

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**  
OF THE  
**One Hundred And Sixteenth Legislature**  
OF THE  
**State Of Maine**

**VOLUME VI**

**SECOND REGULAR SESSION**

**Senate**  
January 5, 1994 to April 6, 1994

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

In Senate Chamber  
Thursday  
January 20, 1994

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: Thank you. In the interest of time, please join me in a silent prayer. Amen.

Off Record Remarks

Reading of the Journal of Wednesday, January 19, 1994.

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

S.P. 632

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, January 25, 1994, at four o'clock in the afternoon.

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 Regarding the Workers' Compensation Residual Market Mechanism" (Emergency)  
H.P. 1291 L.D. 1739

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.

Bill "An Act Regarding the Use of Social Security Numbers on Health Care Cards"  
H.P. 1286 L.D. 1734

Committee on HUMAN RESOURCES suggested and ORDERED PRINTED.

Comes from the House referred to the Committee on BANKING & INSURANCE.

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

Bill "An Act to Exempt Schools from Certain Fees"  
H.P. 1287 L.D. 1735

Bill "An Act to Amend the Classification of Part of the Presumpscot River and One of Its Tributaries"  
H.P. 1289 L.D. 1737

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.

Bill "An Act to Amend the Maine Guide License"  
H.P. 1293 L.D. 1741

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 Clarify Medicaid Reimbursement for New Psychiatric Hospitals" (Emergency)  
H.P. 1292 L.D. 1740

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

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

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Bill "An Act Concerning High-speed Chases"  
(Emergency) H.P. 1294 L.D. 1742

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

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

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Bill "An Act to Change Statutory References to the Maine Teachers Association to the Maine Education Association"  
H.P. 1288 L.D. 1736

Bill "An Act to Repeal Sanctions against Businesses Doing Business in South Africa"  
H.P. 1290 L.D. 1738

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.

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**COMMUNICATIONS**

The Following Communication: S.P. 628

**116TH MAINE LEGISLATURE**

January 19, 1994

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 Ronald J. Mallett of Old Town and Norman A. Dean of Madison for reappointment and Betty Lou Mitchell of Etna for appointment to the Board of Environmental Protection.

Pursuant to Title 38, MRSA Section 341-C, these nominations 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.

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**SENATE PAPERS**

Bill "An Act to Limit the Jurisdiction of the Maine Human Rights Act"

S.P. 631 L.D. 1748

Presented by Senator **CONLEY** of Cumberland  
Cospponsored by Representative: COTE of Auburn  
Submitted by the Maine Human Rights Commission  
pursuant to Joint Rule 24.

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

Sent down for concurrence.

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Bill "An Act to Improve the Notice Provisions for Municipal Development Districts"

S.P. 629 L.D. 1749

Presented by Senator **CONLEY** of Cumberland  
Approved for introduction by a majority of the  
Legislative Council pursuant to Joint Rule 26.

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

Sent down for concurrence.

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Bill "An Act to Protect the Interests of the Town of Otis in Certain Ponds" (Emergency)

S.P. 630 L.D. 1747

Presented by Senator **FOSTER** of Hancock  
Approved for introduction by a majority of the  
Legislative Council pursuant to Joint Rule 27.

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

Sent down for concurrence.

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act Concerning Protective Structures along the Coast in Biddeford" H.P. 1297 L.D. 1752

Bill "An Act to Modify the End Disposal of Sharp Waste Products in the Biohazard Disposal Law" H.P. 1300 L.D. 1755

Bill "An Act to Amend Certain Laws Pertaining to the Department of Environmental Protection, Bureau of Hazardous Materials and Solid Waste Control" H.P. 1302 L.D. 1757

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 to Amend the Labeling Requirement of Containers for the Purpose of Recycling" H.P. 1295 L.D. 1750

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 Encourage Economic Development Through Investment Incentives for Aquaculture" H.P. 1304 L.D. 1759

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

On motion by Senator **BUSTIN** of Kennebec, Tabled 1 Legislative Day, pending **REFERENCE**.

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

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Off Record Remarks

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Senate at Ease

Senate called to order by the President.

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Maintain State-staffed Crisis Programs" (Emergency) H.P. 1296 L.D. 1751

Bill "An Act to Authorize a Department of Inland Fisheries and Wildlife Bond Issue of \$10,000,000 for Fish Hatcheries" H.P. 1301 L.D. 1756

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" (Governor's Bill) (Emergency) H.P. 1306 L.D. 1761

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.

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

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

**PAPERS FROM THE HOUSE**

**House Papers**

Resolve, to Extend the Reporting Date of the Healthy Start Task Force Report (Emergency)  
H.P. 1298 L.D. 1753

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

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

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Bill "An Act to Protect the Rights of Employees and to Ensure the Proper Expenditure of Public Funds"  
H.P. 1303 L.D. 1758

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

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

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act Regarding the Discharge of Mortgages"  
H.P. 1299 L.D. 1754

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

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

On motion by Senator **BUSTIN** of Kennebec, the Senate **RECONSIDERED** its action whereby this Bill was **REFERRED** to the Committee on **LEGAL AFFAIRS**, in concurrence.

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

Bill "An Act to Amend the Utility Location Permit Laws"

H.P. 1305 L.D. 1760

Comes 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.

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The **ADJOURNMENT ORDER** having been returned from the House **READ** and **PASSED**, in concurrence, on motion by Senator **CARPENTER** of York, **ADJOURNED** until Tuesday, January 25, 1994, at 4:00 in the afternoon.