

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

**One Hundred And Seventeenth Legislature**

OF THE

**State Of Maine**

**VOLUME III**

**FIRST REGULAR SESSION**

**Senate**

December 7, 1994 to April 27, 1995

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

In Senate Chamber  
Tuesday  
March 28, 1995

Senate called to Order by the President, Jeffrey H. Butland of Cumberland.

Prayer by the Reverend Susan Davenport of the Brown Memorial United Methodist Church in Clinton.

REVEREND SUSAN DAVENPORT: Good morning. I bring you greetings from your sisters and brothers in Clinton, the home of that young woman that everyone is talking about that we are very proud of. I would like you to join me in prayer this morning.

Holy One, we give you thanks for this day and for all of the promise and opportunity that it holds. We thank you for the opportunity that you have given us to be of service to you by serving your people. Help us to remember, God, that all that we do and say is done in your name and to your glory. Amen.

Off Record Remarks

Reading of the Journal of Thursday, March 23, 1995.

Out of order and under suspension of the Rules, on motion by Senator AMERO of Cumberland, the following Senate Order:

S.O. 22

ORDERED, that a message be sent to the House of Representatives proposing a Joint Convention of both Branches in the Hall of the House at 10:20 o'clock in the morning for the purpose of extending to the Honorable John Fitzsimmons, President of the Maine Technical College System, an invitation to attend the Convention and make such communication as pleases him.

Which was READ and PASSED.

The President appointed the Senator from Cumberland, Senator AMERO to deliver the message.

Subsequently, the Senator from Cumberland, Senator AMERO reported that she had delivered the message with which she was charged.

Off Record Remarks

COMMUNICATIONS

The Following Communication: S.C. 105

STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON BANKING AND INSURANCE

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Banking and Insurance has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 402      An Act to Require Insurance Companies to Make Discounted Premiums Available to Drivers 55 Years of Age or Older Who Complete Motor Vehicle Accident Prevention Courses

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. I. Joel Abromson  
Senate Chair

S/Rep. Marc J. Vigue  
House Chair

Which was READ and with Accompanying Bill ORDERED PLACED ON FILE.

The Following Communication: S.C. 106

STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON CRIMINAL JUSTICE

March 27, 1995

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Criminal Justice has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 64            An Act to Amend the Laws Governing Indecency
- L.D. 259          An Act to Change from 2% to 5% the Percentage of the Amount Paid to County Jails from the Government Operations Surcharge Fund
- L.D. 369          An Act to Require a Person to Serve the Complete Sentence That Was Issued
- L.D. 450          An Act to Limit the Use of Force against Law Enforcement Officers Engaged in Searches and Seizures
- L.D. 482          An Act to Ensure that a Juvenile Conviction for a Serious Crime Is Made a Permanent Part of the Juvenile's Record
- L.D. 485          An Act to Protect Maine Neighborhoods from Drug Houses
- L.D. 530          An Act to Allow the Defense of Ignorance of the Law

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. John W. Benoit            S/Rep. Herbert E. Clark  
Senate Chair                      House Chair

Which was READ and with Accompanying Bills  
ORDERED PLACED ON FILE.

The Following Communication: S.C. 107

STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON BUSINESS AND ECONOMIC DEVELOPMENT

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Banking and Insurance has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 254            An Act to Ensure Coordination of State and Municipal Business Attraction Efforts

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Philip Harriman            S/Rep. G. Steven Rowe  
Senate Chair                          House Chair

Which was READ and with Accompanying Bill ORDERED  
PLACED ON FILE.

The Following Communication: S.C. 108

STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Education and Cultural Affairs has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 119            An Act to Promote Fairness and Due Process within Collegiate Athletics in the State
- L.D. 557            An Act to Require the Escrowing of the Salary of a School Administrator or Employee Arrested for Certain Crimes

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Mary E. Small  
Senate Chair

S/Rep. John L. Martin  
House Chair

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

The Following Communication: S.C. 109

**STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON HUMAN RESOURCES**

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Human Resources has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 147 An Act to Privatize the Health and Environmental Testing Laboratory within the Department of Human Services, Bureau of Health
- L.D. 250 An Act to Authorize Municipalities to Prohibit Smoking in Buildings Used by Minors under 18 Years of Age
- L.D. 508 Resolve, Directing the Department of Mental Health and Mental Retardation to Review Respite Care Licensing Standards BY REQUEST

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Joan M. Pendexter S/Rep. Michael J. Fitzpatrick  
Senate Chair House Chair

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

The Following Communication: S.C. 110

**STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Inland Fisheries and Wildlife has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 122 An Act to Allow Hunting on Sunday
- L.D. 244 An Act to Restrict the Use of Motorboats and Personal Watercraft on Certain Bodies of Water
- L.D. 436 An Act to Protect the Deer Population from Over-hunting
- L.D. 502 An Act to Create a Catch and Release Fishing Program in the State
- L.D. 524 An Act to Authorize Game Wardens to Enforce Prohibitions against Swimming in Navigable River Channels

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Stephen E. Hall  
Senate Chair

S/Rep. Dorothy A. Rotondi  
House Chair

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

The Following Communication: S.C. 111

**STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON JUDICIARY**

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Judiciary has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 12            An Act to Change the Meaning of Household Members Regarding Protective Orders between Family Members
- L.D. 410          An Act to Amend the Notice Requirements of the Maine Tort Claims Act
- L.D. 434          An Act to Improve Access to Public Records BY REQUEST
- L.D. 486          An Act Terminating Parental Child Support Obligation When the Child Attains 18 Years of Age
- L.D. 632          An Act to Reform the Child Custody Laws

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. S. Peter Mills        S/Rep. Sharon Anglin Treat  
Senate Chair                House Chair

Which was READ and with Accompanying Bills ORDERED PLACED ON FILE.

The Following Communication: S.C. 112

**STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON LABOR**

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Labor has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 184            An Act to Require the Maine Retirement System to Buy Stock in the Paper Companies
- L.D. 306            An Act to Change the Retirement Provisions of Department of Corrections Personnel
- L.D. 421            An Act to Require the Maine State Retirement System to Annually Report to Its Members and to Investigate the Issue of Privatization

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Charles M. Begley        S/Rep. Pamela H. Hatch  
Senate Chair                    House Chair

Which was READ and with Accompanying Bills ORDERED PLACED ON FILE.

The Following Communication: S.C. 113

**STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON LEGAL AND VETERANS AFFAIRS**

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Legal and Veterans Affairs has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 29            An Act to Allow Condominium Associations to Collect Common Expense Assessments in Advance
- L.D. 74            An Act to Amend the Campaign Finance Laws by Limiting Contributions by Political Action Committees and Allowing Candidates to Voluntarily Limit Campaign Expenditures
- L.D. 104           An Act to Ban Political Action Committee Money in Legislative Races

- L.D. 111 An Act to Ensure Fairness in Elections by Limiting Political Action Committee Contributions
- L.D. 206 An Act to Amend the Laws Regarding Eviction of Mobile Home Park Tenants
- L.D. 293 An Act to Limit Contributions from a Political Action Committee to \$1,000 in Any Election
- L.D. 343 An Act to Amend the Treatment of Security Deposits in Order to Provide a Remedy for Failure to Comply
- L.D. 344 An Act to Provide Equity in Services to Residents of Mobile Home Parks
- L.D. 440 An Act to Allow Name Tags at Polling Places during Election Day
- L.D. 460 An Act to Require Voters to Renew Their Voter Registration Every 6 Years
- L.D. 519 An Act to Increase the Operating Profit of Agency Liquor Stores

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Norman K. Ferguson, Jr.      S/Rep. Guy R. Nadeau  
 Senate Chair                              House Chair

Which was READ and with Accompanying Bills ORDERED PLACED ON FILE.

The Following Communication: S.C. 114

**STATE OF MAINE  
 ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
 COMMITTEE ON MARINE RESOURCES**

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
 Honorable Dan A. Gwadosky, Speaker of the House  
 117th Maine Legislature  
 State House  
 Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Marine Resources has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 129 An Act to Repeal the Law that Prohibits Dragging and Scalping in the Frenchboro Area
- L.D. 232 An Act to Reduce Clam Digger License Fees for Clam Diggers with a Municipal License
- L.D. 495 An Act to Prohibit Commercial Dragging during the Period Beginning April 16th and Ending November 14th

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Jeffrey H. Butland      S/Rep. Peter A. Cloutier  
 Senate Chair                              House Chair

Which was READ and with Accompanying Bills ORDERED PLACED ON FILE.

The Following Communication: S.C. 115

**STATE OF MAINE  
 ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
 COMMITTEE ON NATURAL RESOURCES**

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
 Honorable Dan A. Gwadosky, Speaker of the House  
 117th Maine Legislature  
 State House  
 Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Natural Resources has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 588 An Act to Change the Width of the Saco River Corridor and Allow Municipalities to Extend the Corridor Width

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Willis A. Lord                      S/Rep. Richard A. Gould  
 Senate Chair                                  House Chair

Which was READ and with Accompanying Bill ORDERED PLACED ON FILE.

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Jane A. Amero  
Senate Chair

S/Rep. Beverly C. Daggett  
House Chair

The Following Communication: S.C. 116

Which was READ and with Accompanying Bills ORDERED PLACED ON FILE.

STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON STATE AND LOCAL GOVERNMENT

March 27, 1995

The Following Communication: S.C. 117

STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON TAXATION

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

March 27, 1995

Dear President Butland and Speaker Gwadosky:

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on State and Local Government has voted unanimously to report the following bills out "Ought Not to Pass":

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Taxation has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 35 An Act to Reduce the Meal Allowance for Legislators from \$32 to \$16
- L.D. 193 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Limit on Increases in the Local Property Tax
- L.D. 247 An Act to Ensure Full Agency Review of Municipal Impacts Caused by Agency Actions
- L.D. 270 Resolve, to Create the Commission to Establish Job Criteria and Qualification Requirements for Certain State Officers
- L.D. 319 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require that Constitutional Officers Be Appointed by the Governor
- L.D. 463 An Act to Reduce the Legislative Meal Allowance
- L.D. 469 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require Minimum Qualifications for the Treasurer of State
- L.D. 708 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require gubernatorial Appointment of the Attorney General
- L.D. 713 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require That the Treasurer of State Be Appointed by the Governor

- L.D. 33 An Act to Reduce the State Income Tax Rate by 10% over a 5-year Period
- L.D. 145 An Act to Exempt from Taxation Charitable Institutions Authorized To Do Business in Maine BY REQUEST
- L.D. 152 An Act to Clarify the Tax Exemption for Pollution Control
- L.D. 174 An Act to Reduce Income Taxes
- L.D. 426 An Act to Restrict the Situations When a Taxpayer May Request an Abatement of Property Taxes

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. W. John Hathaway  
Senate Chair

S/Rep. Susan E. Dore  
House Chair

Which was READ and with Accompanying Bills ORDERED PLACED ON FILE.



The Following Communication: S.C. 118

**STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON TRANSPORTATION**

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Transportation has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 72 An Act to Require Safety Seat Belts in New School Buses
- L.D. 102 An Act to Reduce the Cost of Business Directional Signs
- L.D. 136 An Act to Create a New Maine Firefighter License Plate
- L.D. 241 An Act Concerning Reporting Powers of Fire/Police Units
- L.D. 291 An Act to Prohibit the Operation of Trucks Over 50,000 Pounds During Inclement Weather
- L.D. 324 An Act to Make Procedural Changes to the Maine Turnpike Authority
- L.D. 363 An Act to Allow the Issuance of Vanity Plates for Commercial Motor Vehicles and to Provide Special Registration Plates to Amateur Radio Operators BY REQUEST
- L.D. 375 An Act to Create Special License Plates for Certain Civic Groups
- L.D. 466 An Act to Require That Headlights Be on during Inclement Weather
- L.D. 473 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Permit Revenues Derived from the Use of Vehicles on Public Highways and from Alternative Modes of Transportation to be Used for Obtaining Access to Rights-of-Way for Alternative Forms of Transportation
- L.D. 509 An Act to Require a Review of Handicapped Plates Periodically BY REQUEST

- L.D. 573 An Act to Establish Retreaded Truck Tire Safety Standards
- L.D. 574 An Act to Require the Department of Transportation to Post Signs Indicating That Headlights Must Be On When Windshield Wipers Are in Use
- L.D. 614 An Act to Improve Safety of School Buses
- L.D. 617 An Act to Raise the Fee for Legislative Registration Plates
- L.D. 685 An Act to Facilitate Efficiency of Inspections of Commercial Motor Vehicles

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Albert G. Stevens, Jr. S/Rep. William B. O'Gara  
Senate Chair House Chair

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

The Following Communication: S.C. 119

**STATE OF MAINE  
ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
COMMITTEE ON UTILITIES AND ENERGY**

March 27, 1995

Honorable Jeffrey H. Butland, President of the Senate  
Honorable Dan A. Gwadosky, Speaker of the House  
117th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

Pursuant to Joint Rule 15, we are writing to notify you that the Joint Standing Committee on Utilities and Energy has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 327 An Act to Amend and Clarify the Powers and Duties of the State Planning Office
- L.D. 345 An Act to Prohibit Regulatory Discrimination among Utilities
- L.D. 387 An Act to Repeal the Winter Harbor Water District BY REQUEST

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. David L. Carpenter      S/Rep. Carol A. Kontos  
Senate Chair                      House Chair

Which was READ and with Accompanying Bills  
ORDERED PLACED ON FILE.

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**SENATE PAPERS**

Bill "An Act to Ensure Mills Their Annual Supply  
of Logs and Wood Chips"

S.P. 376 L.D. 1053

Presented by Senator **LONGLEY** of Waldo  
Cosponsored by Senators: **CASSIDY** of Washington,  
**FERGUSON, JR.** of Oxford, **LORD** of York, **MICHAUD** of  
Penobscot, Representatives: **DEXTER** of Kingfield,  
**ETNIER** of Harpswell, **MCELROY** of Unity, **TUFTS** of  
Stockton Springs

Bill "An Act to Increase the Amount of  
Reimbursement to Animal Shelters Housing Stray Dogs"

S.P. 387 L.D. 1064

Presented by Senator **BUSTIN** of Kennebec  
Cosponsored by Senators: **FAIRCLOTH** of Penobscot,  
**O'DEA** of Penobscot

Reference to the Committee on **AGRICULTURE,**  
**CONSERVATION AND FORESTRY** suggested and **ORDERED**  
**PRINTED.**

Which were referred to the Committee **AGRICULTURE,**  
**CONSERVATION AND FORESTRY** and **ORDERED PRINTED.**

Sent down for concurrence.

---

Resolve, Requiring a Study of the State's Export  
Financing Services

S.P. 378 L.D. 1055

Presented by Senator **LONGLEY** of Waldo  
Cosponsored by Senators: **CASSIDY** of Washington,  
**CIANCHETTE** of Somerset, **FAIRCLOTH** of Penobscot,  
**FERGUSON, JR.** of Oxford, **LAWRENCE** of York, **LORD**  
of York, **MICHAUD** of Penobscot, **O'DEA** of  
Penobscot, **PARADIS** of Aroostook, Representatives:  
**DEXTER** of Kingfield, **ETNIER** of Harpswell, **MCELROY**  
of Unity, **ROSEBUSH** of East Millinocket, **SAXL** of  
Portland, **WHITCOMB** of Waldo

Reference to the Committee on **BUSINESS AND**  
**ECONOMIC DEVELOPMENT** suggested and **ORDERED PRINTED.**

Which was referred to the Committee **BUSINESS AND**  
**ECONOMIC DEVELOPMENT** and **ORDERED PRINTED.**

Sent down for concurrence.

---

Bill "An Act to Allow the Collection of  
Reimbursement for Medical Expenses"

S.P. 375 L.D. 1052

Presented by Senator **BENOIT** of Franklin  
Cosponsored by Representative: **THOMPSON** of Naples

Submitted by the Department of Corrections  
pursuant to Joint Rule 24.

Bill "An Act to Revise the Requirements of the  
Policy Review Council for the Arthur R. Gould School  
at the Maine Youth Center"

S.P. 377 L.D. 1054

Presented by Senator **SMALL** of Sagadahoc  
Cosponsored by Representative: **JOHNSON** of South  
Portland

Submitted by the Department of Corrections  
pursuant to Joint Rule 24.

Bill "An Act to Clarify Detention  
Responsibilities"

S.P. 388 L.D. 1065

Presented by Senator **BUSTIN** of Kennebec  
Cosponsored by Senator: **O'DEA** of Penobscot,  
Representatives: **CLUKEY** of Houlton, **TOWNSEND** of  
Portland

Submitted by the Department of Corrections  
pursuant to Joint Rule 24.

Bill "An Act Authorizing the Immediate Suspension  
of a Driver's License upon Arrest for a Repeat OUI  
Offense"

S.P. 389 L.D. 1066

Presented by Senator **HATHAWAY** of York  
Cosponsored by Representative: **AULT** of Wayne

Reference to the Committee on **CRIMINAL JUSTICE**  
suggested and **ORDERED PRINTED.**

Which were referred to the Committee **CRIMINAL**  
**JUSTICE** and **ORDERED PRINTED.**

Sent down for concurrence.

---

Bill "An Act to Encourage the Retention and  
Expansion of Existing Schools within Communities"

S.P. 364 L.D. 990

Presented by Senator **PINGREE** of Knox  
Cosponsored by Senators: **BUSTIN** of Kennebec,  
**CAREY** of Kennebec, **PENDEXTER** of Cumberland,  
Representative: **SIMONEAU** of Thomaston

Reference to the Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and **ORDERED PRINTED**.

Which was referred to the Committee **EDUCATION AND CULTURAL AFFAIRS** and **ORDERED PRINTED**.

Sent down for concurrence.

---

Bill "An Act to Regulate Hybrid Wolves"  
S.P. 360 L.D. 986

Presented by Senator **HALL** of Piscataquis  
Cosponsored by Senator: **BENOIT** of Franklin,  
Representatives: **CHICK** of Lebanon, **CLARK** of  
Millinocket, **CLUKEY** of Houlton, **TUFTS** of Stockton  
Springs

Bill "An Act to Amend the Law Regarding  
Snowmobile Registration Fees"  
S.P. 380 L.D. 1057

Presented by Senator **BENOIT** of Franklin

Reference to the Committee on **INLAND FISHERIES AND WILDLIFE** suggested and **ORDERED PRINTED**.

Which were referred to the Committee **INLAND FISHERIES AND WILDLIFE** and **ORDERED PRINTED**.

Sent down for concurrence.

---

Bill "An Act to Amend the Law Dealing with  
Agreements for Recovery of Personal Property"  
S.P. 359 L.D. 985

Presented by Senator **CAREY** of Kennebec

Reference to the Committee on **JUDICIARY** suggested and **ORDERED PRINTED**.

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

Sent down for concurrence.

---

Bill "An Act to Amend the Displaced Homemakers  
Act"  
S.P. 369 L.D. 1046

Presented by Senator **BEGLEY** of Lincoln  
Cosponsored by Senator: **KIEFFER** of Aroostook,  
Representatives: **HATCH** of Skowhegan, **MITCHELL** of  
Vassalboro

Submitted by the Department of Labor pursuant to  
Joint Rule 24.

Bill "An Act to Prohibit the Collection of  
Unemployment Benefits Based upon Employment During  
Work Release"

S.P. 371 L.D. 1048

Presented by Senator **HALL** of Piscataquis  
Cosponsored by Representative: **WHEELER** of  
Bridgewater

Submitted by the Department of Corrections  
pursuant to Joint Rule 24.

Resolve, to Create an Advisory Committee to  
Assist in the Funding of State Employee Workers'  
Compensation Claims

S.P. 379 L.D. 1056

Presented by Senator **HARRIMAN** of Cumberland

Reference to the Committee on **LABOR** suggested and  
**ORDERED PRINTED**.

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

Sent down for concurrence.

---

Bill "An Act to Amend the Law Concerning the  
Pricing of Discontinued and Test-market Liquor Items"  
S.P. 372 L.D. 1049

Presented by Senator **FERGUSON, JR.** of Oxford  
Cosponsored by Representative: **NADEAU** of Saco

Submitted by the Department of Administrative and  
Financial Services pursuant to Joint Rule 24.

Bill "An Act to Amend Certain Provisions of the  
Law Relating to Defense"

S.P. 384 L.D. 1061

Presented by Senator **FERGUSON, JR.** of Oxford  
Cosponsored by Representatives: **BIRNEY** of Paris,  
**BUCK** of Yarmouth, **CHIZMAR** of Lisbon, **FISHER** of  
Brewer, **LABRECQUE** of Gorham, **RICKER** of Lewiston,  
**TRUE** of Fryeburg, **WINSOR** of Norway

Submitted by the Department of Defense and  
Veterans' Services pursuant to Joint Rule 24.

Bill "An Act to Require That a Vacancy in a  
County Office Be Filled by an Appointee from the Same  
Political Party"

S.P. 390 L.D. 1067

Presented by Senator **FERGUSON, JR.** of Oxford  
Cosponsored by Senators: **BEGLEY** of Lincoln,  
**MICHAUD** of Penobscot

Sent down for concurrence.

Reference to the Committee on **LEGAL AND VETERANS AFFAIRS** suggested and **ORDERED PRINTED**.

Which were referred to the Committee **LEGAL AND VETERANS AFFAIRS** and **ORDERED PRINTED**.

Sent down for concurrence.

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Resolve, to Direct the Commissioner of Marine Resources to Investigate Controlling Marine Predators Inhibiting Shellfish Farming (Emergency)  
S.P. 362 L.D. 988

Presented by Senator **GOLDTHWAIT** of Hancock  
Cosponsored by Representatives: **BIGL** of Bucksport, **ETNIER** of Harpswell, **RICE** of South Bristol

Bill "An Act to Further Restrict the Illegal Harvest of Cultivated Oysters" (Emergency)  
S.P. 363 L.D. 989

Presented by Senator **GOLDTHWAIT** of Hancock  
Cosponsored by Representatives: **BIGL** of Bucksport, **CLOUTIER** of South Portland, **RICE** of South Bristol

Resolve, to Strengthen Fish Hatchery Capacity within the State by Establishing a Partnership between Public and Private Organizations (Emergency)  
S.P. 365 L.D. 991

Presented by Senator **GOLDTHWAIT** of Hancock  
Cosponsored by Representatives: **BIGL** of Bucksport, **CLOUTIER** of South Portland, **RICE** of South Bristol

Bill "An Act to Repeal the Salmon Aquaculture Monitoring and Research Fund" (Emergency)  
S.P. 366 L.D. 992

Presented by Senator **GOLDTHWAIT** of Hancock  
Cosponsored by Representatives: **BIGL** of Bucksport, **RICE** of South Bristol

Bill "An Act to Allow Municipalities to Grant Aquaculture Licenses for Sea Vegetables" (Emergency)  
S.P. 367 L.D. 993

Presented by Senator **GOLDTHWAIT** of Hancock  
Cosponsored by Representatives: **BIGL** of Bucksport, **CLOUTIER** of South Portland, **RICE** of South Bristol

Reference to the Committee on **MARINE RESOURCES** suggested and **ORDERED PRINTED**.

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

---

Bill "An Act to Correct Errors and Inconsistencies with Regard to the Restructuring of Maine Government to Conform with the Provisions of the Texas Compact" (Emergency)  
S.P. 383 L.D. 1060

Presented by Senator **LORD** of York  
Cosponsored by Representative: **GOULD** of Greenville

Submitted by the State Planning Office pursuant to Joint Rule 24.

Bill "An Act to Reduce Duplicative Reporting"  
S.P. 385 L.D. 1062

Presented by Senator **LORD** of York

Reference to the Committee on **NATURAL RESOURCES** suggested and **ORDERED PRINTED**.

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

Sent down for concurrence.

---

Resolve, Renaming Coves in St. George, Cushing and Friendship  
S.P. 361 L.D. 987

Presented by Senator **PINGREE** of Knox

Bill "An Act to Require State Agencies to Prepare Impact Statements"  
S.P. 368 L.D. 994

Presented by Senator **BUSTIN** of Kennebec  
Cosponsored by Senators: **BERUBE** of Androscoggin, **CAREY** of Kennebec, **LAWRENCE** of York,  
Representatives: **CHASE** of China, **GWADOSKY** of Fairfield, **JACQUES** of Waterville, **KERR** of Old Orchard Beach, **MITCHELL** of Vassalboro, **VIGUE** of Winslow

Reference to the Committee on **STATE AND LOCAL GOVERNMENT** suggested and **ORDERED PRINTED**.

Which were referred to the Committee **STATE AND LOCAL GOVERNMENT** and **ORDERED PRINTED**.

Sent down for concurrence.

---

Bill "An Act to Change the Method of Computing the Hospital Tax" (Emergency)  
S.P. 391 L.D. 1068

Presented by Senator **PENDEXTER** of Cumberland  
 Cosponsored by Representative **WINGLASS** of Auburn  
 and Senators: **ABROMSON** of Cumberland, **AMERO** of  
 Cumberland, **BEGLEY** of Lincoln, **BENOIT** of  
 Franklin, **BUTLAND** of Cumberland, **CAREY** of  
 Kennebec, **CARPENTER** of York, **CASSIDY** of  
 Washington, **ESTY, JR.** of Cumberland, **FERGUSON,**  
**JR.** of Oxford, **GOLDTHWAIT** of Hancock, **HALL** of  
 Piscataquis, **HANLEY** of Oxford, **HARRIMAN** of  
 Cumberland, **HATHAWAY** of York, **KIEFFER** of  
 Aroostook, **LAWRENCE** of York, **LORD** of York,  
**MICHAUD** of Penobscot, **MILLS** of Somerset, **PARADIS**  
 of Aroostook, **PINGREE** of Knox, **RAND** of  
 Cumberland, **RUHLIN** of Penobscot, **SMALL** of  
 Sagadahoc, **STEVENS, JR.** of Androscoggin,  
 Representatives: **AIKMAN** of Poland, **AULT** of Wayne,  
**BAILEY** of Township 27, **BARTH, JR.** of Bethel, **BIGL**  
 of Bucksport, **BIRNEY** of Paris, **BUCK** of Yarmouth,  
**CAMERON** of Rumford, **CAMPBELL** of Holden, **CARLETON,**  
**JR.** of Wells, **CHICK** of Lebanon, **CLARK** of  
 Millinocket, **CLUKEY** of Houlton, **CROSS** of  
 Dover-Foxcroft, **DAMREN** of Belgrade, **DEXTER** of  
 Kingfield, **DIPIETRO** of South Portland, **DONNELLY**  
 of Presque Isle, **DORE** of Auburn, **DUNN** of Gray,  
**FARNUM** of South Berwick, **FITZPATRICK** of Durham,  
**GOOLEY** of Farmington, **GOULD** of Greenville,  
**GUERRETTE** of Pittston, **HARTNETT** of Freeport,  
**HEINO** of Boothbay, **HICHBORN** of LaGrange, **JOY** of  
 Crystal, **JOYCE** of Biddeford, **JOYNER** of Hollis,  
**KNEELAND** of Easton, **LANE** of Enfield, **LEMONT** of  
 Kittery, **LIBBY** of Kennebunk, **LINDAHL** of  
 Northport, **LOVETT** of Scarborough, **LUMBRA** of  
 Bangor, **LUTHER** of Mexico, **MADORE** of Augusta,  
**MARSHALL** of Eliot, **MARVIN** of Cape Elizabeth,  
**MAYO, III** of Bath, **MCALLEVEY** of Waterboro, **MCELROY**  
 of Unity, **MURPHY** of Berwick, **NICKERSON** of Turner,  
**OTT** of York, **PEAVEY** of Woolwich, **PERKINS** of  
 Penobscot, **PINKHAM** of Lamoine, **POIRIER** of Saco,  
**POVICH** of Ellsworth, **REED** of Falmouth, **REED** of  
 Dexter, **RICE** of South Bristol, **RICKER** of  
 Lewiston, **ROBICHAUD** of Caribou, **SAVAGE** of Union,  
**SIMONEAU** of Thomaston, **SPEAR** of Nobleboro,  
**STEDMAN** of Hartland, **STONE** of Bangor, **TAYLOR** of  
 Cumberland, **TRIPP** of Topsham, **TRUE** of Fryeburg,  
**TUFTS** of Stockton Springs, **UNDERWOOD** of Oxford,  
**VIGUE** of Winslow, **WATERHOUSE** of Bridgton,  
**WHITCOMB** of Waldo, **WINSOR** of Norway, **YACKOBITZ** of  
 Hermon

Reference to the Committee on **TAXATION** suggested  
 and **ORDERED PRINTED.**

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

Sent down for concurrence.

Bill "An Act to Allow Towns to Register Vehicles  
 on Loan through the Federal Excess Property Program  
 without Local Title"

S.P. 370 L.D. 1047

Presented by Senator **LORD** of York  
 Cosponsored by Representatives: **AHEARNE** of  
 Madawaska, **DEXTER** of Kingfield, **HEESCHEN** of Wilton

Submitted by the Department of Conservation  
 pursuant to Joint Rule 24.

Bill "An Act to Allow the Posting of Temporary  
 Signs at Dangerous Intersections"

S.P. 374 L.D. 1051

Presented by Senator **CARPENTER** of York  
 Cosponsored by Senators: **ABROMSON** of Cumberland,  
**AMERO** of Cumberland, **BEGLEY** of Lincoln, **CASSIDY**  
 of Washington, **HALL** of Piscataquis, **KIEFFER** of  
 Aroostook, Representatives: **AHEARNE** of Madawaska,  
**KONTOS** of Windham, **TAYLOR** of Cumberland

Reference to the Committee on **TRANSPORTATION**  
 suggested and **ORDERED PRINTED.**

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

Sent down for concurrence.

Bill "An Act Concerning the Eminent Domain Powers  
 of Sanitary and Sewer Districts"

S.P. 358 L.D. 984

Presented by Senator **BEGLEY** of Lincoln  
 Cosponsored by Senators: **CARPENTER** of York, **LORD**  
 of York, Representative: **CAMERON** of Rumford

Bill "An Act to Encourage Competitiveness by  
 Public Utilities"

S.P. 373 L.D. 1050

Presented by Senator **FAIRCLOTH** of Penobscot  
 Cosponsored by Senators: **CARPENTER** of York,  
**CIANCHETTE** of Somerset, Representatives: **BRENNAN**  
 of Portland, **CAMPBELL** of Holden, **LUMBRA** of  
 Bangor, **MORRISON** of Bangor, **STONE** of Bangor

Bill "An Act to Abolish the Richmond Utilities  
 District"

S.P. 381 L.D. 1058

Presented by Senator **MCCORMICK** of Kennebec  
 Cosponsored by Representative: **SHIAH** of Bowdoinham

Resolve, to Require a Study of the Structure of  
 the Electric Utility Industry by the Public Utilities  
 Commission

S.P. 386 L.D. 1063

Presented by Senator **CARPENTER** of York  
 Cosponsored by Senator **CLEVELAND** of Androscoggin  
 and Senators: **AMERO** of Cumberland, **BEGLEY** of  
 Lincoln, **BENOIT** of Franklin, **BUSTIN** of Kennebec,  
**BUTLAND** of Cumberland, **CASSIDY** of Washington,  
**CIANCHETTE** of Somerset, **HANLEY** of Oxford,  
**HARRIMAN** of Cumberland, **KIEFFER** of Aroostook,  
**LAWRENCE** of York, **LORD** of York, **SMALL** of  
 Sagadahoc, **STEVENS, JR.** of Androscoggin,  
 Representatives: **ADAMS** of Portland, **CAMERON** of  
 Rumford, **CLARK** of Millinocket, **GIERINGER, JR.** of

Portland, GUERRETTE of Pittston, GWADOSKY of  
Fairfield, JACQUES of Waterville, KONTOS of  
Windham, LUTHER of Mexico, MCELROY of Unity,  
MORRISON of Bangor, O'NEAL of Limestone, POIRIER  
of Saco, POULIN of Oakland, STONE of Bangor,  
TAYLOR of Cumberland, WHITCOMB of Waldo, WINSOR  
of Norway

Off Record Remarks

Reference to the Committee on UTILITIES AND  
ENERGY suggested and ORDERED PRINTED.

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

Which were referred to the Committee UTILITIES  
AND ENERGY and ORDERED PRINTED.

Sent down for concurrence.

COMMITTEE REPORTS

House

Ought to Pass

Pursuant to Resolve  
COMMISSION ON THE FUTURE OF MAINE'S PAPER INDUSTRY

Senator HARRIMAN for the COMMISSION ON THE FUTURE  
OF MAINE'S PAPER INDUSTRY, pursuant to the Resolve  
1993, chapter 75 asks leave to report that the  
accompanying "Resolve, to Establish a Paper Industry  
Council"

S.P. 382 L.D. 1059

Be referred to the Committee on BUSINESS AND  
ECONOMIC DEVELOPMENT for Public Hearing and printed  
pursuant to Joint Rule 20.

Which Report was READ and ACCEPTED.

The Bill referred to the Committee on BUSINESS  
AND ECONOMIC DEVELOPMENT and ORDERED PRINTED,  
pursuant to Joint Rule 20.

Sent down for concurrence.

The Committee on LEGAL AND VETERANS AFFAIRS on  
Bill "An Act to Allow Off-duty Police Officers to  
Work in Retail Stores That Are Licensed to Sell  
Alcoholic Beverages"

H.P. 69 L.D. 105

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.

At this point, a message was received from the  
House of Representatives, borne by Representative  
JACQUES of Waterville informing the Senate that the  
House concurred in the proposition for a Joint  
Convention, to be held in the Hall of the House, at  
10:20 o'clock in the morning for the purpose of  
extending to the Honorable John Fitzsimmons,  
President of the Maine Technical College System, an  
invitation to attend the Convention and make such  
communication as pleases him.

The Committee on JUDICIARY on Bill "An Act to  
Remove Restrictions on Compensation For Deputy  
District Attorneys"

H.P. 412 L.D. 569

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.

Singing of the National Anthem by the Mount View  
High School Chamber Singers, of Thorndike.

On motion by Senator MILLS of Somerset, Tabled  
until Later in Today's Session, pending ACCEPTANCE of  
the Report.

**Ought to Pass As Amended**

The Committee on **BANKING AND INSURANCE** on Bill "An Act to Amend the Law Regarding Mandatory Insurance Coverage for Mental Illness" (Emergency)  
H.P. 150 L.D. 198

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-27)**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-27)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-27) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **TRANSPORTATION** on Bill "An Act to Allow Municipal Officials to Approve the Use of Flashing Lights by Fire Department Members"  
H.P. 173 L.D. 221

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-26)**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-26)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-26) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Appropriate Funds for the Expansion and Renovation of the Norway Armory" (Emergency)  
H.P. 270 L.D. 372

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-24)**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-24)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-24) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **BANKING AND INSURANCE** on Bill "An Act to Make Certain Housekeeping Changes to the Banking Code Regarding Hours of Operation, Closing during Emergencies, the Publication of Reports of Financial Condition and the Maturity of Credit Lines"  
H.P. 358 L.D. 478

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-28)**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-28)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-28) **READ** and **ADOPTED**, in concurrence.

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

---

**Divided Report**

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Require the Return of Interest Earned on Security Deposits"  
H.P. 177 L.D. 225

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

FERGUSON, JR. of Oxford  
STEVENS, JR. of Androscoggin  
MICHAUD of Penobscot

Representatives:

NADEAU of Saco  
LABRECQUE of Gorham  
MURPHY of Berwick  
FISHER of Brewer  
GAMACHE of Lewiston  
CHIZMAR of Lisbon  
LEMONT of Kittery  
TRUE of Fryeburg  
BUCK of Yarmouth

The Minority of the same Committee on the same subject reported that the same Ought to Pass.

Signed:

Representative:  
TRUMAN of Biddeford

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

Which Reports were READ.

On motion by Senator LAWRENCE of York, Tabled until Later in Today's Session, pending ACCEPTANCE of Either Report.

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Off Record Remarks

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On motion by Senator LAWRENCE of York, RECESSED until 10:15 o'clock in the morning.

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After Recess

Senate called to order by the President.

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At this point, the Senate retired to the Hall of the House, where a Joint Convention was formed.

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AFTER CONVENTION

IN SENATE

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

Joint Resolution

The following Joint Resolution: H.P. 719

JOINT RESOLUTION HONORING THE MEMORY OF JOSEPH LAWRENCE KENNETH BELANGER

WHEREAS, it has been 30 years since the untimely and tragic death of Joseph Lawrence Kenneth Belanger on February 7, 1965, in his 20th year, by a bomb attack on his barracks in Pleiku, Vietnam; and

WHEREAS, Joseph Lawrence Kenneth Belanger was a small-town hero, a native son of Bingham, a high school basketball star, a promising athlete known for his wit and charm and loved and respected by his family, friends and the people of his hometown; and

WHEREAS, Joseph Lawrence Kenneth Belanger had a strong sense of family, faith and responsibility and with a desire to better himself and do what is right joined the United States Army; and

WHEREAS, Joseph Lawrence Kenneth Belanger best exemplified the honor, courage and bravery in the men and women that represent the State of Maine in our National Armed Forces; now, therefore, be it

RESOLVED: That, We, the Members of the One Hundred Seventeenth Legislature of the State of Maine now assembled in the First Regular Session, pause in a moment of understanding and prayer to honor the memory of Joseph Lawrence Kenneth Belanger and respectfully request that when the Legislature adjourns this date it do so in honor and lasting tribute to the memory of Joseph Lawrence Kenneth Belanger; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to his devoted family.

Comes from the House READ and ADOPTED.

Which was READ.

THE PRESIDENT: The Chair recognizes the Senator from Somerset, Senator Mills.

Senator MILLS: Mr. President, Men and Women of the Senate. I rise this morning to express a few personal thoughts about the resolution that we have



before us. The young man who died in 1965 was approximately my age, so I do speak with particular feelings about it. There was a very fine article in the Sunday Telegram a few weeks ago, picturing this man's father, Larry Belanger, who is in the wheelchair at the rear of the Chamber today attending this resolution in honor of his son. He had many children. Five of them are attending today. Kathleen Atwood, his daughter, from Oakland, and then four sons, all of whom still live in Bingham, Ronald, Roger, Roderick and Bernard Belanger. They are very down-to-earth, good Maine people from what could not be a more typical and beautiful small town than Bingham on the Kennebec River. I am very pleased to have them here today.

Which was **ADOPTED**, in concurrence.

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Off Record Remarks

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On motion by Senator **LAWRENCE** of York, **RECESSED** until 4:30 o'clock in the afternoon.

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After Recess

Senate called to order by the President.

---

Senate

Ought to Pass

Senator **PENDEXTER** for the Committee on **HUMAN RESOURCES** on Bill "An Act to Amend Certain Powers of Hospital Administrative District No. 4" (Emergency) S.P. 184 L.D. 493

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

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

The Bill **READ ONCE**.

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

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**Ought to Pass As Amended**

Senator **MILLS** for the Committee on **JUDICIARY** on Bill "An Act to Extend the Return Period for Judgment Executions"

S.P. 123 L.D. 298

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-29)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (S-29) **READ** and **ADOPTED**.

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

---

Senator **HATHAWAY** for the Committee on **TAXATION** on Bill "An Act to Increase the Fee Amount that an Unorganized Territory is Allowed to Retain as an Agent of the State Collecting Excise Taxes"

S.P. 57 L.D. 86

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-31)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (S-31) **READ** and **ADOPTED**.

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

---

Senator **HANLEY** for the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act to Provide the Maine Legislature with Additional Financial Information" (Emergency)

S.P. 95 L.D. 235

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-32)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (S-32) **READ** and **ADOPTED**.

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

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**Divided Report**

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

S.P. 93 L.D. 233

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (S-27)

Signed:

Senators:

- PENDEXTER of Cumberland
- BENOIT of Franklin
- PINGREE of Knox

Representatives:

- FITZPATRICK of Durham
- JOHNSON of South Portland
- JOYNER of Hollis
- SHIAH of Bowdoinham
- ETNIER of Harpswell
- MITCHELL of Portland
- LOVETT of Scarborough
- JONES of Bar Harbor

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

Signed:

Representatives:

- MARVIN of Cape Elizabeth
- WINGLASS of Auburn

Which Reports were **READ**.

The Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-27) **READ** and **ADOPTED**.

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

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**Divided Report**

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Prohibit Candidates from Attending the Voting Place Except to Vote"

S.P. 69 L.D. 157

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

- STEVENS, JR. of Androscoggin
- MICHAUD of Penobscot

Representatives:

- NADEAU of Saco
- TRUMAN of Biddeford
- FISHER of Brewer
- CHIZMAR of Lisbon
- MURPHY of Berwick
- LEMONT of Kittery
- LABRECQUE of Gorham
- GAMACHE of Lewiston

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (S-30)

Signed:

Senator:

- FERGUSON, JR. of Oxford

Representatives:

- BUCK of Yarmouth
- TRUE of Fryeburg

Which Reports were **READ**.

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

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**Divided Report**

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Reduce the Number of Days a Tenant May Be in Arrears for Rent Payments" S.P. 76 L.D. 164

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (S-28)

Signed:

Senators:

- FERGUSON, JR. of Oxford
- STEVENS, JR. of Androscoggin
- MICHAUD of Penobscot

Representatives:

- NADEAU of Saco
- LABRECQUE of Gorham
- MURPHY of Berwick
- FISHER of Brewer
- CHIZMAR of Lisbon
- LEMONT of Kittery
- TRUE of Fryeburg
- BUCK of Yarmouth

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

Signed:

Representatives:  
GAMACHE of Lewiston  
TRUMAN of Biddeford

Which Reports were **READ.**

The Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED.**

The Bill **READ ONCE.**

Committee Amendment "A" (S-28) **READ** and **ADOPTED.**

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

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**Divided Report**

The Majority of the Committee on **MARINE RESOURCES** on Bill "An Act to Require a License for Recreational Harvesting of Marine Organisms and for the Operation of Marine Party Boats" (Emergency) S.P. 158 L.D. 420

Reported that the same **Ought Not to Pass.**

Signed:

Senators:  
BUTLAND of Cumberland  
GOLDTHWAIT of Hancock

Representatives:  
LAYTON of Cherryfield  
PINKHAM of Lamoine  
VOLENIK of Sedgwick  
LOOK of Jonesboro  
ETNIER of Harpswell  
RICE of South Bristol  
BIGL of Bucksport

The Minority of the same Committee on the same subject reported that the same **Ought to Pass.**

Signed:

Representatives:  
CLOUTIER of South Portland  
ADAMS of Portland  
BENEDIKT of Brunswick

Which Reports were **READ.**

The Majority **OUGHT NOT TO PASS** Report **ACCEPTED.**

Sent down for concurrence.

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**Divided Report**

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on **RESOLUTION**, Proposing an Amendment to the Constitution of Maine to Provide for 4-year Terms for Senators S.P. 155 L.D. 378

Reported that the same **Ought Not to Pass.**

Signed:

Senator:  
LONGLEY of Waldo

Representatives:  
DAGGETT of Augusta  
AHEARNE of Madawaska  
LEMKE of Westbrook  
SAXL of Bangor  
GERRY of Auburn  
ROSEBUSH of East Millinocket  
YACKOBITZ of Hermon

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-25)**

Signed:

Senators:  
AMERO of Cumberland  
CARPENTER of York

Representatives:  
ROBICHAUD of Caribou  
LANE of Enfield  
SAVAGE of Union

Which Reports were **READ.**

Senator **AMERO** of Cumberland moved that the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

Senator **CAREY** of Kennebec requested a Division.

**THE PRESIDENT:** The pending question before the Senate is the motion by Senator **AMERO** of Cumberland that the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

A Division has been requested.

Will all those in favor please rise in their places and remain standing until counted.

Will all those opposed please rise in their places and remain standing until counted.

27 Senators having voted in the affirmative and 5 Senators having voted in the negative, the motion by Senator AMERO of Cumberland to ACCEPT the Minority OUGHT TO PASS AS AMENDED Report, PREVAILED.

**Divided Report**

The Bill READ ONCE.

Committee Amendment "A" (S-25) READ and ADOPTED.

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

The Majority of the Committee on BUSINESS AND ECONOMIC DEVELOPMENT on Bill "An Act to Amend the Laws Governing the Location of Mausoleums and Vaults" S.P. 153 L.D. 339

Reported that the same Ought Not to Pass.

Signed:

Senators:  
HARRIMAN of Cumberland  
CIANCHETTE of Somerset

Representatives:  
ROWE of Portland  
BIRNEY of Paris  
BRENNAN of Portland  
KONTOS of Windham  
LIBBY of Kennebunk  
POVICH of Ellsworth  
REED of Dexter  
SIROIS of Caribou

**Divided Report**

The Majority of the Committee on STATE AND LOCAL GOVERNMENT on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Reduce the Size of the Legislature Following Redistricting in the Year 2003 S.P. 170 L.D. 431

Reported that the same Ought Not to Pass.

Signed:

Representatives:  
DAGGETT of Augusta  
AHEARNE of Madawaska  
LEMKE of Westbrook  
SAXL of Bangor  
GERRY of Auburn  
ROBICHAUD of Caribou  
LANE of Enfield  
SAVAGE of Union  
YACKOBITZ of Hermon

The Minority of the same Committee on the same subject reported that the same Ought to Pass.

Signed:

Senator:  
GOLDTHWAIT of Hancock  
Representatives:  
CAMERON of Rumford  
DAVIDSON of Brunswick

The Minority of the same Committee on the same subject reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-26)

Signed:

Senators:  
AMERO of Cumberland  
CARPENTER of York  
LONGLEY of Waldo

Which Reports were READ.

On motion by Senator HARRIMAN of Cumberland the Majority OUGHT NOT TO PASS Report ACCEPTED.

Sent down for concurrence.

Representative:  
ROSEBUSH of East Millinocket

**SECOND READERS**

Which Reports were READ.

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

The Minority OUGHT TO PASS AS AMENDED Report ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-26) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

**House As Amended**

Bill "An Act to Increase the Pay of Trustees of the Kingfield Water District"

H.P. 32 L.D. 26  
(C "A" H-25)

Bill "An Act to Decrease to Zero the Allowable Blood-alcohol Level of a Person Holding a Juvenile Provisional License"

H.P. 47 L.D. 41  
(C "A" H-22)

Resolve, to Change the Nature of the Commission to Study the Feasibility of a Capital Cultural Center and Its Powers (Emergency)

H.P. 154 L.D. 202  
(C "A" H-21)

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

---

**Senate**

Bill "An Act to Correct Certain Statutory References in the Crime of Negotiating a Worthless Instrument"

S.P. 205 L.D. 548

Which was **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**.

Sent down for concurrence.

---

**Senate As Amended**

Bill "An Act to Expand the Uses of the Economic Opportunity Fund" (Emergency)

S.P. 230 L.D. 596  
(C. "A" S-23)

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

Sent down for concurrence.

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**ENACTORS**

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

An Act to Continue the Health Occupations Training Project

S.P. 106 L.D. 282  
C "A" (S-18)

On motion by Senator HANLEY of Oxford, placed on the Special Appropriations Table, pending **ENACTMENT**.

**ORDERS OF THE DAY**

**Unfinished Business**

The following matters in the consideration of which the Senate was engaged at the time of Adjournment have preference in the Orders of the Day and continue with such preference until disposed of as provided by Senate Rule 29.

The Chair laid before the Senate the first Tabled and Specially Assigned (March 23, 1995) matter:

Bill "An Act to Clarify the Registration of Snowmobiles by Nonresidents"

H.P. 604 L.D. 814

Tabled - March 21, 1995, by Senator KIEFFER of Aroostook.

Pending - the motion by Senator HATHAWAY of York to REFER to the Committee on TAXATION, in **NON-CONCURRENCE**.

(Reference to the Committee on **INLAND FISHERIES AND WILDLIFE** suggested and **ORDERED PRINTED**.)

(In House, March 14, 1995, referred to the Committee on **INLAND FISHERIES AND WILDLIFE** and **ORDERED PRINTED**.)

Senator HATHAWAY of York requested and received leave of the Senate to withdraw his motion to REFER the Bill to the Committee on TAXATION in **NON-CONCURRENCE**.

Which was referred to the Committee on **INLAND FISHERIES AND WILDLIFE**, in concurrence.

---

The Chair laid before the Senate the second Tabled and Later Today Assigned (March 23, 1995) matter:

SENATE REPORTS from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Establish the Chesuncook Soil Series as the Official State Soil"  
S.P. 117 L.D. 292

Majority - **Ought to Pass** (10 members)

Minority - **Ought Not to Pass** (3 members)

Tabled - earlier in the day by Senator KIEFFER of Aroostook.

Pending - FURTHER CONSIDERATION

(In Senate, March 14, 1995, the Minority OUGHT NOT TO PASS Report READ and ACCEPTED.)

(In House, March 21, 1995, PASSED TO BE ENGROSSED, in NON-CONCURRENCE.)

On motion by Senator LAWRENCE of York, Tabled until Later in Today's Session, pending FURTHER CONSIDERATION.

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

Bill "An Act to Establish a Mobile Home Owners' Bill of Rights"  
S.P. 322 L.D. 903

Tabled - earlier in the day by Senator KIEFFER of Aroostook.

Pending - REFERENCE

(Reference to the Committee on BUSINESS AND ECONOMIC DEVELOPMENT suggested and ORDERED PRINTED.)

Which was referred to the Committee on BUSINESS AND ECONOMIC DEVELOPMENT and ORDERED PRINTED.

Sent down 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 Preserve the Confidentiality of Witnesses Providing Information on the Forest Fire Arson Phone Line"  
H.P. 724 L.D. 998

Reference to the Committee on AGRICULTURE, CONSERVATION AND FORESTRY suggested and ORDERED PRINTED.

Comes from the House, referred to the Committee on AGRICULTURE, CONSERVATION AND FORESTRY and ORDERED PRINTED.

Which was referred to the Committee on AGRICULTURE, CONSERVATION AND FORESTRY, in concurrence.

---

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish a Line-item Veto  
H.P. 729 L.D. 1003

Reference to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS suggested and ORDERED PRINTED.

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

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

---

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide Line-item Veto Power on Budget Legislation to the Governor  
H.P. 731 L.D. 1005

Reference to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS suggested and ORDERED PRINTED.

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

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

---

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish a Future Budget Fund  
H.P. 760 L.D. 1034

Reference to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS suggested and ORDERED PRINTED.

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

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

---

RESOLUTION, Proposing an Amendment to the  
Constitution of Maine to Provide the Governor with a  
Line-item Veto

H.P. 774 L.D. 1071

Reference to the Committee on **APPROPRIATIONS AND  
FINANCIAL AFFAIRS** suggested and **ORDERED PRINTED**.

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

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

---

Bill "An Act Requiring Disclosure of Insurance  
Rating on All New Motor Vehicles Sold in the State"  
H.P. 721 L.D. 995

Bill "An Act to Prevent Returned Check Charges to  
Merchants"  
H.P. 726 L.D. 1000

Bill "An Act to Require Prior Notice of  
Cancellation of Group Health Insurance Policies"  
(Emergency)  
H.P. 765 L.D. 1039

Reference to the Committee on **BANKING AND  
INSURANCE** suggested and **ORDERED PRINTED**.

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

Which were referred to the Committee on **BANKING  
AND INSURANCE**, in concurrence.

---

Bill "An Act to License Home Contractors and  
Builders"  
H.P. 770 L.D. 1044

Resolve, to Establish Work Opportunity Regions in  
the State  
H.P. 755 L.D. 1029

Reference to the Committee on **BUSINESS AND  
ECONOMIC DEVELOPMENT** suggested and **ORDERED PRINTED**.

Come from the House, referred to the Committee on  
**BUSINESS AND ECONOMIC DEVELOPMENT** and **ORDERED PRINTED**.

Which were referred to the Committee on **BUSINESS  
AND ECONOMIC DEVELOPMENT**, in concurrence.

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Bill "An Act to Amend the Law to Provide for the  
Notification of Immediate Family Members of Homicide  
Victims"  
H.P. 732 L.D. 1006

Bill "An Act to Increase the Penalty for  
Violating the Laws Governing Passing Another Vehicle"  
H.P. 733 L.D. 1007

Bill "An Act to Waive the Requirement for  
Background Checks of Those in Current Possession of a  
Permit to Carry Concealed Weapons"  
H.P. 749 L.D. 1023

Bill "An Act to Provide Services to Adjudicated  
Young Women"  
H.P. 756 L.D. 1030

Bill "An Act to Provide a Specific Formula to  
Determine Restitution of Economic Loss"  
H.P. 775 L.D. 1072

Reference to the Committee on **CRIMINAL JUSTICE**  
suggested and **ORDERED PRINTED**.

Come from the House, referred to the Committee on  
**CRIMINAL JUSTICE** and **ORDERED PRINTED**.

Which were referred to the Committee on **CRIMINAL  
JUSTICE**, in concurrence.

---

Bill "An Act to Prevent the Loss of Federal  
Impact Aid Funds to Schools Required to Reimburse  
under Federal Law"  
H.P. 722 L.D. 996

Bill "An Act Concerning Officiating at High  
School Athletic Competitions"  
H.P. 745 L.D. 1019

Bill "An Act Pertaining to Cost Sharing of  
Central Office Expenses among Administrative Units in  
a School Union"  
H.P. 746 L.D. 1020

Bill "An Act Authorizing the State Board of  
Education to Adopt Rules Regarding Certain Early  
Childhood Personnel"  
H.P. 747 L.D. 1021

Bill "An Act Relating to the Renewal of a Teacher  
Certificate That Has Lapsed for More Than 5 Years"  
H.P. 759 L.D. 1033

Bill "An Act to Reorganize the University of  
Maine into 2 Separate Systems"  
H.P. 767 L.D. 1041

Resolve, to Direct the Department of Education to  
Reduce the Number of Superintendents in the State to  
25  
H.P. 737 L.D. 1011

Reference to the Committee on **EDUCATION AND  
CULTURAL AFFAIRS** suggested and **ORDERED PRINTED**.

Come from the House, referred to the Committee on  
**EDUCATION AND CULTURAL AFFAIRS** and **ORDERED PRINTED**.

Which were referred to the Committee on **EDUCATION  
AND CULTURAL AFFAIRS**, in concurrence.

---

Resolve, to Establish the Commission to Study  
Certain Provisions Regarding Medicaid and Aid to  
Families with Dependent Children during Catastrophic  
Illness and Economic Hardship  
H.P. 727 L.D. 1001

Resolve, to Establish a Comprehensive Study on  
the Effects of Maine's Middle Age Population on the  
Maine Economy and Health Facilities  
H.P. 763 L.D. 1037

Reference to the Committee on **HUMAN RESOURCES**  
suggested and **ORDERED PRINTED**.

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

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

---

Bill "An Act to Provide a 3-day Nonresident Small  
Game Hunting License"  
H.P. 734 L.D. 1008

Bill "An Act to Authorize the Commissioner of  
Inland Fisheries and Wildlife to Determine the Number  
of Moose Permits to Award"  
H.P. 736 L.D. 1010

Bill "An Act to Prohibit the Taking of a Female  
Bear Accompanied by a Cub"  
H.P. 742 L.D. 1016

Bill "An Act to Allow Vanity Registration Plates  
for Snowmobiles"  
H.P. 751 L.D. 1025

Bill "An Act to Allow Bow Hunters to Take  
Antlerless Deer during the Open Firearms Season"  
H.P. 762 L.D. 1036

Bill "An Act Ensuring Fairness in the  
Distribution of Hunting Licenses by Allowing  
Out-of-state Landowners in Maine to Pay Reduced  
Hunting License Fees"  
H.P. 764 L.D. 1038

Reference to the Committee on **INLAND FISHERIES  
AND WILDLIFE** suggested and **ORDERED PRINTED**.

Come from the House, referred to the Committee on  
**INLAND FISHERIES AND WILDLIFE** and **ORDERED PRINTED**.

Which were referred to the Committee on **INLAND  
FISHERIES AND WILDLIFE**, in concurrence.

---

Bill "An Act to Allow for Decreased Municipal  
Liability Regarding Ice-skating Rinks"  
H.P. 750 L.D. 1024

Reference to the Committee on **JUDICIARY** suggested  
and **ORDERED PRINTED**.

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

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

---

Resolve, to Create the Teacher Retirement  
Advisory Committee  
H.P. 761 L.D. 1035

Reference to the Committee on **LABOR** suggested and  
**ORDERED PRINTED**.

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

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

---

Bill "An Act to Allow for Substitution of a  
Presidential Candidate Nominated by Petition"  
H.P. 725 L.D. 999



Bill "An Act to Prohibit Political Action Committee and Corporate Contributions in State and Federal Elections"

H.P. 730 L.D. 1004

Bill "An Act to Facilitate the Regulation of Alcohol in Auditoriums"

H.P. 739 L.D. 1013

Bill "An Act to Repeal the Residency Requirement for Admission into a Maine Veterans' Home"

H.P. 757 L.D. 1031

Bill "An Act to Allow Political Parties to Determine the Method of Nominating Candidates"

H.P. 769 L.D. 1043

Reference to the Committee on **LEGAL AND VETERANS AFFAIRS** suggested and **ORDERED PRINTED**.

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

Which were referred to the Committee on **LEGAL AND VETERANS AFFAIRS**, in concurrence.

---

Bill "An Act to Prohibit the Taking of Soft-shell Clams on Sunday and at Night"

H.P. 743 L.D. 1017

Reference to the Committee on **MARINE RESOURCES** suggested and **ORDERED PRINTED**.

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

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

---

Bill "An Act to Establish a Clean Air Act Title V Operating Permit Program" (Emergency)

H.P. 728 L.D. 1002

Bill "An Act to Amend the Toxics in Packaging Law"

H.P. 766 L.D. 1040

Bill "An Act to Amend the Surface Water Ambient Toxics Monitoring Program"

H.P. 768 L.D. 1042

Resolve, Directing the Commissioner of Environmental Protection to Propose a Plan to Reorganize the Department of Environmental Protection

H.P. 740 L.D. 1014

Reference to the Committee on **NATURAL RESOURCES** suggested and **ORDERED PRINTED**.

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

Which were referred to the Committee on **NATURAL RESOURCES**, in concurrence.

---

Bill "An Act to Prohibit the Expenditure of Public Funds to Challenge the Adoption or Amendment of a Municipal Charter"

H.P. 744 L.D. 1018

Bill "An Act to Amend the Laws Dealing with Municipalities Having the Option of Inspecting Buildings"

H.P. 752 L.D. 1026

Reference to the Committee on **STATE AND LOCAL GOVERNMENT** suggested and **ORDERED PRINTED**.

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

Which were referred to the Committee on **STATE AND LOCAL GOVERNMENT**, in concurrence.

---

Bill "An Act to Eliminate Tree Growth Tax Benefits for Landowners Who Clear-cut"

H.P. 723 L.D. 997

Bill "An Act to Provide a Definition of Domicile for Purposes of Equitable Taxation"

H.P. 748 L.D. 1022

Bill "An Act to Exempt Local Municipalities from Paying a Lease Tax on Equipment"

H.P. 753 L.D. 1027

Bill "An Act to Alter the Valuation of Seaport"

H.P. 754 L.D. 1028

Bill "An Act Regarding Application of the Sales and Use Tax to the Graphics Industry"

H.P. 773 L.D. 1070

Reference to the Committee on **TAXATION** suggested and **ORDERED PRINTED**.

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

Which were referred to the Committee on **TAXATION**, in concurrence.

Bill "An Act to Change the Renewal Fee of the Loon License Plate and to Dedicate the Revenue Generated"  
H.P. 735 L.D. 1009

Bill "An Act to Discontinue the Issuance of the Lobster License Plate"  
H.P. 738 L.D. 1012

Bill "An Act to Add a \$5 Surcharge to the Fines Collected for All Moving Violations"  
H.P. 758 L.D. 1032

Bill "An Act to Amend Certain Motor Vehicle Laws"  
H.P. 771 L.D. 1045

Reference to the Committee on **TRANSPORTATION** suggested and **ORDERED PRINTED**.

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

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

Bill "An Act to Allow Electric Power to be Purchased by Ski Resorts at the Lowest Profitable Rate"  
H.P. 741 L.D. 1015

Reference to the Committee on **UTILITIES AND ENERGY** suggested and **ORDERED PRINTED**.

Comes from the House, referred to the Committee on **UTILITIES AND ENERGY** and **ORDERED PRINTED**.

Which was referred to the Committee on **UTILITIES AND ENERGY**, 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 Repeal the Sunset Provision Regarding Drug Recognition Technicians and Amend the Definition of Drugs in the Operating-under-the-influence Statutes" (Emergency)  
S.P. 332 L.D. 913

(Reference to the Committee on **TRANSPORTATION** suggested and **ORDERED PRINTED**.)

In Senate, March 23, 1995, referred to the Committee on **TRANSPORTATION** and **ORDERED PRINTED**.

Comes from the House referred to the Committee on **CRIMINAL JUSTICE**, in **NON-CONCURRENCE**.

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

**House Papers**

**Pursuant to Public Law  
INTERIM ADVISORY COMMITTEE ON  
ALTERNATIVE DISPUTE RESOLUTION IN THE PUBLIC SECTOR**

The **INTERIM ADVISORY COMMITTEE ON ALTERNATIVE DISPUTE RESOLUTION IN THE PUBLIC SECTOR**, pursuant to the Public Law 1993, chapter 401, section 4, subsection 4 asks leave to submit its findings and to report that the accompanying Bill "An Act to Promote the Use of Alternative Dispute Resolution in State Government"  
H.P. 772 L.D. 1069

Be referred to the Committee on **JUDICIARY** 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 **JUDICIARY** and **ORDERED PRINTED**, pursuant to Joint Rule 20.

Which Report was **READ** and **ACCEPTED** and the Bill referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**, pursuant to Joint Rule 20, in concurrence.

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

**COMMITTEE REPORTS**

**House**

**Ought to Pass**

The Committee on **TAXATION** on Bill "An Act to Enhance the Title to Real Estate Acquired by Municipalities for Nonpayment of Taxes"  
H.P. 168 L.D. 216

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**.

---

The Committee on **CRIMINAL JUSTICE** on Bill "An Act to Amend the Law Regarding Minimum Sentences for Class C Crimes Involving the Use of a Firearm against a Person"  
H.P. 317 L.D. 438

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 **BANKING AND INSURANCE** on Bill "An Act to Allow the Maine Human Rights Commission to Request the Cooperation of the Bureau of Consumer Credit Protection in Enforcing the Fair Credit Extension Laws"  
H.P. 104 L.D. 139

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-41)**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-41)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-41) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **BANKING AND INSURANCE** on Bill "An Act to Extend the Duration of Workers' Compensation Health Benefit Pilot Projects"  
H.P. 375 L.D. 510

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-42)**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-42)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-42) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Relating to the Conferral of Degrees by the Research Institute for Semiological Mathematics"  
H.P. 128 L.D. 176

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-31)**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-31)**

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-31) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on NATURAL RESOURCES on Bill "An Act to Change the Activities Requiring a Permit from the Department of Environmental Protection"

H.P. 165 L.D. 213

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-38)

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-38)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-38) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

---

The Committee on NATURAL RESOURCES on Bill "An Act to Credit Incineration as Recycling"

H.P. 278 L.D. 382

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-37)

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-37)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-37) READ and ADOPTED, in concurrence.

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

---

The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Permit Full-time Deputies To Hold Local Public Office"

H.P. 138 L.D. 186

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-36)

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-36)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-36) READ and ADOPTED, in concurrence.

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

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The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Amend the Sewer Lien Law to Provide Clear Title"

H.P. 169 L.D. 217

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-30)

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-30)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-30) READ and ADOPTED, in concurrence.

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

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The Committee on UTILITIES AND ENERGY on Bill "An Act to Expand the Boundaries of the Presque Isle Water District and the Presque Isle Sewer District"

H.P. 260 L.D. 362

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-32)

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT A" (H-32)

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-32) **READ** and **ADOPTED**, in concurrence.

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**

**House**

**Divided Report**

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Resolve, to Stock Rainbow Trout in the Penobscot River

H.P. 335 L.D. 455

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

HALL of Piscataquis  
KIEFFER of Aroostook  
MICHAUD of Penobscot

Representatives:

ROTONDI of Madison  
JACQUES of Waterville  
ROSEBUSH of East Millinocket  
TUFTS of Stockton Springs  
GREENLAW of Standish  
CHICK of Lebanon  
PERKINS of Penobscot  
UNDERWOOD of Oxford

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-34)**

Signed:

Representatives:

CLARK of Millinocket  
KEANE of Old Town

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

Which Reports were **READ**.

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

**Divided Report**

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Reduce the Number of Signatures Required to Open a Pond for Fishing" (BY REQUEST)

H.P. 338 L.D. 458

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

HALL of Piscataquis  
KIEFFER of Aroostook  
MICHAUD of Penobscot

Representatives:

ROTONDI of Madison  
JACQUES of Waterville  
CLARK of Millinocket  
KEANE of Old Town  
ROSEBUSH of East Millinocket  
GREENLAW of Standish  
CHICK of Lebanon  
UNDERWOOD of Oxford

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-33)**

Signed:

Representatives:

TUFTS of Stockton Springs  
PERKINS of Penobscot

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

Which Reports were **READ**.

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

**ORDERS OF THE DAY**

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

HOUSE REPORT Bill "An Act to Remove Restrictions on Compensation for Deputy District Attorney"

H.P. 412 L.D. 569

Report - Ought to Pass

24 Senators having voted in the affirmative and 3 Senators having voted in the negative, the motion to ACCEPT the Majority OUGHT NOT TO PASS Report, in concurrence, PREVAILED.

Tabled - earlier in the day by Senator MILLS of Somerset.

Pending - ACCEPTANCE OF REPORT

Senate at Ease

Senate called to order by the President.

(In House, March 23, 1995, PASSED TO BE ENGROSSED.)

(In Senate March 28, 1995, Report READ.)

Which Report was ACCEPTED, in concurrence.

The Bill READ ONCE.

The Bill TOMORROW ASSIGNED FOR SECOND READING.

Senator FAIRCLOTH of Penobscot was granted unanimous consent to address the Senate off the Record.

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

Senator HATHAWAY of York was granted unanimous consent to address the Senate off the Record.

HOUSE REPORTS Bill "An Act to Require the Return of Interest Earned on Security Deposit" H.P. 177 L.D. 225

Off Record Remarks

Majority - Ought Not to Pass (12 members)

Minority - Ought to Pass (1 member)

Tabled - earlier in the day by Senator LAWRENCE of York.

Pending - ACCEPTANCE OF EITHER REPORT

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

Off Record Remarks

(In House, March 23, 1995, the Majority OUGHT NOT TO PASS Report READ and ACCEPTED.)

(In Senate March 28, 1995, Reports READ.)

THE PRESIDENT moved that the Senate ACCEPT the Majority OUGHT NOT TO PASS Report, in concurrence.

Senator LAWRENCE of York requested a Division.

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

THE PRESIDENT: The pending question before the Senate is ACCEPTANCE of the Majority OUGHT NOT TO PASS Report, in concurrence.

A Division has been requested.

Senator McCORMICK of Kennebunk was granted unanimous consent to address the Senate on the Record.

Will all those in favor please rise in their places and remain standing until counted.

Will all those opposed please rise in their places and remain standing until counted.

Senator McCORMICK: Thank you Mr. President. I want to get back to Richard Corey for a minute. I know the photograph is very important, but as the Senator who represents Gardiner, and our favorite son, Edward Arlington Robinson, I want to try and rejuvenate a wonderful tradition we had in the last session of the Senate that was actually started by Senator Summers, who sat somewhere here, probably where Senator Cianchette is sitting, in which we

constantly referred to rock songs in all of our debate. I want to remind you, although I am asking for a little feedback, because my mind for trivia is going. I want to remind you that Richard Corey, lest you think you don't know this poem, was put to music back in the 1960's, for those of us who are that old. I think it was done by Simon and Garfunkel. I went through the Doors and I went through the Beatles; and I finally negated them; and I finally set on Simon and Garfunkel; and I am sure you have all heard that song; and, therefore, you have heard this wonderful poem. Thank you.

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Off Record Remarks

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On motion by Senator MILLS of Somerset, **ADJOURNED**, in memory of Joseph Lawrence Kenneth Belanger of Bingham, Maine, until Thursday, March 30, 1995, at 9:30 o'clock in the morning.