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 Monday April 26, 1993

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

Prayer by the Honorable Georgette Berube of Androscoggin.

SENATOR GEORGETTE BERUBE: Let us ponder together the beautiful words of the prayer of St. Francis Xavier.

We pass through this world but once, O Lord.
Any good therefore that we can do,
Or any kindness that we can show another
human being
Let us do it now.
Let us not defer nor neglect it
For we shall not pass this way again.

Amen.

Reading of the Journal of Thursday, April 15, 1993.

PAPERS FROM THE HOUSE

Non-concurrent Matter

Bill "An Act to Ensure Geographically Appropriate Placement for Nursing Home Residents"

S.P. 87 L.D. 241

In Senate, March 23, 1993, PASSED TO BE ENGROSSED.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-171) in NON-CONCURRENCE.

On motion by Senator $\mbox{\sc ESTY}$ of Cumberland, the Senate $\mbox{\sc RECEDED}$ and $\mbox{\sc CONCURRED}.$

Non-concurrent Matter

HOUSE REPORTS — from the Committee on **STATE & LOCAL GOVERNMENT** on Bill "An Act to Require
Legislative Confirmation of the Director of the Maine
Drug Enforcement Agency"

H.P. 358 L.D. 461

Majority - Ought Not to Pass.

Minority — Ought to Pass as Amended by Committee Amendment "A" (H-110).

In House, April 8, 1993, the Minority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-110).

In Senate, April 13, 1993, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON—CONCURRENCE**.

Comes from the House, that Body INSISTED.

On motion by Senator $\mbox{\bf BERUBE}$ of Androscoggin, the Senate $\mbox{\bf INSISTED}.$

The Secretary has so informed the Speaker of the House.

COMMUNICATIONS

The Following Communication: S.P. 426

SENATE OF MAINE OFFICE OF THE SECRETARY AUGUSTA, MAINE 04333

April 21, 1993

The Honorable Dennis L. Dutremble President of the Senate 116th Legislature

The Honorable John L. Martin Speaker of the House 116th Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today 1 bill was received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, this bill was referred to the Joint Standing Committee and ordered printed on April 21, 1993, as follows:

JUDICIARY

Bill "An Act to Amend the Maine Civil Rights Act Regarding Violations of Constitutional Rights" (S.P. 425) (L.D. 1334) (Presented by Senator LAWRENCE of York) (Submitted by the Department of the Attorney General pursuant to Joint Rule 24.)

Sincerely,

S/Joy J. O'Brien Secretary of the Senate

S/Joseph W. Mayo Clerk of the House

Which was READ and ORDERED PLACED ON FILE.

Sent down for concurrence.

The Following Communication: S.P. 427

SENATE OF MAINE OFFICE OF THE SECRETARY AUGUSTA, MAINE 04333

April 20, 1993

The Honorable Dennis L. Dutremble President of the Senate 116th Legislature

The Honorable John L. Martin Speaker of the House 116th Legislature

Dear Mr. President and Mr. Speaker:

Please be advised that today 9 bills, 1 resolve and 1 Resolution were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing Committees and ordered printed on April 20, 1993, as follows:

AGING, RETIREMENT & VETERANS

Bill "An Act Regarding Creditable Service of Educational Technicians in the Maine State Retirement System" (S.P. 421) (L.D. 1330) (Presented by Senator PARADIS of Aroostook)

Bill "An Act to Change Beneficiary Provisions for Survivor Benefits in the Maine State Retirement System" (S.P. 424) (L.D. 1333) (Presented by Senator PARADIS of Aroostook)

APPROPRIATIONS & FINANCIAL AFFAIRS

Bill "An Act to Require that All Interest on Escrowed Assessments on Utilities Be Used for the Benefit of the Public Utilities Commission and the Office of the Public Advocate" (S.P. 417) (L.D. 1326) (Presented by Senator CLEVELAND of Androscoggin)

Resolution, Proposing an Amendment to the Constitution of Maine to Allow the Governor to Veto Specific Appropriations and Allocations (S.P. 418) (L.D. 1327) (Presented by Senator HANLEY of Oxford) (Cosponsored by Senators: BERUBE of Androscoggin, BUTLAND of Cumberland, SUMMERS of Cumberland,

Representatives: AIKMAN of Poland, BARTH of Bethel, HILLOCK of Gorham, OTT of York, PLOWMAN of Hampden, SPEAR of Nobleboro, TRUE of Fryeburg)

JUDICIARY

Bill "An Act to Deter Deliberate Polluters" (S.P. 420) (L.D. 1329) (Presented by Senator LAWRENCE of York) (Cosponsored by Representative MARSH of West Gardiner and Senator: CLEVELAND of Androscoggin, Representatives: ADAMS of Portland, COLES of Harpswell, FARNSWORTH of Hallowell, LIBBY of Buxton, LIPMAN of Augusta, MITCHELL of Freeport, ST. ONGE of Greene, TREAT of Gardiner) (Submitted by the Department of the Attorney General pursuant to Joint Rule 24.)

Bill "An Act Regarding Trafficking of Drugs in Homes in Which Children Live" (S.P. 422) (L.D. 1331) (Presented by Senator BERUBE of Androscoggin) (Cosponsored by Senators: BUTLAND of Cumberland, PARADIS of Aroostook, Representatives: AHEARNE of Madawaska, KILKELLY of Wiscasset, LOOK of Jonesboro, YOUNG of Limestone) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.)

LEGAL AFFAIRS

Resolve, Authorizing Richard Paradise of Wells, Maine to Sue the State (S.P. 414) (L.D. 1323) (Presented by Senator LAWRENCE of York) (By Request) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.)

Bill "An Act to Create Statewide Arrest Powers for Municipal Law Enforcement Officers" (S.P. 415) (L.D. 1324) (Presented by Senator LAWRENCE of York)

Bill "An Act to Keep Drunk Drivers Off the Road" (S.P. 419) (L.D. 1328) (Presented by Senator LAWRENCE of York) (Cosponsored by Representatives: MARTIN of Eagle Lake, OTT of York)

Bill "An Act to Protect Landlords from Certain Types of Fraud" (S.P. 423) (L.D. 1332) (Presented by Senator BERUBE of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.)

UTILITIES

Bill "An Act to Decrease the Cost of Purchased Power to Electric Utility Customers in the State" (Emergency) (S.P. 416) (L.D. 1325) (Presented by Senator LUTHER of Oxford)

Sincerely,

S/Joy J. O'Brien Secretary of the Senate

S/Joseph W. Mayo Clerk of the House

Which was READ and ORDERED PLACED ON FILE.

Sent down for concurrence.

The Following Communication: S.P. 428

116TH MAINE LEGISLATURE

April 23, 1993

Senator John J. O'Dea Rep. Elizabeth H. Mitchell Chairpersons Joint Standing Committee on Education 116th Legislature Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Natalie C. Graceffa of Augusta for appointment to the Maine Educational Loan Authority.

Pursuant to Title 20A, MRSA Section 11415, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.

Sincerely,

S/Dennis L. Dutremble President of the Senate

S/John L. Martin Speaker of the House

Which was \boldsymbol{READ} and referred to the Committee on $\boldsymbol{EDUCATION}$.

Sent down for concurrence.

COMMITTEE REPORTS

House

Ought to Pass

The Committee on **EDUCATION** on Bill "An Act Regarding Certification Fees for Adult Education Teachers"

H.P. 619 L.D. 843

Reported that the same Ought to Pass.

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-170).

Which Report was $\ensuremath{\textit{READ}}$ and $\ensuremath{\textit{ACCEPTED}},$ in concurrence.

The Bill READ ONCE.

House Amendment "A" (H-170) **READ** and **ADOPTED**, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass As Amended

The Committee on **BUSINESS LEGISLATION** on Bill "An Act to Establish An Automobile Recycling License" H.P. 255 L.D. 334

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H—143).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-143).

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

The Bill READ ONCE.

Committee Amendment "A" (H-143) **READ** and **ADOPTED**, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on BANKING & INSURANCE on Resolve, Directing the Bureau of Banking and the Bureau of Consumer Credit Protection to Develop Additional Consumer Credit Protections

H.P. 46 L.D. 62

Reported that the same Ought Not to Pass.

Signed:

Senators:

MCCORMICK of Kennebec CAREY of Kennebec

Representatives:
CARLETON of Wells
TRACY of Rome
HALE of Sanford
KUTASI of Bridgton
TOWNSEND L of Canaan
ERWIN of Rumford
JOSEPH of Waterville
RAND of Portland
PINEAU of Jay

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-142)**.

Signed:

Representative: CAMPBELL of Holden

Comes from the House with the Majority OUGHT NOT TO PASS Report READ and ACCEPTED.

Which Reports were READ.

The Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **STATE & LOCAL GOVERNMENT** on Bill "An Act to Increase the County

Share of the Government Operations Surcharge Fund"

H.P. 97 L.D. 139

Reported that the same Ought Not to Pass.

Signed:

Senators: BERUBE of Androscoggin ESTY of Cumberland

Representatives:
JOSEPH of Waterville
AHEARNE of Madawaska
WALKER of Blue Hill
DUTREMBLE of Biddeford
GRAY of Sedgwick

The Minority of the same Committee on the same subject reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-114).

Signed:

Senator:

BUTLAND of Cumberland

Representatives:
BENNETT of Norway
KILKELLY of Wiscasset
YOUNG of Limestone
LOOK of Jonesboro
ROWE of Portland

Comes from the House with the Minority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-114) AS AMENDED BY HOUSE AMENDMENT "A" (H-145) thereto.

Which Reports were READ.

Senator **BERUBE** of Androscoggin moved that the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report in **NON-CONCURRENCE**.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Butland.

Senator **BUTLAND:** Thank you Mr. President, Ladies and Gentlemen of the Senate. I hope that you would vote against the pending motion so that you could go on to accept the Minority Ought to Pass Report as Amended. I would hope that you would do that for two basic reasons. First of all, passage of this would fulfill a commitment that the Legislature made to the County several years ago. It would also provide for a modest degree of property tax relief at the local level. If you look at paragraphs one and two in Section 1057 you will see that several years ago the State established a Government Operation Surcharge Fund for the purpose of reimbursing

counties for the costs associated with the operation of the jail system. To fund that fund we also passed a surcharge whereby every fine that was collected has a 10% surcharge on it and the funds were put into this fund to be passed on to the counties. We're not doing that now and it's imposing a tremendous burden on the counties. What this particular Bill does is say that beginning in July of 1995, not in this biennium, that the State will start fulfilling its obligation to the counties and that we will add a percentage every year until we have attained that 10%. We are passing on more and more costs to the counties, the money that we pay them is nowhere near paying the costs. We're also passing on mandates to the county jails that they provide a certain level of security or training or whatever and that is adding to the costs and the funny thing about it is that these are mandates that we are not complying with at the State level. I hope that you will approve this. Presently there is over \$20 million in fines collected every year. The county should be getting a little over \$2 million and they are not even receiving a half a million as of this time. They are receiving about 20% of what we agreed to give them several years ago and this particular Bill would merely make us fulfill our obligation. I would hope that you would vote against the pending motion so that we could go on and pass the Minority Ought to Pass Report and I would request a Division.

Senator **BUTLAND** of Cumberland requested a Division.

On motion by Senator **ESTY** of Cumberland, Tabled l Legislative Day, pending the motion by Senator **BERUBE** of Androscoggin, to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report in **NON-CONCURRENCE** (Division Requested).

Senate

Ought to Pass

Senator **BALDACCI** for the Committee on **TAXATION** on Bill "An Act to Conform the Maine Tax Laws for 1992 with the United States Internal Revenue Code" (Emergency)

S.P. 173 L.D. 587

Reported that the same Ought to Pass.

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

The Bill TOMORROW ASSIGNED FOR SECOND READING.

Ought to Pass As Amended

Senator MCCORMICK for the Committee on BANKING & INSURANCE on Bill "An Act to Prohibit Businesses from Requiring Social Security Numbers in Certain Cases"

S.P. 242 L.D. 735

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-78)**.

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-78) **READ** and **ADOPTED**.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Senator **CIANCHETTE** for the Committee on **BUSINESS LEGISLATION** on Bill "An Act to Amend the Mechanic Lien Laws"

S.P. 197 L.D. 633

Reported that the same $0\mbox{ught to Pass}$ as Amended by Committee Amendment "A" (S-80).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-80) **READ** and **ADOPTED**.

The Bill as $\mathbf{Amended}$, $\mathbf{TOMORROW}$ ASSIGNED FOR SECOND READING.

Senator **BALDACCI** for the Committee on **TAXATION** on Resolve, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory

S.P. 183 L.D. 597

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-82)**.

Which Report was READ and ACCEPTED.

The Resolve READ ONCE.

Committee Amendment "A" (S-82) **READ** and **ADOPTED**.

The Resolve as $\mbox{\it Amended}$, $\mbox{\it TOMORROW}$ $\mbox{\it ASSIGNED}$ $\mbox{\it FOR}$ $\mbox{\it SECOND}$ $\mbox{\it READING}.$

Divided Report

The Majority of the Committee on **AGING, RETIREMENT & VETERANS** on Bill "An Act to Provide Fully Paid Health Insurance Benefits to Retired Teachers"

S.P. 135 L.D. 426

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S—81)**.

Signed:

Senators:

TITCOMB of Cumberland MCCORMICK of Kennebec

Representatives:
JALBERT of Lisbon
CATHCART of Orono
WENTWORTH of Arundel
VIGUE of Winslow
HATCH of Skowhegan

The Minority of the same Committee on the same subject reported that the same \boldsymbol{Ought} \boldsymbol{Not} to \boldsymbol{Pass} .

Signed:

Senator:

WEBSTER of Franklin

Representatives:
BARTH of Bethel
JOY of Island Falls
QUINT of Paris
TUFTS of Stockton Springs
CLUKEY of Houlton

Which Reports were READ.

On motion by Senator **ESTY** of Cumberland, Tabled 1 Legislative Day, pending **ACCEPTANCE** of Either Report.

Divided Report

The Majority of the Committee on **HUMAN RESOURCES** on Bill "An Act to Improve Access to Dental Services"

S.P. 85 L.D. 198

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-83)**.

Signed:

Senators:

PARADIS of Aroostook HARRIMAN of Cumberland

Representatives:
BRENNAN of Portland
BEAM of Lewiston
PENDLETON of Scarborough
TOWNSEND E of Portland
FITZPATRICK of Durham

GEAN of Alfred TREAT of Gardiner

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

Signed:

Representatives: BRUNO of Raymond PENDEXTER of Scarborough

Which Reports were READ.

The Majority ${f OUGHT}$ ${f TO}$ ${f PASS}$ ${f As}$ ${f Amended}$ ${f Report}$ ${f ACCEPTED}.$

The Bill READ ONCE.

Committee Amendment "A" (S-83) **READ** and **ADOPTED**.

The Bill as $\mbox{\bf Amended}$, $\mbox{\bf TOMORROW}$ $\mbox{\bf ASSIGNED}$ $\mbox{\bf FOR}$ $\mbox{\bf SECOND}$ $\mbox{\bf READING}.$

Divided Report

The Majority of the Committee on **LABOR** on Bill "An Act to Require Written Reason for Discharge, Demotion or Discipline"

S.P. 106 L.D. 309

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-79).**

Signed:

Senators:

HANDY of Androscoggin LUTHER of Oxford BEGLEY of Lincoln

Representatives:
 CLEMENT of Clinton
 SULLIVAN of Bangor
 LINDAHL of Northport
 CHASE of China
 ST. ONGE of Greene

The Minority of the same Committee on the same subject reported that the same ${\bf Ought\ Not\ to\ Pass.}$

Signed:

Representatives:
RUHLIN of Brewer
COFFMAN of Old Town
CARR of Sanford
LIBBY J D of Buxton
AIKMAN of Poland

Which Reports were READ.

THE PRESIDENT: The Chair recognizes the Senator from Lincoln, Senator Begley.

Senator **BEGLEY**: Thank you Mr. President, Ladies and Gentlemen of the Senate. A simple comment on the Bill as printed in your calendar. The amendment, of course, has changed the requirement to a must upon request, so that the position taken primarily is that the employee makes the request and the employer then will satisfy the request. It is not a requirement per se and I wanted that pointed out. Thank you.

On motion by Senator **HANDY** of Androscoggin, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**.

The Bill READ ONCE.

Committee Amendment "A" (S-79) \boldsymbol{READ} and $\boldsymbol{ADOPTED}$.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

SECOND READERS

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

House

Bill "An Act Regarding the Approval of School Warrants by Municipal Officers"

H.P. 185 L.D. 237

Bill "An Act to Provide Protection for Mortgagees Under the Utility Laws"

H.P. 501 L.D. 659

Bill "An Act to Authorize the Offset of Insurance Premiums"

H.P. 627 L.D. 847

Bill "An Act to Eliminate the Seasonal Legal Researcher Position at the Public Utilities Commission and to Make Certain Other Changes" H.P. 670 L.D. 908

Bill "An Act to Include a Waiver Provision for the Advance Notice Required by the Public Utilities Commission for Energy Agreements and Contracts" H.P. 686 L.D. 927

Which were $\mbox{\bf READ}$ A SECOND TIME and $\mbox{\bf PASSED}$ TO BE $\mbox{\bf ENGROSSED},$ in concurrence.

House As Amended

Bill "An Act to Allow Rebate Coupons in Agency Liquor Stores"

H.P. 304 L.D. 392 (C "A" H-141)

Bill "An Act to Strengthen the State's Support Laws"

H.P. 401 L.D. 514
(C "A" H-138)

 $\mbox{\sc Bill}$ "An Act Regarding Priorities in the Probate Code"

H.P. 491 L.D. 649 (C "A" H-140)

Bill "An Act to Amend the Civil Violation and Civil Forfeiture Laws for Natural Gas and Natural Gas Pipeline Utilities"

H.P. 519 L.D. 703 (C "A" H-136) Bill "An Act to Amend the Recording Requirements for Proceedings Involving Real Estate"

H.P. 534 L.D. 718

(C "A" H-139)

Bill "An Act to Amend the Mars Hill Utility District" (Emergency)

H.P. 540 L.D. 724 (C "A" H-137)

Which were **READ A SECOND TIME** and **PASSED TO BE ENGROSSED. As Amended**, in concurrence.

Senate As Amended

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

S.P. 119 L.D. 357 (C "A" S-70)

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

S.P. 152 L.D. 484 (C "A" S-68)

Bill "An Act to Modify Public Utilities Commission Practice and Rules of Evidence" S.P. 202 L.D. 638 (C "A" S-69)

Bill "An Act to Require That Purchasers of Used Cars Be Informed Whether the Cars Were the Subjects of Lemon Law Decisions"

S.P. 223 L.D. 694 (C "A" S-67)

Bill "An Act to Regulate Home Repair by Transient Contractors"

S.P. 228 L.D. 699 (C "A" S-72)

Which were **READ A SECOND TIME** and **PASSED TO BE ENGROSSED, As Amended.**

Sent down for concurrence.

ENACTORS

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

An Act to Prevent Discrimination S.P. 92 L.D. 246 (C "A" S-57)

On motion by Senator ${\bf ESTY}$ of Cumberland, Tabled 2 Legislative Days, pending ${\bf ENACTMENT}.$

Emergency Resolve

Resolve, Creating the Kennebec County Law Enforcement Examination Commission H.P. 365 L.D. 468

(C "A" H-68)

On motion by Senator **PEARSON** of Penobscot, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **FINAL PASSAGE**.

ORDERS OF THE DAY

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

Bill "An Act to Protect Consumers when Disconnecting Cable Television Services" (Emergency)
S.P. 195 L.D. 631
(C "A" S-58)

Tabled - April 15, 1993, by Senator $\operatorname{\textbf{\textit{ESTY}}}$ of Cumberland.

Pending - PASSAGE TO BE ENGROSSED AS AMENDED

(In Senate, April 13, 1993, READ A SECOND TIME.)

On motion by Senator **ESTY** of Cumberland, Tabled 1 Legislative Day, pending **PASSAGE TO BE ENGROSSED AS AMENDED**.

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

Bill "An Act to Create the Tax-exempt Organization Sunshine Act of 1993"
H.P. 942 L.D. 1271

Tabled - April 15, 1993, by Senator $\operatorname{\textbf{ESTY}}$ of Cumberland.

Pending - REFERENCE

(In Senate, April 15, 1993, referred to the Committee on **STATE AND LOCAL GOVERNMENT** and **ORDERED PRINTED**, in concurrence. Subsequently, **RECONSIDERED**.)

(In House, April 15, 1993, referred to the Committee on **STATE & LOCAL GOVERNMENT** and **ORDERED PRINTED**.)

On motion by Senator ${\bf ESTY}$ of Cumberland, referred to the Committee on ${\bf TAXATION}$ in ${\bf NON-CONCURRENCE}$.

Sent down for concurrence.

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

COMMUNICATIONS

The Following Communication: S.P. 429

116TH MAINE LEGISLATURE

April 23, 1993

Senator John J. O'Dea Rep. Elizabeth H. Mitchell Chairpersons Joint Standing Committee on Education 116th Legislature Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Joseph Sewall of Old Town for reappointment Nathan E. Corning of Rockport and Henry G. Brooks, Jr. of York Harbor for appointments to the Maine Maritime Academy Board of Trustees.

Pursuant to P.L. 1975, Chapter 771, Section 428, these nominations will require review by the Joint Standing Committee on Education and confirmation by the Senate.

Sincerely,

S/Dennis L. Dutremble President of the Senate

S/John L. Martin Speaker of the House

Which was \boldsymbol{READ} and referred to the Committee on $\boldsymbol{EDUCATION}.$

Sent down for concurrence.

Senate at Ease

Senate called to order by the President.

Off Record Remarks

Senator ${\bf PEARSON}$ of Penobscot was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

On motion by Senator HANDY of Androscoggin, ADJOURNED until Tuesday, April 27, 1993, at 9:00 in the morning.