK, O'DEA, PARADIS, PEARSON, PINGREE, SUMMERS, TITCOMB, VOSE, WEBSTER, THE PRESIDENT - DENNIS L. DUTREMBLE
ABSENT: Senators BALDACCI, GOULD, HANLEY

No Senators having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being absent, 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 the nomination of Nancy Mills, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

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

COMMUNICATIONS

The Following Communication:

**MAINE STATE LEGISLATURE
AUGUSTA, MAINE**

February 10, 1993

The Honorable Dennis L. Dutremble
President of the Senate of Maine
116th Maine Legislature
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 116th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Howard H. Dana, Jr. of Cape Elizabeth, for appointment as a Justice of the Maine Supreme Court.

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: | Sen. 3 | Sen. Conley of Cumberland, Sen. Berube of Androscoggin, Sen. Hanley of Oxford |
| | Rep. 9 | Rep. Cote of Auburn, Rep. Farnsworth of Hallowell, Rep. Cathcart of Orono, Rep. Ketterer of Madison, Rep. Faircloth of Bangor, Rep. Caron of Biddeford, Rep. Saxl of Bangor, Rep. Ott of York, Rep. Lipman of Augusta |
| NAYS: | 0 | |
| ABSENT: | 1 | Rep. Plowman of Hampden |

Twelve 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 Howard H. Dana, Jr. of Cape Elizabeth, for appointment as a Justice of the Maine Supreme Court be confirmed.

Signed:

S/Gerard P. Conley, Jr.
Senate Chair

S/Constance D. Cote
House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Judiciary has recommended the nomination of Howard H. Dana, Jr. of Cape Elizabeth be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on Judiciary be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 116th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators AMERO, BEGLEY, BERUBE, BRANNIGAN, BUSTIN, BUTLAND, CAHILL, CAREY, CARPENTER, CIANCHETTE, CLEVELAND, CONLEY, ESTY, FOSTER, HALL, HANDY, HARRIMAN, KIEFFER, LAWRENCE, LUDWIG, LUTHER, MARDEN, MCCORMICK, O'DEA, PARADIS, PEARSON, PINGREE, SUMMERS, TITCOMB, VOSE, WEBSTER, THE PRESIDENT - DENNIS L. DUTREMBLE

ABSENT: Senators BALDACCI, GOULD, HANLEY

No Senators having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being absent, 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 the nomination of Howard H. Dana, Jr., was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

Off Record Remarks

On motion by Senator **CARPENTER** of York, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

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

PAPERS FROM THE HOUSE

Non-concurrent Matter

JOINT ORDER - regarding when the House and Senate adjourn, they do so until Tuesday, February 16, 1993, at ten o'clock in the morning.

S.P. 153

In Senate, February 11, 1993, **READ** and **PASSED**.

Comes from the House **READ** and **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

The Senate **RECEDED** and **CONCURRED**.

Off Record Remarks

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

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order: H.P. 375

ORDERED, the Senate concurring, that when the House and Senate adjourn, the House do so until Tuesday, February 16, 1993, at nine o'clock in the morning and the Senate do so until Tuesday, February 16, 1993, at ten o'clock in the morning.

Comes from the House **READ** and **PASSED**.

Which was **READ** and **PASSED**, 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 Maine Returnable Bottle Bill"

H.P. 349 L.D. 452

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 Ensure Reimbursement for Counties under the Community Corrections Programs" (Emergency)
H.P. 353 L.D. 456

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 a Fuel Efficiency Savings Program in the University of Maine System"
H.P. 354 L.D. 457

Bill "An Act to Improve the Education of Exceptional Children"
H.P. 373 L.D. 476

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 Protect the Public Health"
H.P. 335 L.D. 438

Bill "An Act to Require Removal of Ice Fishing Shacks from Private Property"
H.P. 339 L.D. 442

(See Action Later Today)

Bill "An Act Concerning Water Conservation"
H.P. 340 L.D. 443

Bill "An Act to Amend the Laws Regarding Motor Vehicle Air Conditioning"
H.P. 346 L.D. 449

Bill "An Act to Expand the Applicability of Certain Energy Standards"
H.P. 355 L.D. 458

Bill "An Act Increasing the Threshold Size for Gravel Pits Subject to State Review under the Site Location of Development Laws"
H.P. 371 L.D. 474

Come 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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Concerning an Experimental Brook Trout Stocking in Somes Pond, Mount Desert, Maine"
H.P. 337 L.D. 440

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

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

Bill "An Act to Create a Small Business Energy Conservation Program through the Finance Authority of Maine"
H.P. 333 L.D. 436

Bill "An Act to Ensure the Proper Installation of Manufactured Homes"
H.P. 342 L.D. 445

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

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Regarding Community Health Centers"
H.P. 341 L.D. 444

Bill "An Act to Consolidate the Delivery of Human Services"
H.P. 343 L.D. 446

Bill "An Act to Prevent the State from Discharging People from State Institutions without Adequate Provision for Alternative Services" (Emergency)
H.P. 370 L.D. 473

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 Coordinate Public Sector Occupational Health and Safety Regulations"
H.P. 362 L.D. 465

Bill "An Act Allowing the Bureau of Labor Standards to Enter into Reciprocal Agreements in the Area of Employment Standards with Other States"
H.P. 363 L.D. 466

Bill "An Act to Facilitate the Payment and Collection of Safety Education and Training Fund Assessments"
H.P. 369 L.D. 472

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 Amend the Maine Tort Claims Act"
H.P. 344 L.D. 447

Bill "An Act to Expand Protection to Persons with Mental Illness and Mental Retardation"
H.P. 347 L.D. 450

Bill "An Act to Continue Health Insurance Coverage for Spouses and Ex-spouses"
H.P. 350 L.D. 453

Bill "An Act to Amend the Sex Offender Registration Act"
H.P. 357 L.D. 460

Bill "An Act to Allow Service of Protective Orders on Sunday"
H.P. 367 L.D. 470

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 Concerning Atlantic Salmon in the Union River"
H.P. 336 L.D. 439

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 a Public Utilities Corporation to Pay Excise Tax on a Utilities Vehicle in the Town in Which the Utilities Vehicle Is Headquartered"
H.P. 348 L.D. 451

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 Regarding Seating on a Motorcycle or Motor-driven Cycle"
H.P. 356 L.D. 459

Bill "An Act to Provide Greater Access to Private Roads during Emergencies"
H.P. 359 L.D. 462

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 Exempt Small Businesses from Demand Charges on Electric Rates"
H.P. 345 L.D. 448

Bill "An Act to Allow Emergency Interruption of Telephone Service for Law Enforcement Purposes"
H.P. 364 L.D. 467

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

Which were referred to the Committee on **UTILITIES** 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 Make Allocations for the Administrative Expenses of the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations, for the Fiscal Years Ending June 30, 1994 and June 30, 1995" (Governor's Bill) (Emergency)
H.P. 352 L.D. 455

Bill "An Act Making Changes in the Financial Order Process" (Emergency)
H.P. 372 L.D. 475

Bill "An Act Making Allocations Relating to Federal Block Grants for the Expenditures of State Government for the Fiscal Years Ending June 30, 1994 and June 30, 1995" (Governor's Bill) (Emergency)
H.P. 374 L.D. 477

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 Relating to Uninsured Vehicle Coverage"

H.P. 338 L.D. 441

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

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

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

ENACTORS

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

Emergency

An Act to Make Supplemental Appropriations in Fiscal Year 1992-93 for the Purpose of Meeting Certain State Payrolls (Governor's Bill)

S.P. 154 L.D. 485

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with No Senators having voted in the negative, and 34 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator **ESTY** of Cumberland, the Senate **RECONSIDERED** its action whereby it **REFERRED**:

Bill "An Act To Require Removal of Ice Fishing Shacks from Private Property"

H.P. 339 L.D. 442

(In House, February 11, 1993 **REFERRED** to the Committee on **ENERGY & NATURAL RESOURCES** and **ORDERED PRINTED**.)

(In Senate February 11, 1993 **REFERRED** to the Committee on **ENERGY & NATURAL RESOURCES** and **ORDERED PRINTED**, in concurrence.)

On further motion by same Senator, Tabled 1 Legislative Day, pending **REFERENCE**.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Authorizing the Kennebec County Commissioners to Issue Bonds in the Amount of \$300,000 for Completion of the Renovation and Expansion of the County Jail Building in Augusta" (Emergency)

H.P. 351 L.D. 454

Bill "An Act to Require Legislative Confirmation of the Director of the Maine Drug Enforcement Agency"

H.P. 358 L.D. 461

Bill "An Act to Require the Provision of Local Law Enforcement"

H.P. 360 L.D. 463

Bill "An Act to Amend the Procedure for Settling Disputes on Construction Contract Claims"

H.P. 361 L.D. 464

Resolve, Creating the Kennebec County Law Enforcement Examination Commission

H.P. 365 L.D. 468

Bill "An Act to Limit the Number of Bills That May Be Filed by a Legislator"

H.P. 366 L.D. 469

Resolve, Renaming Ames Cove of Friendship as Flood's Cove

H.P. 368 L.D. 471

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

Non-concurrent Matter

Bill "An Act to Provide Flexibility in Establishing Payroll Schedules for Municipal Employees"

S.P. 148 L.D. 480

In Senate, February 11, 1993, referred to the Committee on **STATE & LOCAL GOVERNMENT** and **ORDERED PRINTED**.

Comes from the House referred to the Committee on **LABOR** and **ORDERED PRINTED** in **NON-CONCURRENCE**.

The Senate **RECEDED** and **CONCURRED**.

Off Record Remarks

Senator **BUSTIN** of Kennebec was granted unanimous consent to address the Senate off the Record.

The **ADJOURNMENT ORDER** having been returned from the House **READ** and **PASSED**, in concurrence, on motion by Senator **BRANNIGAN** of Cumberland, **ADJOURNED** until Tuesday, February 16, 1993, at 10:00 in the morning.