

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

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

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

In Senate Chamber
Tuesday
February 15, 1994

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

Prayer by Reverend David Bell of the United Methodist Church in Waldoboro.

REVEREND DAVID BELL: I invite you to be in the spirit of prayer. Dear God, as many of our Maine people prepare for the forty days of Lent beginning tomorrow, we think of a time of self examination and commitment, so we pray that our Senators will reexamine their motive for actions and votes. May they recommit themselves to the ideals of justice and fairness for all of the citizens of the State of Maine. It has been a beautiful day this day dear God, we thank you for eyes that we have been able to see this wonderful winter day. May we also have eyes to see the solutions to the economic, educational and welfare concerns that will bring to our State an even greater quality of living. Thank you dear God for your willingness and strength to bring us together so that we may work together towards these ends here in Maine. Amen.

Reading of the Journal of Thursday, February 10, 1994.

PAPERS FROM THE HOUSE

Non-concurrent Matter

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
(C "B" S-387)

In Senate, February 3, 1994, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (S-387).**

Comes from the House **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (S-387) AND HOUSE AMENDMENT "A" (H-730) in NON-CONCURRENCE.**

Joint Order

The following Joint Order: H.P. 1373

ORDERED, the Senate concurring, that the Joint Standing Committee on Marine Resources report out a bill, "An Act to Conserve Sea Urchin Resources."

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

Which was **READ** and **PASSED**, in concurrence.

COMMUNICATIONS

The Following Communication:

116th MAINE LEGISLATURE

February 10, 1994

Daniel E. Wathen, Chief Justice
Kennebec County Court
95 State St.
Augusta, Maine 04330

Dear Chief Justice Wathen:

Thank you for rescheduling your address on the State of the Judiciary to Thursday, February 24, 1994, at 10:15 in the morning.

We apologize for any inconvenience this may have caused you.

We look forward to seeing you on Thursday, February 24, 1994 at 10:15 in the morning.

Sincerely,

S/Dennis L. Dutremble
President of the Senate

S/Dan A. Gwadosky
Speaker of the House

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

Off Record Remarks

The Following Communication:

116TH MAINE LEGISLATURE

PUBLIC UTILITIES COMMISSION
STATE HOUSE STATION 18
AUGUSTA, MAINE 04333-0018

February 3, 1994

February 3, 1994

J. Michael Orenduff, Chancellor
University of Maine System
107 Maine Avenue
Bangor, Maine 04401-1805

The Honorable Dennis L. Dutremble
President of the Senate
Maine Senate
State House Station 3
Augusta, Maine 04333

Dear Chancellor Orenduff:

Dear Senator Dutremble:

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 on Friday, February 18, 1994 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.

In accordance with Title 35-A of the Maine Statutes, I am enclosing the Annual Report of the Maine Public Utilities Commission.

We look forward to seeing you then. Best wishes.

Please do not hesitate to call if you have any questions regarding the materials contained in the report.

Sincerely,

Sincerely,

S/Dennis L. Dutremble
President of the Senate

S/Dan A. Gwadosky
Speaker of the House

S/Charles A. Jacobs
Administrative Director

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

Which was **READ** and with Accompanying Papers **ORDERED PLACED ON FILE**.

The Following Communication:

The Following Communication:

**UNIVERSITY OF MAINE SYSTEM
107 MAINE AVENUE
BANGOR, ME 04401-4380**

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333**

February 14, 1994

MEMORANDUM

The Honorable Dennis L. Dutremble
President of the Senate
The Honorable Dan A. Gwadosky
Speaker of the House
State House
Augusta, ME 04333

To: Senate Chair
House Chair
and Members of the Joint Standing
Committee on Banking and Insurance

From: Governor John R. McKernan, Jr.

Subject: Reappointment of the Public Member of the
Board of Directors of the Maine
Employers' Mutual Insurance Company

Date: February 10, 1994

Dear President Dutremble and Speaker Gwadosky:

I am most pleased to accept your invitation to address a Joint Session of the 116th Legislature on Friday, February 18, 1994, and look forward to the opportunity to report on the State of the University of Maine System.

Sincerely,

S/J. Michael Orenduff
Chancellor

Pursuant to P.L. 1992, Ch. 885, I am submitting for your review and approval one reappointment to serve as the public member of the new Maine Employers' Mutual Insurance Company. As stated in the law, the Joint Standing Committee on Banking and Insurance has 15 days from the date of this notice to review this appointment and I look forward to your timely action on this important matter.

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

It is my pleasure to present to the committee the following nomination:

The Following Communication:

Harvey Picker of Camden

As you can see from the attached resume, this nominee is an accomplished professional who is already well known to Committee members. He is interested in serving on this group again and is willing to make the personal and professional sacrifice needed.

I recommend this appointee to you highly and hope the Committee will look favorably upon this nominee. I look forward to receiving the Committee's timely response.

Which was **READ** and with Accompanying Papers **ORDERED PLACED ON FILE.**

Off Record Remarks

SENATE PAPERS

Bill "An Act to Allow the Sale of Irradiated Food in Maine"

S.P. 684 L.D. 1870

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

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

Sent down for concurrence.

Resolve, to Exempt School Administrative District No. 62 from Repayment of a School Subsidy Overpayment

S.P. 683 L.D. 1869

Presented by Senator **HARRIMAN** of Cumberland
Cosponsored by Representative **MITCHELL** of Freeport and
Senator: **BUTLAND** of Cumberland
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Bill "An Act to Authorize the Artisans School to Grant Degrees"

S.P. 691 L.D. 1877

Presented by Senator **PINGREE** of Knox
Cosponsored by Representative: **NASH** of Camden
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

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

Sent down for concurrence.

Bill "An Act Concerning Municipally Owned and Operated Solid Waste Incinerators"

S.P. 690 L.D. 1876

Presented by Senator **CAHILL** of Sagadahoc
Cosponsored by Representative: **COLES** of Harpswell
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

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

Sent down for concurrence.

Bill "An Act to Authorize and Regulate the Integrated Delivery of Services by the Licensed Acute Care Hospitals in the City of Portland" (Emergency)

S.P. 689 L.D. 1875

Presented by Senator **BRANNIGAN** of Cumberland
Cosponsored by Senator: **HARRIMAN** of Cumberland,
Representatives: **BRENNAN** of Portland, **PENDEXTER** of Scarborough, **TOWNSEND** of Portland
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

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

Sent down for concurrence.

Bill "An Act to Improve Methods of Dispute Resolution of the Maine Human Rights Commission"

S.P. 692 L.D. 1878

Presented by Senator **CLEVELAND** of Androscoggin
Cosponsored by Senator: **CONLEY** of Cumberland,
Representatives: **COTE** of Auburn, **FARNSWORTH** of Hallowell
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

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

Sent down for concurrence.

Bill "An Act Concerning the Importation of Salmon"

S.P. 685 L.D. 1871

Presented by Senator **VOSE** of Washington
Cosponsored by Representatives: **CONSTANTINE** of Bar Harbor, **HEINO** of Boothbay
Submitted by the Department of Marine Resources pursuant to Joint Rule 24.

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

Sent down for concurrence.

Presented by Senator **CLEVELAND** of Androscoggin
Cosponsored by Representatives: **ADAMS** of
Portland, **KONTOS** of Windham, **MARTIN** of Eagle Lake
Approved for introduction by a majority of the
Legislative Council pursuant to Joint Rule 26.

Bill "An Act to Change the Selection Process for
the State Auditor and More Closely Align the Work of
the Joint Standing Committee on Audit and Program
Review with the Work of the State Auditor"

S.P. 694 L.D. 1880

Presented by Senator **AMERO** of Cumberland
(GOVERNOR'S BILL)

Cosponsored by Senators: **BEGLEY** of Lincoln,
BUTLAND of Cumberland, **CAHILL** of Sagadahoc,
CARPENTER of York, **GOULD** of Waldo, **HALL** of
Piscataquis, **HANLEY** of Oxford, **SUMMERS** of
Cumberland, Representatives: **BENNETT** of Norway,
FOSS of Yarmouth, **LOOK** of Jonesboro, **ROBICHAUD** of
Caribou, **TAYLOR** of Cumberland, **ZIRNKILTON** of
Mount Desert

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

Sent down for concurrence.

Bill "An Act to Enhance the Effectiveness of the
Office of the Public Advocate"

S.P. 693 L.D. 1879

Presented by Senator **CARPENTER** of York
Cosponsored by Senator: **LAWRENCE** of York,
Representatives: **CASHMAN** of Old Town, **DONNELLY** of
Presque Isle
Submitted by the Office of Public Advocate
pursuant to Joint Rule 24.

Which were 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.

Bill "An Act to Make Allocations from the Maine
Turnpike Authority Funds to the Maine Turnpike
Authority for the Fiscal Year Ending December 31,
1995"

S.P. 686 L.D. 1872

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

Bill "An Act to Facilitate Collection of Tolls on
the Maine Turnpike"

S.P. 687 L.D. 1873

Presented by Senator **BRANNIGAN** of Cumberland
Cosponsored by Senators: **CONLEY** of Cumberland,
GOULD of Waldo, **PARADIS** of Aroostook,
Representatives: **BAILEY** of Township 27, **BAILEY** of
Farmington, **DRISCOLL** of Calais, **HUSSEY** of Milo,
MELENDY of Rockland, **OTT** of York, **PLOURDE** of
Biddeford, **RICKER** of Lewiston, **STROUT** of Corinth
Submitted by the Maine Turnpike Authority
pursuant to Joint Rule 24.

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

Sent down for concurrence.

Bill "An Act to Reduce the Cost of Electricity
and to Provide for Market Competition in the
Production and Sales of Electricity"

S.P. 688 L.D. 1874

COMMITTEE REPORTS

House

Ought to Pass

The Committee on **STATE & LOCAL GOVERNMENT** on
Bill "An Act to Repeal Sanctions against Businesses
Doing Business in South Africa"

H.P. 1290 L.D. 1738

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

Comes from the House with the Report **READ** and
ACCEPTED and the Bill **PASSED TO BE ENGROSSED**.

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

The Bill **READ ONCE**.

The Bill **TOMORROW ASSIGNED FOR SECOND READING**.

Ought to Pass As Amended

The Committee on **EDUCATION** on Bill "An Act to
Amend the Charter of Kents Hill School"

H.P. 1246 L.D. 1673

Reported that the same **Ought to Pass as Amended**
by **Committee Amendment "A" (H-721)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-721)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-721) **READ** and **ADOPTED**, in concurrence.

The Bill as **Amended, TOMORROW ASSIGNED FOR SECOND READING**.

The Committee on **MARINE RESOURCES** on Bill "An Act Concerning the Identification of Shellfish"
H.P. 1226 L.D. 1645

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-723)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-723)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-723) **READ** and **ADOPTED**, in concurrence.

The Bill as **Amended, TOMORROW ASSIGNED FOR SECOND READING**.

The Committee on **STATE & LOCAL GOVERNMENT** on Bill "An Act Regarding Records of Notaries Public"
H.P. 592 L.D. 807

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-720)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-720)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-720) **READ** and **ADOPTED**, in concurrence.

The Bill as **Amended, TOMORROW ASSIGNED FOR SECOND READING**.

The Committee on **STATE & LOCAL GOVERNMENT** on Resolve, Regarding the Sale of State-owned Property
H.P. 1192 L.D. 1589

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-719)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-719)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-719) **READ** and **ADOPTED**, in concurrence.

The Resolve as **Amended, TOMORROW ASSIGNED FOR SECOND READING**.

The Committee on **UTILITIES** on Bill "An Act to Make Additional Allocations from the Public Utilities Commission Regulatory Fund for the Fiscal Year Ending June 30, 1994" (Emergency)
H.P. 1181 L.D. 1579

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-717)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-717)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-717) **READ** and **ADOPTED**, in concurrence.

The Bill as **Amended, TOMORROW ASSIGNED FOR SECOND READING**.

The Committee on **UTILITIES** on Bill "An Act to Amend the Waldo Utility District Charter" (Emergency)
H.P. 1268 L.D. 1695

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-722)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-722)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-722) **READ** and **ADOPTED**, in concurrence.

The Bill as **Amended**, **TOMORROW ASSIGNED FOR SECOND READING**.

Senate

Ought to Pass As Amended

Senator **TITCOMB** for the Committee on **AGING, RETIREMENT & VETERANS** on Bill "An Act to Amend the Structure of Veterans' Services"

S.P. 583 L.D. 1627

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-397)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-397) **READ** and **ADOPTED**.

The Bill as **Amended**, **TOMORROW ASSIGNED FOR SECOND READING**.

Senator **PARADIS** for the Committee on **HUMAN RESOURCES** on Bill "An Act to Ensure Appropriate Resource and Referral Services for Families Needing Child Care" (Emergency)

S.P. 550 L.D. 1574

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-396)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-396) **READ** and **ADOPTED**.

The Bill as **Amended**, **TOMORROW ASSIGNED FOR SECOND READING**.

SECOND READERS

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

House As Amended

Bill "An Act to Allow Nonresidents to Possess Antique License Plates"

H.P. 1177 L.D. 1568
(C "A" H-716)

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

Senate As Amended

Bill "An Act to Amend the Maine Self-Insurance Guarantee Association Assessment Base"

S.P. 556 L.D. 1592
(C "A" S-394)

Bill "An Act to Clarify the State's Implementing Regulations to Provide for Schedules of Compliance"

S.P. 569 L.D. 1610
(C "A" S-395)

Bill "An Act Regarding the Implementation of the Provisions of the Higher Education Act of 1965 as Amended" (Emergency)

S.P. 606 L.D. 1704
(C "A" S-393)

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 Enhance and Improve the Special Education Complaint Management Process

S.P. 578 L.D. 1622
(S "A" S-386)

Which was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator **CARPENTER** for the Committee on **UTILITIES** on Bill "An Act to Protect Cable Television Consumers from Excessive Late Fees"

S.P. 563 L.D. 1598

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-398)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-398) **READ** and **ADOPTED**.

The Bill as **Amended**, **TOMORROW ASSIGNED FOR SECOND READING**.

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

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator **MCCORMICK** for the Committee on **BANKING & INSURANCE** on Bill "An Act to Clarify the Display of Social Security Numbers on Insurance-related Identification Cards" (Emergency)

S.P. 573 L.D. 1617

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-399)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-399) **READ** and **ADOPTED**.

The Bill as **Amended**, **TOMORROW ASSIGNED FOR SECOND READING**.

Senator **MCCORMICK** for the Committee on **BANKING & INSURANCE** on Bill "An Act to Amend the Credit Reporting Laws"

S.P. 579 L.D. 1623

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-400)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-400) **READ** and **ADOPTED**.

The Bill as **Amended**, **TOMORROW ASSIGNED FOR SECOND READING**.

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

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator **MCCORMICK** for the Committee on **BANKING & INSURANCE** on Bill "An Act to Promote Equitable Penalties for Unlicensed Consumer Lending"

S.P. 589 L.D. 1649

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-401)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-401) **READ** and **ADOPTED**.

The Bill as **Amended**, **TOMORROW ASSIGNED FOR SECOND READING**.

Senator **MCCORMICK** for the Committee on **BANKING & INSURANCE** on Bill "An Act to Protect Consumers in Loan Broker Transactions"

S.P. 610 L.D. 1708

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-402)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-402) **READ** and **ADOPTED**.

The Bill as **Amended**, **TOMORROW ASSIGNED FOR SECOND READING**.

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

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator **BALDACCI** for the Committee on **TAXATION** on Bill "An Act Governing Special Purpose Investment Subsidiaries"

S.P. 548 L.D. 1573

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-403)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-403) **READ** and **ADOPTED**.

The Bill as **Amended, TOMORROW ASSIGNED FOR SECOND READING**.

Senator **BALDACCI** for the Committee on **TAXATION** on Bill "An Act to Conform the Maine Tax Laws for 1993 With the United States Internal Revenue Code" (Emergency)

S.P. 604 L.D. 1702

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-404)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-404) **READ** and **ADOPTED**.

The Bill as **Amended, TOMORROW ASSIGNED FOR SECOND READING**.

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

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator **BUSTIN** for the Joint Select Committee on **CORRECTIONS** on Bill "An Act to Amend Conditions of the Supervised Community Confinement Program"

S.P. 588 L.D. 1648

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-405)**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-405) **READ** and **ADOPTED**.

The Bill as **Amended, TOMORROW ASSIGNED FOR SECOND READING**.

Off Record Remarks

Senator **CAHILL** of Sagadahoc was granted unanimous consent to address the Senate off the Record.

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

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

Off Record Remarks

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

Senator **CAHILL** of Sagadahoc was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

Senate at Ease

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

House Papers

Bill "An Act to Require Licenses and Fees for BST Manufacturers and Dealers" (Emergency)
H.P. 1384 L.D. 1883

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 to Authorize a General Fund Bond Issue in the Amount of \$14,000,000 to Construct Environmental Protection Facilities and to Investigate, Abate, Clean up and Mitigate Threats to the Public Health and Environment from Uncontrolled Hazardous Substances Sites" (Governor's Bill)
H.P. 1392 L.D. 1890

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 to Allow the Heartwood School of Art to Grant an Associate of Arts Degree"
H.P. 1382 L.D. 1881

Bill "An Act to Establish the Maine Commission on National Service"
H.P. 1391 L.D. 1889

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.

Bill "An Act to Ensure Proper Funding of the Department of Environmental Protection"
H.P. 1385 L.D. 1884

Bill "An Act to Expedite Oil Spill Response Activities"

H.P. 1390 L.D. 1888

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 Reform Financing of Referendum Questions"

H.P. 1378 L.D. 1865

Come 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.

Bill "An Act to Amend the Charter of the Northport Village Corporation" (Emergency)

H.P. 1379 L.D. 1866

Bill "An Act to Correct Certain Inconsistencies in the Laws Relating to the Commission on Governmental Ethics and Election Practices"

H.P. 1380 L.D. 1867

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.

(See Action Later Today)

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

PAPERS FROM THE HOUSE

**Pursuant to Resolves
COMMISSION TO STUDY THE STATUTORY PROCEDURES
FOR LOCAL PROPERTY TAX ABATEMENT APPEALS**

The **COMMISSION TO STUDY THE STATUTORY PROCEDURES FOR LOCAL PROPERTY TAX ABATEMENT APPEALS**, pursuant to Resolve 1993, chapter 41, ask leave to submit its findings and to report that the accompanying Bill "An Act to Implement the Recommendations of the Commission to Study the Statutory Procedures for Local Property Tax Abatement"

H.P. 1387 L.D. 1886

Be referred to the Committee on **TAXATION** for Public Hearing and printed pursuant to Joint Rule 20.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill referred to the Committee on **TAXATION** and **ORDERED PRINTED**, pursuant to Joint Rule 20.

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

The Bill referred to the Committee on **TAXATION** and **ORDERED PRINTED**, pursuant to Joint Rule 20, in concurrence.

**Pursuant to Public Law
MAINE SARDINE COUNCIL**

The **MAINE SARDINE COUNCIL**, pursuant to Public Law 1993, chapter 413, section 5, ask leave to submit its findings and to report that the accompanying Bill "An Act to Implement the Recommendations of the Maine Sardine Council" (Emergency)

H.P. 1386 L.D. 1885

Be referred to the Committee on **MARINE RESOURCES** for Public Hearing and printed pursuant to Joint Rule 20.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill referred to the Committee on **MARINE RESOURCES** and **ORDERED PRINTED**, pursuant to Joint Rule 20.

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

The Bill referred to the Committee on **MARINE RESOURCES** and **ORDERED PRINTED**, pursuant to Joint Rule 20, in concurrence.

On motion by Senator **CAREY** of Kennebec, the Senate **RECONSIDERED** its action whereby it **REFERRED** to the Committee on **STATE & LOCAL GOVERNMENT**:

Bill "An Act to Correct Certain Inconsistencies in the Laws Relating to the Commission on Governmental Ethics and Election Practices"

H.P. 1380 L.D. 1867

(In House, February 15, 1994, referred to the Committee on **STATE & LOCAL GOVERNMENT** and **ORDERED PRINTED**.)

(In Senate, February 15, 1994, referred to the Committee on **STATE & LOCAL GOVERNMENT** and **ORDERED PRINTED**, in concurrence.)

Senator **CAREY** of Kennebec moved to **REFER** to the Committee on **LEGAL AFFAIRS** in **NON-CONCURRENCE**.

On motion by Senator **ESTY** of Cumberland, Tabled 1 Legislative Day, pending the motion by Senator **CAREY** of Kennebec to **REFER** to the Committee on **LEGAL AFFAIRS** in **NON-CONCURRENCE**.

On motion by Senator **FOSTER** of Hancock, **ADJOURNED** until Friday, February 18, 1994, at 10:00 in the morning.