

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred And Seventeenth Legislature
OF THE
State Of Maine

VOLUME V

FIRST REGULAR SESSION

Senate

June 19, 1995 to June 30, 1995

FIRST CONFIRMATION SESSION

September 14, 1995

FIRST SPECIAL SESSION

House of Representatives

November 28, 1995 to November 30, 1995

Senate

November 28, 1995 to November 30, 1995

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

In Senate Chamber
Friday
June 30, 1995

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

Prayer by the Honorable S. Peter Mills of Somerset.

SENATOR S. PETER MILLS: Perhaps some of you have the same sensation that I do at this point. It's as though we had all been on a long sea voyage together and today the ship is about to dock. We are going to throw the lines over, put down the gangplank, cross over onto the pier, and reintroduce ourselves to some family members who haven't seen much of us in the past six months. My own sensations are similar to those that I had back in 1968, under similar circumstances in the Navy, when I came home to a daughter who was five months old and I met for the first time. Maine people have a tradition and a heritage of going away for a long time and then coming home again. It's how we have made our living on the coast for four hundred years, ever since the first fishermen established a colony at the southern tip of Damariscove Island, about a dozen years before Jamestown was founded. I would like to have you imagine, just for a minute, that we are going back in time one hundred years, to 1895, we are on the deck of a schooner, coming home to Bath. We have been gone to Peking, or San Francisco, or some such distant port. We haven't seen our families in a long, long time. It's midnight. No one can sleep because they are anticipating coming home to see people that they haven't seen for a long time. Every eye is peering out to the forward part of the ship and beyond, to the horizon. The gentle westerly breeze is coming across the port side. The ship has just left the gulf stream. We are crossing the Gulf of Maine. Every eye is looking forward to some little mark on the horizon. What they were all looking for in that day and age, and in that location, was the Island of Seguin. It's a steep-sided, rocky, shoaly island that sticks way up off the mouth of the Kennebec River. The light on top of it is one hundred and eighty feet in the air. It can be seen for well over twenty miles from the deck of the ship. It is surrounded by shoals and by frequent fogs because of the mixtures of cold water and warm water. There are magnetic compass anomalies that make your magnetic compass unreliable in the vicinity of Seguin. Over half of the rainwater in the State of Maine comes out of the mouth of the Kennebec and meets some of the strongest tides in the world to create currents that are completely

unpredictable. Passing Seguin on the way home is a lot like passing a budget in the Maine Legislature. My Grandfather was here in 1905 and 1907 as the Senator from Hancock County, from Deer Isle, which split in two to become Deer Isle and Stonington. A cousin once said of him he was too clumsy to work on Crotch Island in the granite quarries so they had to send him to the Legislature. When he died, in 1956, my father found this poem in his pocket, that was written in the latter part of the nineteenth century. It is called "When a Maine Man Sights Seguin".

"She swashes her sides in the cross-ripped tides
at the mouth of the Kennebec;
She's peaked and jagged and wicked and ragged
and blacker than original sin.
But it almost comes to being home
when the Maine Man sights Seguin.

She is the mark we hunt in the dark
to show us the straight up path;
The beacon by day to point us the way
when we want to travel to Bath.
There's reefs to starboard and reefs to larboard
where the offshore currents spin,
But we don't care if we see up there
the lighthouse on Seguin.

You don't feel nice all covered with ice
and cold without and within;
It takes a man to stand his hand
on a lea shore off Seguin.

It blows and snows and blows and snows
and you're blinded and choked and froze;
Then all the coast looms up like a ghost - -
Jerusalem, there she is.
Though half your face is a raw red place
that prickles like a pin,
You soon thaw out when you hear the shout,
"Hey folks, we've made Seguin."

We sow the seed of the kind we breed
in our own granite ground;
We pickle you fine in the Atlantic brine
and ship them off where they're bound.
If you sail with us, you certainly must
have a double-salted skin;
Which you will get if you hanker for it
on a lea shore off Seguin.

We may be rough, and we have to be tough
as its natural to be,
But we do our best and leave the rest
to the Lord that made the sea.
He's a port aloft we have read of oft,
and when we're sailing in,
We hope to sight His harbor light
As we used to sight Seguin.

Off Record Remarks

Reading of the Journal of Yesterday.

Off Record Remarks

ENACTORS

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

- An Act to Amend the Laws Related to Optometry
H.P. 590 L.D. 800
(H "A" H-558; S "C"
S-357 to C "A" H-534)
- An Act to Reduce Tobacco Use by Juveniles
S.P. 306 L.D. 845
(S "B" S-361 to C
"A" S-339)
- An Act Regarding Narcotic Dependency
S.P. 600 L.D. 1585
(S "A" S-365)

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

- An Act to Establish a Management Framework for the Lobster Fishery within State Waters
H.P. 577 L.D. 782
(S "C" S-359 to C
"A" H-570)

On motion by Senator **AMERO** of Cumberland, Tabled until Later in Today's Session, pending **ENACTMENT**.

Emergency

- An Act to Correct Errors and Inconsistencies in the Laws of Maine
S.P. 251 L.D. 648
(S "A" S-362; H "A"
H-638 to C "A" S-332)

On motion by Senator **MILLS** of Somerset, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (S-332), as Amended by Senate Amendment "A" (S-362) and House Amendment "A" (H-638), thereto.

On further motion by the same Senator, Senate Amendment "B" (S-369) to Committee Amendment "A" (S-332) **READ**.

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

Senator **MILLS:** Mr. President. This is a more than technical addition to the errors bill. It was brought to my attention by the Revisor's Office that we had inadvertently left a void in the statute that is very important to the economics of this State. It has to do with the priority of liability insurance coverage for State employees who might be involved in automobile accidents while on duty. It has been the intention of this legislature that the employees own liability insurance be first used for purposes of meeting any obligations arising from such an accident, and that the State's coverage would be secondary. That has been the law for two years, but the statute that has been in effect, for some reason, had a sunset provision that cancelled it on June 30, 1995. This Legislature has re-enacted the law, but the new law will not go into effect until ninety days after adjournment. This amendment will preserve this law that now exists for this ninety day window of time, that we may otherwise be facing. Thank you.

On further motion by the same Senator, Senate Amendment "B" (S-369) to Committee Amendment "A" (S-332) **ADOPTED**.

Committee Amendment "A" (S-332), as Amended by Senate Amendments "A" (S-362) and "B" (S-369) and House Amendment "A" (H-638), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE**.

Under suspension of the Rules, sent down forthwith for concurrence.

Senate at Ease

Senate called to order by the President.

Off Record Remarks

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

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

On motion by Senator LAWRENCE of York, RECESSED until 1:30 o'clock this afternoon.

After Recess

Senate called to order by the President.

THE PRESIDENT: In reference to the action of the Senate on June 29, 1995, whereby it INSISTED and ASKED FOR A COMMITTEE OF CONFERENCE on Bill "An Act to Improve Highway Signing Information" (L.D. 942).

The Chair appointed as conferees on the part of the Senate:

- Senator SMALL of Sagadahoc.
- Senator ABROMSON of Cumberland.
- Senator McCORMICK of Kennebec.

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 Revise the Maine Turnpike Authority's Powers with Respect to Commuter Tolls" S.P. 139 L.D. 325 (S "B" S-353 to C "A" S-85)

In Senate, June 29, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-85) AS AMENDED BY SENATE AMENDMENT "B" (S-353), thereto.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-85) AS AMENDED BY HOUSE AMENDMENT "C" (H-654), thereto, in NON-CONCURRENCE.

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

Non-concurrent Matter

Joint Order

ORDERED, the House concurring, that "Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 1995," H.P. 1137, L.D. 1580, and all its accompanying papers, be recalled from the Governor's desk to the Senate.

S.P. 602

In Senate, June 29, 1995,

Comes from the House with the Joint Order INDEFINITELY POSTPONED, in NON-CONCURRENCE.

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

ORDER

Joint Resolution

On motion by Senator AMERO of Cumberland, the following Joint Resolution:

JOINT RESOLUTION RECOGNIZING EARL L. KNOX

WHEREAS, upon his retirement and in appreciation of his years of service to this Legislature, we wish to recognize Earl L. Knox, Administrative Secretary in the Office of Policy and Legal Analysis; and

WHEREAS, in 1975, soon after his Honorable Retirement from the United States Marine Corps, Earl came to work in the nonpartisan staff office now known as the Office of Policy and Legal Analysis and has for 20 years honorably served in that office in the positions of Clerical Assistant, Senior Secretary and Administrative Secretary; and

WHEREAS, his careful attention to detail, his exceptional dedication and his good humor have made him an invaluable asset to this Legislature and a valued and vital member of the nonpartisan staff; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Seventeenth Legislature of the State of Maine, now assembled in the First Regular Session, do pause in our deliberations to express our appreciation to Earl L. Knox and to recognize his unselfish and honorable commitment to this Legislature and to the State of Maine; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to Earl L. Knox.

Cosponsored by: Senator **AMERO** of Cumberland, Senator **BUSTIN** of Kennebec, Senator **BUTLAND** of Cumberland, Senator **KIEFFER** of Aroostook, Senator **LAWRENCE** of York, Representative **CARLETON** of Wells, Representative **GWADOSKY** of Fairfield, Representative **JACQUES** of Waterville, Representative **MITCHELL** of Vassalboro, Representative **WHITCOMB** of Waldo.

S.P. 603

Which was **READ**.

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

Senator **AMERO:** Thank you, Mr. President. On behalf of the Legislative Council, I want to express our thanks to Earl Knox for his twenty years of service to this Legislature.

Which was **ADOPTED**.

Sent down for concurrence.

Off Record Remarks

ENACTOR

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

An Act to Improve the AFDC Program
S.P. 548 L.D. 1496
(S "B" S-348; H "D"
H-650 to C "A" S-322)

On motion by Senator **HANLEY** of Oxford, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (S-322), as Amended by Senate Amendment "B" (S-348) and House Amendment "D" (H-650), thereto.

On further motion by the same Senator, Senate Amendment "C" (S-385) to Committee Amendment "A" (S-322) **READ**.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Lawrence.

Senator **LAWRENCE:** Thank you, Mr. President. May I pose a question through the Chair? I wonder if we could get an explanation of what Senate Amendment "C" does and why it is being proposed?

THE PRESIDENT: The Senator from York, Senator Lawrence, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Kennebec, Senator Carey.

Senator **CAREY:** Thank you, Mr. President. I might ask someone on the Appropriations Committee, then, if they can't answer the question, why do we need the amendment at all?

THE PRESIDENT: The Senator from Kennebec, Senator Carey, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Knox, Senator Pingree.

Senator **PINGREE:** Thank you, Mr. President. I haven't seen the amendment this morning, but my understanding is this amendment, if anyone has it in their books they could point it out to me because I don't have it either, but it has to do with the study commission that is set up and it says that staff on the study commission may not be asked to work on the study during the session of the legislature. It's just to balance out the workload. As far as I am concerned, it's not a problem.

THE PRESIDENT: The Chair would read that it says, "Amend the amendment in part B, in section 1, in subsection 4 in the first line, page 21, line 24 in amendment by striking out the following: initial meeting. And by inserting in its place the following: Meetings. Further amend the amendment in Part B, Section 1, in subsection 4 in the last line, page 21, line 28 in amendment by inserting after the following: members, the following: The Commission may not hold meetings during the Second Regular Session of the 117th Legislature. Further amend the amendment in Part B, Section 1, in subsection 5, in the second line, page 21, line 31 in amendment by inserting after the following: Council, the following: except staff may not be assigned when the Legislature is in Regular Session.

On motion by Senator **HANLEY** of Oxford, Senate Amendment "C" (S-385) to Committee Amendment "A" (S-322) **ADOPTED**.

Committee Amendment "A" (S-322), as Amended by Senate Amendments "B" (S-348) and "C" (S-385), and by House Amendment "D" (H-650), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

ENACTORS

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

An Act to Update and Clarify the Election Laws
 H.P. 1042 L.D. 1461
 (H "A" H-524 to C
 "A" H-501)

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:

COMMUNICATIONS

The Following Communication:

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

June 29, 1995

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

Dear President Butland and Speaker Gwadosky:

We are pleased to report that all business which was placed before the Committee on Education during the First Regular Session of the 117th Legislature has been completed. The breakdown of bills before our committee follows:

Unanimous Reports	68
Ought to Pass	9
Ought to Pass as Amended	22
Ought Not to Pass	37
Divided Reports	16
Carry Over	7
Total number of bills	91

Respectfully submitted,

S/Mary E. Small
 Senate Chair

S/John L. Martin
 House Chair

S.C. 284

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

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

Emergency Resolve

Resolve, Establishing the Study Commission on Property Rights and the Public Health, Safety and Welfare

H.P. 867 L.D. 1217
 (H "B" H-653 to C
 "A" H-601)

On motion by Senator **HANLEY** of Oxford, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-601), as Amended by House Amendment "B" (H-653), thereto, in concurrence.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** House Amendment "B" (H-653) to Committee Amendment "A" (H-601), in concurrence.

On further motion by the same Senator, House Amendment "B" (H-653) **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

On further motion by the same Senator, Senate Amendment "C" (S-392) to Committee Amendment "A" (H-601) **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Goldthwait.

Senator **GOLDTHWAIT:** Thank you, Mr. President. I don't seem to have a copy of the amendment. I would appreciate knowing what's in it.

THE PRESIDENT: The Senator from Hancock, Senator Goldthwait, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Oxford, Senator Hanley.

Senator **HANLEY:** Thank you, Mr. President. To respond to the good Senator from Hancock's question, the amendment on this bill was to reduce the

appropriation down on the study committee's hearings. It limits it down to \$6,000. It's a deappropriation of roughly \$2,400, to be able to be absorbed in the finances available.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Carey.

Senator **CAREY:** Thank you, Mr. President. It might be helpful if, as the Chair of Appropriations offers his amendments, he would give us the filing number as well. Thank you.

On motion by Senator **HANLEY** of Oxford, Senate Amendment "C" (S-392) to Committee Amendment "A" (H-601) **ADOPTED.**

Committee Amendment "A" (H-601), as Amended by Senate Amendment "C" (S-392), thereto, **ADOPTED**, in **NON-CONCURRENCE.**

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

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

COMMUNICATIONS

The Following Communication:

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
AUGUSTA 04333-0002**

June 29, 1995

Honorable May M. Ross
Secretary of the Senate
117th Legislature
Augusta, Maine 04333

Dear Madam Secretary:

The House today voted to insist and join in a Committee of Conference on Bill "An Act to Improve Highway Signing Information" (H.P. 691) (L.D. 942):

The Speaker appointed the following members of the House to the Committee:

Representative O'GARA of Westbrook
Representative LINDAHL of Northport
Representative GWADOSKY of Fairfield

Sincerely,

S/ Joseph W. Mayo
Clerk of the House

S.C. 285

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

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

An Act to Establish a Management Framework for the Lobster Fishery within State Waters
H.P. 577 L.D. 782
(S "C" S-359 to C
"A" H-570)

Tabled - earlier in the day by Senator **AMERO** of Cumberland.

Pending - **PASSAGE TO BE ENACTED.**

(In House, June 29, 1995, **PASSED TO BE ENACTED.**)

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

Under suspension of the Rules, ordered sent forthwith to the Governor's Office.

On motion by Senator **STEVENS** of Androscoggin, the Senate removed from the **SPECIAL HIGHWAY TABLE** the following:

An Act to Increase the Compensation of Members of the State Claims Commission
H.P. 536 L.D. 732
(C "A" H-159)

Tabled - May 10, 1995 by Senator **STEVENS** of Androscoggin.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 4, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-159)**, in concurrence.)

(In House, May 9, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator **STEVENS** of Androscoggin, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-159), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-371) to Committee Amendment "A" (H-159) **READ** and **ADOPTED**.

Committee Amendment "A" (H-159), as Amended by Senate Amendment "A" (S-371), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **STEVENS** of Androscoggin, the Senate removed from the **SPECIAL HIGHWAY TABLE** the following:

An Act to Provide Road Maintenance to Baxter State Park

H.P. 783 L.D. 1100
(C "A" H-207)

Tabled - May 16, 1995 by Senator **STEVENS** of Androscoggin.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-207)**, in concurrence.)

(In House, May 16, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator **STEVENS** of Androscoggin, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-207), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-372) to Committee Amendment "A" (H-207) **READ** and **ADOPTED**.

Committee Amendment "A" (H-207), as Amended by Senate Amendment "A" (S-372), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **STEVENS** of Androscoggin, the Senate removed from the **SPECIAL HIGHWAY TABLE** the following:

An Act to Increase the Formula Used for ATV's and Snowmobile Reimbursement

H.P. 802 L.D. 1119
(C "A" H-297)

Tabled - June 5, 1995, by Senator **STEVENS** of Androscoggin

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 31, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-297)**, in concurrence.)

(In House, June 5, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator **STEVENS** of Androscoggin, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-297), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-370) to Committee Amendment "A" (H-297) **READ** and **ADOPTED**.

Committee Amendment "A" (H-297), as Amended by Senate Amendment "A" (S-370), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator STEVENS of Androscoggin, the Senate removed from the SPECIAL HIGHWAY TABLE the following:

An Act to Create a Separate License Plate for Sheriffs

H.P. 139 L.D. 187
(C "A" H-99)

Tabled - May 9, 1995 by Senator STEVENS of Androscoggin.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 25, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-99)**, in concurrence.)

(In House May 4, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator STEVENS of Androscoggin, the Senate removed from the SPECIAL HIGHWAY TABLE the following:

An Act to Amend the Excise Tax Charged on Commercial Vehicles

H.P. 472 L.D. 653
(C "A" H-539)

Tabled - June 23, 1995, by Senator STEVENS of Androscoggin.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 21, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-539)**, in concurrence.)

(In House, June 23, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator STEVENS of Androscoggin, the Senate removed from the SPECIAL HIGHWAY TABLE the following:

An Act to Amend the Law Regulating 53-foot Semitrailers

H.P. 508 L.D. 689
(C "A" H-305)

Tabled - June 5, 1995, by Senator STEVENS of Androscoggin.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 1, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-305)**, in concurrence.)

(In House, June 5, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator STEVENS of Androscoggin, the Senate removed from the SPECIAL HIGHWAY TABLE the following:

An Act to Transfer Oversight of Commercial Driver Education Programs to the Secretary of State

S.P. 477 L.D. 1301
(C "A" S-331)

Tabled - June 28, 1995, by Senator STEVENS of Androscoggin

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-331).**)

(In House, June 28, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator STEVENS of Androscoggin, the Senate removed from the SPECIAL HIGHWAY TABLE the following:

An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1996 and June 30, 1997 (EMERGENCY)

H.P. 580 L.D. 785
(C "A" H-557)

Tabled - June 27, 1995, by Senator STEVENS of Androscoggin

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 22, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-557)**, in concurrence.)

(In House, June 26, 1995, **PASSED TO BE ENACTED.**)

This being an Emergency Measure and having received the affirmative vote of 25 Members of the Senate, with No Senator having voted in the negative, and 25 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator STEVENS of Androscoggin, the Senate removed from the **SPECIAL HIGHWAY TABLE** the following:

Bond Issue

An Act to Authorize Department of Transportation Bond Issues in the Amount of \$58,900,000 to Match up to \$138,000,000 in Federal Funds for Improvements to Highways, State and Local Bridges, Airports and Ports
H.P. 1133 L.D. 1577
(C "A" H-627)

Tabled - June 28, 1995, by Senator STEVENS of Androscoggin

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-627)**, in concurrence.)

(In House, June 28, 1995, **PASSED TO BE ENACTED.**)

This being a Bond Authorization Act and having received the affirmative vote of 25 Members of the Senate, with No Senator having voted in the negative, and 25 being more than two-thirds of the Membership present and voting was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Under suspension of the Rules, all matters thus acted on were ordered sent forthwith.

Off Record Remarks

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

PAPER FROM THE HOUSE

Non-concurrent Matter

Bill "An Act to Create an Income Tax Stabilization Program" (Emergency)
S.P. 98 L.D. 238
(C "A" S-115)

In House, June 16, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-115) AS AMENDED BY HOUSE AMENDMENT "B" (H-511)**, thereto, in **NON-CONCURRENCE.**

In Senate, June 19, 1995, **RECEDED and CONCURRED.**

Comes from the House with the Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE.**

On motion by Senator KIEFFER of Aroostook, the Senate **RECEDED and CONCURRED.**

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1996 and June 30, 1997" (Emergency)
H.P. 700 L.D. 958

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-656)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-656)**.

Which Report was **READ**.

On motion by Senator **KIEFFER** of Aroostook, Tabled until Later in Today's Session, pending **ACCEPTANCE** of the Report.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Amend Certain Effective Date and Referenda Provisions Regarding the Authorization for a Community School District in the Towns of Mechanic Falls, Minot and Poland"
H.P. 1138 L.D. 1581

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-655)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-655)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-655) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME**.

Which was **PASSED TO BE ENGROSSED**, As **Amended**, in concurrence.

Under suspension of the Rules, ordered sent forthwith to the Engrossing Department.

Divided Report

The Majority of the Committee on **HUMAN RESOURCES** on Bill "An Act to Abolish the Maine Health Care Finance Commission"

H.P. 269 L.D. 371

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-599)**.

Signed:

Senator:

PINGREE of Knox

Representatives:

FITZPATRICK of Durham
JOHNSON of South Portland
SHIAH of Bowdoinham
ETNIER of Harpswell
MITCHELL of Portland
JONES of Bar Harbor

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-600)**.

Signed:

Senators:

PENDEXTER of Cumberland
BENOIT of Franklin

Representatives:

JOYNER of Hollis
MARVIN of Cape Elizabeth
WINGLASS of Auburn
LOVETT of Scarborough

Comes from the House with the Bill and Accompanying Papers **INDEFINITELY POSTPONED**.

Which Reports were **READ**.

Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in concurrence.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act to Increase Levels of Property Tax Relief Found in the Maine Residents Property Tax Program"
H.P. 450 L.D. 616

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-333)**.

Signed:

Senator:

CAREY of Kennebec

Representatives:
DORE of Auburn
TRIPP of Topsham
TUTTLE, JR. of Sanford
KEANE of Old Town
RICHARDSON of Portland
GREEN of Monmouth

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-334).**

Signed:

Senators:
HATHAWAY of York
FERGUSON, JR. of Oxford

Representatives:
MURPHY of Berwick
SPEAR of Nobleboro
DUNN of Gray
REED of Falmouth

Comes from the House with the Bill and Accompanying Papers **INDEFINITELY POSTPONED.**

Which Reports were **READ.**

The Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in concurrence.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act Altering the Method of Computing the Hospital Tax" (Emergency)

H.P. 910 L.D. 1286

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-352).**

Signed:

Senator:
CAREY of Kennebec

Representatives:
DORE of Auburn
TRIPP of Topsham
TUTTLE, JR. of Sanford
KEANE of Old Town
RICHARDSON of Portland
GREEN of Monmouth

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-353).**

Signed:

Senators:
HATHAWAY of York
FERGUSON, JR. of Oxford

Representatives:
MURPHY of Berwick
DUNN of Gray
REED of Falmouth
SPEAR of Nobleboro

Comes from the House with the Bill and Accompanying Papers **INDEFINITELY POSTPONED.**

Which Reports were **READ.**

The Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in concurrence.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act to Encourage Capital Investment in Maine" H.P. 1048 L.D. 1467

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-562).**

Signed:

Senators:
HATHAWAY of York
FERGUSON, JR. of Oxford
CAREY of Kennebec

Representatives:
DORE of Auburn
TRIPP of Topsham
TUTTLE, JR. of Sanford
KEANE of Old Town
MURPHY of Berwick
GREEN of Monmouth
SPEAR of Nobleboro
DUNN of Gray
REED of Falmouth

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

Signed:

Representative:
RICHARDSON of Portland

Comes from the House with the Bill and Accompanying Papers **INDEFINITELY POSTPONED.**

Which Reports were **READ.**

The Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in concurrence.

ENACTOR

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

Emergency

An Act to Correct Errors and Inconsistencies in the Laws of Maine

S.P. 251 L.D. 648
S "A" S-362; S "B"
S-369; H "A" H-638
to C "A" S-332)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with No Senator having voted in the negative, and 24 being two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Off Record Remarks

Senate at Ease

Senate called to order by the President.

Senator **HANLEY** of Oxford was granted unanimous consent to address the Senate off the Record.

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

Senator **HANLEY** of Oxford was granted unanimous consent to address the Senate off the Record.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Increase Access to and Affordability of Mental Health and Substance Abuse Treatment Services by Providing Mandatory Reimbursement to Counseling Professionals who are Licensed to Assess and Treat Intrapersonal and Interpersonal Problems
S.P. 38 L.D. 68
(C "A" S-211)

Tabled - June 16, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 8, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-211).**)

(In House, June 15, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator **HANLEY** of Oxford, Bill and Accompanying Papers **COMMITTED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Decrease the Paperwork Burden on Maine Businesses by Decreasing the Number of Tax Filings for Retailers

S.P. 79 L.D. 167
(C "A" S-45)

Tabled - April 26, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-45).**)

(In House, April 25, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator **HANLEY** of Oxford, Bill and Accompanying Papers **COMMITTED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Clarify the Sales Tax Law Applicable to Packaging

S.P. 207 L.D. 550
(C "A" S-113)

Tabled - May 23, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 10, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-113).**)

(In House, May 18, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **COMMITTED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

Emergency

An Act to Reestablish the Tax Credit for Intrastate Airlines

S.P. 245 L.D. 642
(C "A" S-112)

Tabled - May 23, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-112).**)

(In House, May 23, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **COMMITTED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Exempt from the Sales Tax Automobile Equipment Necessary for Paraplegics or People Who are Confined to Wheelchairs

H.P. 540 L.D. 736
(C "A" H-241)

Tabled - May 31, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 23, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-241)**, in concurrence.)

(In House, May 31, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **COMMITTED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Amend the Surface Water Ambient Toxics Monitoring Program

H.P. 768 L.D. 1042
(C "A" H-455)

Tabled - June 20, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 15, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-455)**, in concurrence.)

(In House, June 20, 1995, PASSED TO BE ENACTED.)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS, in NON-CONCURRENCE.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Exempt Goods Sold by Scouting Organizations from the Sales Tax
H.P. 776 L.D. 1073
(C "A" H-338)

Tabled - June 12, 1995, by Senator HANLEY of Oxford.

Pending - PASSAGE TO BE ENACTED

(In Senate, June 6, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-338), in concurrence.)

(In House, June 12, 1995, PASSED TO BE ENACTED.)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS, in NON-CONCURRENCE.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Abolish the Maine Waste Management Agency
H.P. 181 L.D. 229
(C "A" H-487)

Tabled - June 27, 1995, by Senator HANLEY of Oxford.

Pending - PASSAGE TO BE ENACTED

(In Senate, June 22, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-487), in concurrence.)

(In House, June 26, 1995, PASSED TO BE ENACTED.)

On motion by Senator HANLEY of Oxford, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED, in concurrence.

On further motion by the same Senator, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby it ADOPTED Committee Amendment "A" (H-487), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-373) to Committee Amendment "A" (H-487) READ and ADOPTED.

Committee Amendment "A" (H-487), as Amended by Senate Amendment "A" (S-373), thereto, ADOPTED, in NON-CONCURRENCE.

Which was PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Enhance the Clam Industry in the State
S.P. 103 L.D. 243
(C "A" S-48)

Tabled - May 3, 1995, by Senator HANLEY of Oxford.

Pending - PASSAGE TO BE ENACTED

(In Senate, April 11, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-48).)

(In House, May 2, 1995, PASSED TO BE ENACTED.)

On motion by Senator HANLEY of Oxford, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (S-48), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-374) to Committee Amendment "A" (S-48) **READ** and **ADOPTED**.

Committee Amendment "A" (S-48), as Amended by Senate Amendment "A" (S-374), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Repeal the Retail Seed Dealer's License
H.P. 382 L.D. 517
(C "A" H-72)

Tabled - May 3, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 25, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-72), in concurrence.)

(In House, May 2, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator **HANLEY** of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-384) **READ** and **ADOPTED**.

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Sales Tax Exemption for
Emergency Shelter and Feeding Organizations
H.P. 390 L.D. 525
(C "A" H-199)

Tabled - May 18, 1995, by Senator **BEGLEY** of Lincoln.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-199), in concurrence.)

(In House, May 17, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator **HANLEY** of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-199), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-386) to Committee Amendment "A" (H-199) **READ** and **ADOPTED**.

Committee Amendment "A" (H-199), as Amended by Senate Amendment "A" (S-386), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Resolve

Resolve, to Implement the Recommendations of the Healthy Start Task Force

H.P. 405 L.D. 540
(C "A" H-185)

Tabled - May 16, 1995, by Senator HANLEY of Oxford.

Pending - FINAL PASSAGE

(In Senate, May 10, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-185), in concurrence.)

(In House, May 16, 1995, FINALLY PASSED.)

On motion by Senator HANLEY of Oxford, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED, in concurrence.

On further motion by the same Senator, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby it ADOPTED Committee Amendment "A" (H-185), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-375) to Committee Amendment "A" (H-185) READ and ADOPTED.

Committee Amendment "A" (H-185), as Amended by Senate Amendment "A" (S-375), thereto, ADOPTED, in NON-CONCURRENCE.

Which was PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Eliminate the Personal Property Tax on Individuals in the State

H.P. 414 L.D. 571
(C "A" H-87)

Tabled - May 3, 1995, by Senator HANLEY of Oxford.

Pending - PASSAGE TO BE ENACTED

(In Senate, April 25, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-87), in concurrence.)

(In House, May 2, 1995, PASSED TO BE ENACTED.)

On motion by Senator HANLEY of Oxford, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED, in concurrence.

On further motion by the same Senator, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby it ADOPTED Committee Amendment "A" (H-87), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-376) to Committee Amendment "A" (H-87) READ and ADOPTED.

Committee Amendment "A" (H-87), as Amended by Senate Amendment "A" (S-376), thereto, ADOPTED, in NON-CONCURRENCE.

Which was PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase Access to the Legislature and Government Services for Persons Who Are Deaf or Hard of Hearing and to Make Progress towards Compliance with the Americans with Disabilities Act

H.P. 465 L.D. 631
(C "A" H-432)

Tabled - June 21, 1995, by Senator HANLEY of Oxford.

Pending - PASSAGE TO BE ENACTED

(In Senate, June 15, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-432), in concurrence.)

(In House, June 21, 1995, PASSED TO BE ENACTED.)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-432), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-394) to Committee Amendment "A" (H-432) **READ** and **ADOPTED**.

Committee Amendment "A" (H-432), as Amended by Senate Amendment "A" (S-394), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Permit the Equitable Taxation of Leased Equipment

H.P. 486 L.D. 667
(C "A" H-283)

Tabled - June 5, 1995, by Senator BEGLEY of Lincoln.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 30, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-283), in concurrence.)

(In House, June 1, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-283), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-377) to Committee Amendment "A" (H-283) **READ** and **ADOPTED**.

Committee Amendment "A" (H-283), as Amended by Senate Amendment "A" (S-377), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act Protecting a Citizen's Right of Petition under the Constitution

H.P. 576 L.D. 781
(C "A" H-300)

Tabled - June 8, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 31, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-300), in concurrence.)

(In House, June 7, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-300), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-378) to Committee Amendment "A" (H-300) **READ** and **ADOPTED**.

Committee Amendment "A" (H-300), as Amended by Senate Amendment "A" (S-378), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Resolve

Resolve, to Create the Commission to Study the Growth of Tax-exempt Property in Maine's Towns, Cities, Counties and Regions and its Impact on those Budgets

H.P. 550 L.D. 746
(S "A" S-258 to C
"A" H-244)

Tabled - June 20, 1995, by Senator HANLEY of Oxford.

Pending - **FINAL PASSAGE**

(In Senate, June 15, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-244) AS AMENDED BY SENATE AMENDMENT "A" (S-258), thereto, in NON-CONCURRENCE.**)

(In House, June 15, 1995, **RECEDED and CONCURRED.**)

(In House, June 20, 1995, **FINALLY PASSED.**)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-244), as amended by Senate Amendment "A" (S-258), thereto, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Senate Amendment "A" (S-258) to Committee Amendment "A" (H-244).

On further motion by the same Senator, Senate Amendment "A" (S-258) to Committee Amendment "A" (H-244) **INDEFINITELY POSTPONED, in NON-CONCURRENCE.**

On further motion by the same Senator, Senate Amendment "B" (S-388) to Committee Amendment "A" (H-244) **READ and ADOPTED.**

Committee Amendment "A" (H-244), as Amended by Senate Amendment "B" (S-388), thereto, **ADOPTED, in NON-CONCURRENCE.**

Which was **PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Ensure the Continuation of Current Hospice Services

H.P. 712 L.D. 969
(H "A" H-652 to C
"A" H-649)

Tabled - June 29, 1995, by Senator BEGLEY of Lincoln.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 29, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-649) AS AMENDED BY HOUSE AMENDMENT "A" (H-652), thereto, in concurrence.**)

(In House, June 29, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-649), as Amended by House Amendment "A" (H-652), thereto, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** House Amendment "A" (H-652) to Committee Amendment "A" (H-649), in concurrence.

On further motion by the same Senator, House Amendment "A" (H-652) to Committee Amendment "A" (H-649) **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

On further motion by the same Senator, Senate Amendment "A" (S-379) to Committee Amendment "A" (H-649) **READ** and **ADOPTED**.

Committee Amendment "A" (H-649), as Amended by Senate Amendment "A" (S-379), thereto, **ADOPTED**, in non-concurrence.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency

An Act to Improve Maine Students' Preparedness for the Global Economy by Enhancing Opportunities for Global and Geographic Education

H.P. 716 L.D. 973
(H "A" H-507 to C
"A" H-396)

Tabled - June 21, 1995, by Senator BEGLEY of Lincoln.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 13, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-396)**, in concurrence.)

(In House, June 16, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-396) AS AMENDED BY HOUSE AMENDMENT "A" (H-507)**, thereto, in **NON-CONCURRENCE**.)

(In Senate, June 19, 1995, **RECEDED** and **CONCURRED**.)

(In House, June 21, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-396), as Amended by House Amendment "A" (H-507), thereto, in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-391) to Committee Amendment "A" (H-396) **READ** and **ADOPTED**.

Committee Amendment "A" (H-396), as Amended by Senate Amendment "A" (S-391) and House Amendment "A" (H-507), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Restore State Funding for State Expenses at County Jails

H.P. 803 L.D. 1120
(C "A" H-287)

Tabled - June 5, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 31, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-287)**, in concurrence.)

(In House, June 5, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-287), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-395) to Committee Amendment "A" (H-287) **READ** and **ADOPTED**.

Committee Amendment "A" (H-287), as Amended by Senate Amendment "A" (S-395), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Resolve

Resolve, to Create a Task Force on Tax Increment Financing

H.P. 858 L.D. 1189
(H "A" H-473 to C
"A" H-339)

Tabled- June 20, 1995, by Senator HANLEY of Oxford.

Pending - **FINAL PASSAGE**

(In Senate, June 8, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-339)**, in concurrence.)

(In House, June 15, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-339) AS AMENDED BY HOUSE AMENDMENT "A" (H-473)**, thereto, in **NON-CONCURRENCE**.)

(In Senate, June 16, 1995, **RECEDED and CONCURRED**.)

(In House, June 20, 1995, **FINALLY PASSED**.)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-339), as Amended by House Amendment "A" (H-473), thereto, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** House Amendment "A" (H-473) to Committee Amendment "A" (H-339), in concurrence.

On further motion by the same Senator, House Amendment "A" (H-473) to Committee Amendment "A" (H-339) **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

On further motion by the same Senator, Senate Amendment "A" (S-396) to Committee Amendment "A" (H-339) **READ and ADOPTED**.

Committee Amendment "A" (H-339), as Amended by Senate Amendment "A" (S-396), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Increase Venture Capital Access to State Businesses

H.P. 920 L.D. 1296
(C "A" H-272)

Tabled - June 5, 1995, by Senator BEGLEY of Lincoln

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 30, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-272)**, in concurrence.)

(In House, June 1, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-272), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-380) to Committee Amendment "A" (H-272) **READ and ADOPTED**.

Committee Amendment "A" (H-272), as Amended by Senate Amendment "A" (S-380), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

Senate at Ease

Senate called to order by the President.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Resolve

Resolve, Establishing a Commission to Study the Trespass Laws

H.P. 954 L.D. 1343
(C "A" H-344)

Tabled - June 12, 1995, by Senator HANLEY of Oxford.

Pending - **FINAL PASSAGE**

(In Senate, June 7, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-344)**, in concurrence.)

(In House, June 12, 1995, **FINALLY PASSED**.)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-344), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-387) to Committee Amendment "A" (H-344) **READ** and **ADOPTED**.

Committee Amendment "A" (H-344), as Amended by Senate Amendment "A" (S-387), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Resolve

Resolve, to Require a Review of the Beverage Container Deposit Laws

H.P. 956 L.D. 1345
(H "A" H-465 to C
"A" H-450)

Tabled - June 21, 1995, by Senator BEGLEY of Lincoln.

Pending - **FINAL PASSAGE**

(In Senate, June 19, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-450) AS AMENDED BY HOUSE AMENDMENT "A" (H-465)**, in concurrence.)

(In House, June 21, 1995, **FINALLY PASSED**.)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION**.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-450), as Amended by House Amendment "A" (H-465), thereto, in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-397) to Committee Amendment "A" (H-450) **READ** and **ADOPTED**.

Committee Amendment "A" (H-450), as Amended by Senate Amendment "A" (S-397) and House Amendment "A" (H-465), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Preserve Deteriorating and Irreplaceable Historic Battle Flags and Banners
S.P. 523 L.D. 1421

Tabled - June 12, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 1, 1995, **PASSED TO BE ENGROSSED.**)

(In House, June 12, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED.**

On further motion by the same Senator, Senate Amendment "A" (S-381) **READ** and **ADOPTED.**

Which was **PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency Resolve

Resolve, Establishing the Task Force on Alcoholic Beverage Sales

H.P. 1075 L.D. 1514
(H "A" H-614 to C
"A" H-477)

Tabled - June 29, 1995, by Senator BEGLEY of Lincoln.

Pending - **FINAL PASSAGE**

(In Senate, June 20, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-477), in concurrence.**)

(In House, June 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-477) AS AMENDED BY HOUSE AMENDMENT "A" (H-614), thereto, in NON-CONCURRENCE.**)

(In Senate, June 28, 1995, **RECEDED and CONCURRED.**)

(In House, June 28, 1995, **FINALLY PASSED.**)

On motion by Senator HANLEY of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED, in concurrence.**

On further motion by the same Senator, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-477), as Amended by House Amendment "A" (H-614), thereto, in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-389) to Committee Amendment "A" (H-477) **READ** and **ADOPTED.**

Committee Amendment "A" (H-477), as Amended by Senate Amendment "A" (S-389) and House Amendment "A" (H-614), thereto, **ADOPTED, in NON-CONCURRENCE.**

Which was **PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Amend the Laws Governing Child Support
S.P. 556 L.D. 1516
(C "A" S-317)

Tabled - June 28, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 23, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-317).)

(In House, June 27, 1995, PASSED TO BE ENACTED.)

On motion by Senator HANLEY of Oxford, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED, in concurrence.

On further motion by the same Senator, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby it ADOPTED Committee Amendment "A" (S-317).

On further motion by the same Senator, Senate Amendment "A" (S-382) to Committee Amendment "A" (S-317) READ and ADOPTED.

Committee Amendment "A" (S-317), as Amended by Senate Amendment "A" (S-382), thereto, ADOPTED, in NON-CONCURRENCE.

Which was PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Modify and Update Certain Laws Pertaining to Inland Fisheries and Wildlife
S.P. 562 L.D. 1530
(C "A" S-311)

Tabled - June 28, 1995, by Senator HANLEY of Oxford.

Pending - PASSAGE TO BE ENACTED

(In Senate, June 23, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-311).)

(In House, June 27, 1995, PASSED TO BE ENACTED.)

On motion by Senator HANLEY of Oxford, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED, in concurrence.

On further motion by the same Senator, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby it ADOPTED Committee Amendment "A" (S-311).

On further motion by the same Senator, Senate Amendment "A" (S-390) to Committee Amendment "A" (S-311) READ and ADOPTED.

Committee Amendment "A" (S-311), as Amended by Senate Amendment "A" (S-390), thereto, ADOPTED, in NON-CONCURRENCE.

Which was PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Appropriate Funds for the Building Alternatives Program
H.P. 1120 L.D. 1564
(C "A" H-529)

Tabled - June 27, 1995, by Senator HANLEY of Oxford.

Pending - PASSAGE TO BE ENACTED

(In Senate, June 23, 1995, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-529), in concurrence.)

(In House, June 26, 1995, PASSED TO BE ENACTED.)

On motion by Senator HANLEY of Oxford, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate RECONSIDERED its action whereby the Bill was PASSED TO BE ENGROSSED AS AMENDED, in concurrence.

On further motion by the same Senator, the Senate SUSPENDED THE RULES for the purpose of RECONSIDERATION.

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-529), in concurrence.

On further motion by the same Senator, Senate Amendment "A" (S-383) to Committee Amendment "A" (H-529) **READ** and **ADOPTED**.

Committee Amendment "A" (H-529), as Amended by Senate Amendment "A" (S-383), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

Senate at Ease

Senate called to order by the President.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Increase the County Share and Change the Name of the Government Operations Surcharge Fund
H.P. 74 L.D. 110
(C "A" H-48)

Tabled - April 11, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 4, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-48), in concurrence.)

(In House, April 6, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator **HANLEY** of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Reinstate Funding for the Saco River Corridor Commission
H.P. 125 L.D. 173
(C "A" H-13)

Tabled - March 30, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, March 23, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-13), in concurrence.)

(In House, March 28, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator **HANLEY** of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Repeal the Snack Tax
H.P. 144 L.D. 192
(C "A" H-208)

Tabled - June 5, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 24, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-208), in **NON-CONCURRENCE**.)

(In House, May 25, 1995, **RECEDED** and **CONCURRED**.)

(In House, June 5, 1995, **PASSED TO BE ENACTED**.)

On motion by Senator **HANLEY** of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Repeal Point-of-sale Fees for Future Disposal of Certain Items

S.P. 84 L.D. 203
(C "A" S-190)

Tabled - June 12, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 1, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-190).**)

(In House, June 12, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Continue the Health Occupations Training Project

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

Tabled - March 28, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, March 14, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-18).**)

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

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Increase the Number of Primary Care Practitioners in the State

S.P. 119 L.D. 294

Tabled - May 31, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 24, 1995, **PASSED TO BE ENGROSSED.**)

(In House, May 31, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Restore Funding to the Department of Conservation that was Deappropriated Due to Loon Plate Revenue

S.P. 120 L.D. 295

Tabled - March 21, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, March 2, 1995, **PASSED TO BE ENGROSSED.**)

(In House, March 14, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Child Labor Laws to Prohibit 14-year-old Minors from Working in Any Restaurant or Eating Place

S.P. 146 L.D. 332
(C "A" S-164)

Tabled - May 31, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 24, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-164).**)

(In House, May 31, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Establish an Equitable Sales Tax Structure for Bottled Water
H.P. 258 L.D. 360
(C "A" H-85)

Tabled - May 3, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 25, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-85)**, in concurrence.)

(In House, May 2, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Exempt the Custom Sawing of Lumber from the Sales Tax
H.P. 339 L.D. 459
(C "A" H-64)

Tabled - April 12, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 6, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-64)**, in concurrence.)

(In House, April 11, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Resolve

Resolve, to Improve Postsecondary Education in the State
H.P. 361 L.D. 481
(H "A" H-390)

Tabled - June 13, 1995, by Senator BEGLEY of Lincoln.

Pending - **FINAL PASSAGE**

(In Senate, June 8, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-390)**, in concurrence.)

(In House, June 13, 1995, **FINALLY PASSED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Permit an Employer to Offer a Compressed Time Work week to Consenting Employees
S.P. 188 L.D. 496
(C "A" S-72); (S "A" S-96)

Tabled - May 11, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-72) AND SENATE AMENDMENT "A" (S-96).**)

(In House, May 11, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Include Individuals with Property in a Living Trust in the Maine Residents Property Tax Program

S.P. 192 L.D. 501
(H "A" H-195 to C
"A" S-52)

Tabled - May 16, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In House, May 4, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-52) AS AMENDED BY HOUSE AMENDMENT "A" (H-195)**, thereto, in **NON-CONCURRENCE**.)

(In Senate, May 9, 1995, **RECEDED and CONCURRED.**)

(In House, May 16, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act Concerning Sick Leave and Vacation Benefits
H.P. 388 L.D. 523
(C "A" H-140)

Tabled - May 25, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 17, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-140)**, in concurrence.)

(In House, May 24, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Promote Economic Development by Establishing a Research and Development Tax Credit
S.P. 217 L.D. 559
(C "A" S-188)

Tabled - June 8, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 31, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-188).**)

(In House, June 8, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Increase Paid Health Insurance Benefits to Retired Teachers

S.P. 232 L.D. 597

Tabled - June 19, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 13, 1995, **PASSED TO BE ENGROSSED.**)

(In House, June 19, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act Regarding Unredeemed Deposits on Beverage Containers

H.P. 506 L.D. 687
(H "A" H-639 to C
"A" H-498)

Tabled - June 29, 1995, by Senator BEGLEY of Lincoln

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 26, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-498)**, in concurrence.)

(In House, June 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-498) AS AMENDED BY HOUSE AMENDMENT "A" (H-639)**, thereto, in **NON-CONCURRENCE.**)

(In Senate, June 29, 1995, **RECEDED and CONCURRED.**)

(In House, June 29, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Provide Adequate Counseling for Minors Incarcerated for Sex Offenses

H.P. 535 L.D. 731
(C "A" H-170)

Tabled - May 16, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 10, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-170)**, in concurrence.)

(In House, May 16, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Require More Information Concerning Place of Residence on Individual Income Tax Forms

H.P. 613 L.D. 823
(C "A" H-80)

Tabled - May 3, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 25, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-80)**, in concurrence.)

(In House, May 2, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide Funds for Family Crisis Shelters
S.P. 307 L.D. 846
(C "A" S-110)

Tabled - May 23, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 10, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-110).**)

(In House, May 18, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Improve the Well-being of Communities by Providing Adequate Services for Victims of Sexual Assault, Incest, Rape and Child Sexual Abuse and Enhance Community Education and Prevention Programs Statewide

H.P. 640 L.D. 863
(C "A" H-190)

Tabled - May 16, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-190)**, in concurrence.)

(In House, May 16, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Amending the Maine Residents Property Tax Program Allowing Persons Having Sole Responsibility for Property Maintenance the Entire Exemption
S.P. 311 L.D. 892
(C "A" S-193)

Tabled - June 7, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 31, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-193).**)

(In House, June 7, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Authorizing the Director of the Maine Forest Service to Dispose of Facilities and Properties of the Bureau of Forestry in Order to Streamline Operations

S.P. 325 L.D. 906
(C "A" S-124)

Tabled - May 23, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-124).**)

(In House, May 23, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Fully Fund the Maine Human Rights Commission and the Civil Rights Unit in the Attorney General's Office

S.P. 333 L.D. 914
(C "A" S-98)

Tabled - May 16, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 4, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-98).**)

(In House, May 16, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Amend the Operating-under-the-influence Laws

H.P. 836 L.D. 1167
(C "A" H-543)

Tabled - June 23, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 21, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-543)**, in concurrence.)

(In House, June 23, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Change Eligibility for the Elderly Low-cost Drug Program

H.P. 963 L.D. 1372
(C "A" H-364)

Tabled - June 13, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 8, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-364)**, in concurrence.)

(In House, June 13, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Reestablish the Office of Environmental Evaluation and Lake Studies

H.P. 1031 L.D. 1450
(C "A" H-395)

Tabled - June 16, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 13, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-395)**, in concurrence.)

(In House, June 15, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Create an Adopt-A-River Program
H.P. 1047 L.D. 1466
(C "A" H-538)

Tabled - June 23, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 21, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-538)**, in concurrence.)

(In House, June 23, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Authorize a Tax Anticipation Note for Fiscal Year 1995-96
H.P. 1139 L.D. 1582

Tabled - June 29, 1995, by Senator BEGLEY of Lincoln.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 26, 1995, **PASSED TO BE ENGROSSED.**)

(In House, June 27, 1995, **PASSED TO BE ENACTED.**)

On motion by Senator HANLEY of Oxford, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Concerning the Labeling of Refundable Beverage Containers
S.P. 21 L.D. 52
(C "A" S-210)

Tabled - June 13, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 6, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-210).**)

(In House, June 13, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase the Limit on the Extradition Account
S.P. 53 L.D. 82
(C "A" S-33)

Tabled - April 12, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 4, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-33).**)

(In House, April 11, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Grant Certain Federal Officers Limited Authority to Enforce Maine Law

H.P. 67 L.D. 103
(C "A" H-205)

Tabled - May 16, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-205)**, in concurrence.)

(In House, May 16, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Require All Persons to Use Safety Belts in Motor Vehicles

S.P. 77 L.D. 165
(S "A" S-135 to C
"A" S-91; H "A"
H-181)

Tabled - May 25, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 18, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-91) AS AMENDED BY SENATE AMENDMENT "A" (S-135) thereto, and HOUSE AMENDMENT "A" (H-181)**, in **NON-CONCURRENCE.**)

(In House, May 18, 1995, **RECEDED and CONCURRED.**)

(In House, May 24, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Develop the Landowner Relations Program
H.P. 148 L.D. 196
(C "A" H-444)

Tabled - June 16, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 14, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-444)**, in concurrence.)

(In House, June 15, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Allow the Imposition of Any Term of Years or Life for Certain Attempted Murders
H.P. 152 L.D. 200
(C "A" H-184)

Tabled - May 16, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-184)**, in concurrence.)

(In House, May 16, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Laws Governing Wrongful Death Caused by Truck Drivers
H.P. 292 L.D. 396
(C "A" H-212)

Tabled - May 23, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 18, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-212)**, in concurrence.)

(In House, May 23, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act Regarding Fees Assessed by the Maine Land Use Regulation Commission for Changes within a Development District

S.P. 194 L.D. 503
(C "A" S-76)

Tabled - May 10, 1995, by Senator BEGLEY of Lincoln.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 26, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-76).**)

(In House, May 9, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Reduce the Amount of Good Time and Meritorious Good Time Available to Persons Sentenced to Terms of Imprisonment

S.P. 201 L.D. 544
(S "A" S-212 to C "A" S-204)

Tabled - June 13, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 5, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-204) AS AMENDED BY SENATE AMENDMENT "A" (S-212)**, thereto.)

(In House, June 13, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Change the Law That Determines When a Sentence in Excess of 20 Years May Be Imposed for a Class A Crime

S.P. 203 L.D. 546
(C "A" S-44)

Tabled - April 26, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-44).**)

(In House April 25, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Broaden the Crime of Criminal Mischief and to Repeal the Crime of Animal Enterprise Terrorism

S.P. 204 L.D. 547
(C "A" S-39)

Tabled - April 12, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, April 4, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-39).**)

(In House, April 11, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act Regarding Insurance Coverage for Mental Illness

H.P. 432 L.D. 595
(C "A" H-521)

Tabled - June 27, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 22, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-521)**, in concurrence.)

(In House, June 26, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Law Governing Real Estate Transfer Taxes Applicable to the Maine Turnpike Authority

H.P. 479 L.D. 660
(C "A" H-146)

Tabled - May 10, 1995, by Senator **BEGLEY** of Lincoln.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 2, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-146)**, in concurrence.)

(In House, May 9, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Establish the Maine Outdoor Heritage Fund

I.B. 3 L.D. 717
(C "A" H-279)

Tabled - June 6, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 31, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-279)**, in concurrence.)

(In House, June 6, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Trust Fund Provisions of Cemeteries and Crematories

H.P. 561 L.D. 762
(C "A" H-248)

Tabled - May 31, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 23, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-248)**, in concurrence.)

(In House, May 31, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Laws Specifying the Place of Imprisonment

H.P. 602 L.D. 812
(C "A" H-233)

Tabled - May 23, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 17, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-233), in concurrence.)

(In House, May 23, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Loring Development Authority Law

S.P. 304 L.D. 843
(C "A" S-159)

Tabled - June 6, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 24, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (S-159).)

(In House, June 5, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Education Funding Formula
H.P. 658 L.D. 881
(C "A" H-452)

Tabled - June 20, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 15, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-452), in concurrence.)

(In House, June 20, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Continuing Care Retirement Community Law

S.P. 338 L.D. 919
(C "A" S-194)

Tabled - June 12, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 1, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (S-194).)

(In House, June 12, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Provide a 3-day Nonresident Small Game Hunting License

H.P. 734 L.D. 1008
(C "A" H-217)

Tabled - May 16, 1995, by Senator HANLEY of Oxford

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-217)**, in concurrence.)

(In House, May 16, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Ensure That Rulemaking by Agencies Does Not Exceed the Intent of Authorizing Legislation
H.P. 806 L.D. 1123
(C "A" H-584)

Tabled - June 28, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-584)**, in concurrence.)

(In House, June 28, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Implement the Recommendations Resulting from the Study Concerning Parental Rights and Responsibilities When Domestic Abuse is Involved
H.P. 808 L.D. 1125
(C "A" H-621)

Tabled - June 28, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-621)**, in concurrence.)

(In House, June 28, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act to Increase Moose Hunting Permit Application Fees
H.P. 841 L.D. 1172
(S "A" S-205 to C "A" H-263)

Tabled - June 5, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 31, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-263) AS AMENDED BY SENATE AMENDMENT "A" (S-205)**, thereto, in **NON-CONCURRENCE.**)

(In House, June 1, 1995, **RECEDED and CONCURRED.**)

(In House, June 5, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

An Act Concerning the Sale of Double Gauge Lobster Measures

S.P. 429 L.D. 1197
(C "A" S-143)

Tabled - May 30, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 17, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-143).**)

(In House, May 25, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Amend the Maine Bail Code to Penalized Defendants Who Have Been Granted a Stay of Execution and Fail to Report

S.P. 430 L.D. 1198
(C "A" S-125)

Tabled - May 23, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 11, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDED "A" (S-125).**)

(In House, May 23, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Identify for Sentencing Purposes Certain Factors That Aid in Predicting High-risk Sex Offenders

H.P. 900 L.D. 1276
(C "A" H-513)

Tabled - June 27, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 22, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-513)**, in concurrence.)

(In House, June 26, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Establish the DNA Data Base and Data Bank Act

S.P. 480 L.D. 1304
(C "A" S-219)

Tabled - June 21, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 7, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-219).**)

(In House, June 21, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Improve Public Access to the Maine State Museum

S.P. 483 L.D. 1317
(C "A" S-168)

Tabled - May 31, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 24, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-168).**)

(In House, May 31, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Reform the Process of Periodic Review of Programs and Agencies

H.P. 959 L.D. 1348
(H "A" H-598 to C
"A" H-516)

Tabled - June 28, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 20, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-516)**, in concurrence.)

(In House, June 26, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-516) AS AMENDED BY HOUSE AMENDMENT "A" (H-598)**, thereto, in **NON-CURRENCE.**)

(In Senate, June 26, 1995, **RECEDED and CONCURRED.**)

(In House, June 27, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act Concerning the Termination of Parental Rights

S.P. 508 L.D. 1367
(C "A" S-316)

Tabled - June 29, 1995, by Senator **BEGLEY** of Lincoln.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 23, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-316).**)

(In House, June 27, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Promote Long-term Economic Development through the Establishment of the Maine Technology Investment Fund

S.P. 511 L.D. 1370
(C "A" S-196)

Tabled - June 12, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 1, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-196).**)

(In House, June 12, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Make Changes in the Law Establishing the Maine School of Science and Mathematics

H.P. 1035 L.D. 1454
(C "A" H-383)

Tabled - June 26, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 21, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-383)**, in concurrence.)

(In House, June 26, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Allow Involuntary Commitments at Hospitals under Contract with The Department of Mental Health and Mental Retardation

H.P. 1084 L.D. 1526
(C "A" H-563)

Tabled - June 27, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 23, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-563)**, in concurrence.)

(In House, June 26, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Streamline Permit Procedures for Freshwater Wetlands in the State

S.P. 570 L.D. 1544
(C "A" S-336)

Tabled - June 28, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-336)**.)

(In House, June 28, 1995, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act to Deregulate the Costs and Revenues Associated with Acute Care Provided to Involuntarily Committed Patients within the Hospital Care Finance System

H.P. 1110 L.D. 1558
(C "A" H-555)

Tabled - June 27, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 22, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-555)**, in concurrence.)

(In House, June 26, 1995, **PASSED TO BE ENACTED.**)

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

Under suspension of the Rules, all matters thus acted on were ordered sent forthwith.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency

An Act to Strengthen the General Fund's Unappropriated Surplus

H.P. 268 L.D. 370
(C "A" H-380)

Tabled - June 16, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 12, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-380)**, in concurrence.)

(In House, June 15, 1995, **PASSED TO BE ENACTED.**)

This being an Emergency Measure and having received the affirmative vote of 25 Members of the Senate, with No Senator having voted in the negative, and 25 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency

An Act to Expand Eligibility for Benefits under the Adoption Assistance Program

S.P. 247 L.D. 644
(C "A" S-109)

Tabled - May 30, 1995, by Senator **HANLEY** of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, May 17, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-109).**)

(In House, May 25, 1995, **PASSED TO BE ENACTED.**)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with No Senator having voted in the negative, and 24 being two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency

An Act to clarify the Registration of Snowmobiles by Nonresidents

H.P. 604 L.D. 814
(H "A" H-410 to C
"A" H-375)

Tabled - June 21, 1995, by Senator **BEGLEY** of Lincoln.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 19, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-375) AS AMENDED BY HOUSE AMENDMENT "A" (H-410)**, thereto, in concurrence.)

(In House, June 21, 1995, **PASSED TO BE ENACTED.**)

This being an Emergency Measure and having received the affirmative vote of 25 Members of the Senate, with No Senator having voted in the negative, and 25 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Resolve

Resolve, to Require a Study of Retail Competition in the Electric Industry

S.P. 386 L.D. 1063
(C "A" S-251)

Tabled - June 22, 1995, by Senator **BEGLEY** of Lincoln.

Pending - **FINAL PASSAGE**

(In Senate, June 13, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-251).**)

(In House, June 22, 1995, **FINALLY PASSED.**)

This being an Emergency Measure and having received the affirmative vote of 25 Members of the Senate, with No Senator having voted in the negative, and 25 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Emergency

An Act to Provide for Alternative Dispute Resolution in Domestic Relations Matters and to Provide for the Recodification and Revision of the Maine Revised Statutes, Title 19.

H.P. 1024 L.D. 1439
(C "A" H-591)

Tabled - June 28, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 26, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-591)**, in concurrence.)

(In House, June 27, 1995, **PASSED TO BE ENACTED.**)

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with No Senator having voted in the negative, and 26 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize a General Fund Bond Issue in the Amount of \$14,000,000 for Grants to Cities and Towns for the Proper Capping of Their Solid Waste Landfills, for Small Community Water Pollution Control Facilities and for the Removal of State-owned Underground Storage Tanks

S.P. 147 L.D. 333
(H "A" H-635 to C
"A" S-306)

Tabled - June 28, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-306) AS AMENDED BY SENATE AMENDMENT "B" (S-342)**, thereto.)

(In House, June 27, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-306) AS AMENDED BY HOUSE AMENDMENT "A" (H-635)**, thereto, in **NON-CONCURRENCE.**)

(In Senate, June 28, 1995, **RECEDED and CONCURRED.**)

(In House, June 28, 1995, **PASSED TO BE ENACTED.**)

This being a Bond Authorization Act and having received the affirmative vote of 32 Members of the Senate, with No Senator having voted in the negative, and 32 being more than two-thirds of the Membership present and voting, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act to Authorize a General Fund Bond Issue in the Amount of \$4,000,000 for Facilities Serving People with Mental Illness

H.P. 313 L.D. 417
(C "A" H-581)

Tabled - June 28, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 26, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-581)**, in concurrence.)

(In House, June 27, 1995, **PASSED TO BE ENACTED.**)

This being a Bond Authorization Act and having received the affirmative vote of 30 Members of the Senate, with No Senator having voted in the negative, and 30 being more than two-thirds of the Membership present and voting, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator HANLEY of Oxford, the Senate removed from the SPECIAL APPROPRIATIONS TABLE the following:

Bond Issue

An Act Authorizing a General Fund Bond Issue in the Amount of \$15,000,000 to Expand Telecommunications Capabilities and Student Learning Opportunities in Maine Schools

S.P. 171 L.D. 432
(C "A" S-308)

Tabled - June 28, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 26, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-308).**)

(In House, June 27, 1995, **PASSED TO BE ENACTED.**)

This being a Bond Authorization Act and having received the affirmative vote of 30 Members of the Senate, with No Senator having voted in the negative, and 30 being more than two-thirds of the Membership present and voting, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Bond Issue

An Act to Authorize a General Fund Bond Issue to Connect Libraries and Communities Electronically

S.P. 191 L.D. 500
(C "B" S-310)

Tabled - June 28, 1995, by Senator HANLEY of Oxford.

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 23, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (S-310).**)

(In House, June 27, 1995, **PASSED TO BE ENACTED.**)

This being a Bond Authorization Act and having received the affirmative vote of 30 Members of the Senate, with No Senator having voted in the negative, and 30 being more than two-thirds of the Membership present and voting, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Mandate

An Act Concerning the Participation of Teachers of Adult Education in the Maine State Retirement System

S.P. 214 L.D. 556
(C "A" S-278)

Tabled - June 22, 1995, by Senator BEGLEY of Lincoln

Pending - **PASSAGE TO BE ENACTED**

(In Senate, June 19, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-278).**)

(In House, June 21, 1995, **PASSED TO BE ENACTED.**)

This being a mandate and in accordance with the provisions of Section 21 of Article IX of the Constitution, and having received the affirmative vote of 32 Members of the Senate, with No Senator having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator HANLEY of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Constitutional Amendment

Resolution, Proposing an Amendment to the Constitution of Maine to Maintain the Current Amortization Schedule for Unfunded Liabilities and to Prohibit Future Unfunded Liabilities of the Maine State Retirement System

S.P. 70 L.D. 158
(C "A" S-276)

Tabled - June 27, 1995, by Senator HANLEY of Oxford.

Pending - **FINAL PASSAGE**

(In Senate, June 20, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-276).**)

(In House, June 26, 1995, **FINALLY PASSED.**)

This being a Constitutional Amendment and having received the affirmative vote of 29 Members of the Senate, with 1 Senator having voted in the negative, and 29 being more than two-thirds of the Membership present and voting was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Secretary of State for his approval.

On motion by Senator **HANLEY** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Constitutional Amendment

Resolution, Proposing an Amendment to the Constitution of Maine to Establish a Contractual Obligation for Members of the Maine State Retirement System

H.P. 680 L.D. 931
(C "A" H-314)

Tabled - June 27, 1995, by Senator **BEGLEY** of Lincoln

Pending - **FINAL PASSAGE**

(In Senate, June 16, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-314)**, in concurrence.)

(In House, June 27, 1995, **FINALLY PASSED.**)

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

Senator **BEGLEY:** Thank you, Mr. President. In regards to L.D. 931, I would request you to vote against this Constitutional Amendment. L.D. 931 seeks to amend Maine's Constitution to establish a contractual obligation for members of the Maine State Retirement System, or public school teachers, and State employees. On the surface people might think this would do no harm, but it does. For one thing, such an amendment to the Maine Constitution would take away the State's ability to make changes in the Retirement System at any point in the future affecting current members, if those changes diminish, in any way, existing benefits. This would create multiple individual contracts between the Retirement System and the employees who participate, depending on when they came on board. This could mean that current benefits would be frozen for current employees. What is not known is whether changes in interest rates or actuarial assumptions, that have a negative effect on any participant, would be found to diminish or impair the constitutionally guaranteed benefits, and would have the right to agree to change some aspect of the system in the future. Would this require an agreement by every member or would the

state employee and teacher unions step in? How would this affect collective bargaining? There are enough questions concerning this, however, my point is, as a member of that Retirement System, I still would vote against it and I would recommend you do likewise. The group of people that are going to be protected if this were to pass, represents about 4% of the work force. I do not agree with constitutional amendments for special interest groups. You will hear somebody following me say we have amended the Constitution, or we have made laws protecting one, or ten, or a hundred, people. I cannot remember, in my limited memory, when we have changed the Constitution for a limited number of people. It has generally been a majority or all of the citizens of the State. This does not do that.

You have just passed a Constitutional Amendment for unfunded liability, whereby the State, in its infinite wisdom, when it passes a certain law governing retirement, by Constitution, must fund it. That is probably the best protection that we have, having experience unfunded liabilities. Again, I would say to you that this is not needed. Those people who are on retirement have always received their retirements. Granted, there have been changes made, however, be very careful, for if this goes in and it becomes a contractual agreement for negotiations, one of the real dangers that I would see for the teachers, particularly the teachers, is that this may become an item in negotiations with districts and unions. If so, it could become a major issue on your educational tax in those locales. So, there are more dangers to this than there are benefits. I call for a Roll Call when the vote is taken.

On motion by Senator **BEGLEY** of Lincoln, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

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

Senator **RAND:** Thank you, Mr. President, Men and Women of the Senate. I hope that you will reject the pending motion. L.D. 931, this Resolution to the amendment of the Constitution of Maine to establish the contractual obligation of members of the Maine State Retirement System is, unfortunately, a very needed piece of legislation that, by the way, will be put out to the people. It does not become law here. It will be put out to the people of the State of Maine to vote on. The 1991/93 legislative changes that were made to the state retirement plan were the most radical changes made to any public employee pension plan in the country. That has shown us that this is not a knee-jerk reaction to a minor problem. We are talking about people's ability to survive once they have retired. To claim that this constitutional amendment would interfere with collective bargaining is irrefutably false. On June 13, 1995, the AG's opinion was based on two New York cases that stated that the proposed amendment would not be an obligation on state government to collectively bargain pension rights for the employees and teachers. L.D. 931 has absolutely no impact on the unfunded liability, none whatsoever. This is a matter of justice and fairness for our state employees, for their retirement. I would urge you to

reject the pending motion, and put this resolution out to see how the people of the State of Maine feel about protecting pension plans. I would also like to point out that the federal law now requires a five year vesting period. Once you're vested in your pension, it becomes a property right. This is what happens in the so-called real world out there. Our employees deserve no less. I would ask you to reject the pending motion.

THE PRESIDENT: The Chair recognizes the Senator from Washington, Senator Cassidy.

Senator **CASSIDY:** Thank you, Mr. President, Men and Women of the Senate. This bill that we have before us this afternoon, I spoke on this earlier this year, and I won't spend a lot of time this afternoon. I will say that of all the information that I have seen floating around this building this spring and last winter, this bill perhaps has most of the false information I have ever seen pertaining to a bill. You did receive, a week or so ago, the counterpoints. We showed you those areas that were mistaken, including the copy from the Attorney General's office that says that that just isn't so, what we heard here earlier. The other thing that sort of strikes me funny, we have a bill here that is going to affect 27,000 people in our state. The echo from the last vote is still here in the ceiling that that bill was a constitutional amendment that is going to help these exact 27,000 people. I don't see this argument of helping only 4% of the people in the State of Maine. As I said last time, we also had bills here, and I guess it was anticipated that I would say this, that were for one person. Some of those were voted for as well. I think the point that the good Senator from Cumberland made is a good one, that I don't think you all realize that people in business have a federal law that says once a person has five years vested in a retirement system, those benefits cannot be changed. That's a federal law. Our State Retirement System has a ten year vesting period. Once a person is vested for ten years then that shouldn't change their benefits either. The thing that this particular bill will do, as you know, and I'm not going to go through all of them, because we have discussed them several times this session, there were all sorts of gimmicks that happened to balance our budget over the last four years. One of them was to go in and change people's benefits who came to work for the State of Maine with an understanding of what their benefits were and they were taken away from them. What this particular bill does, it just says it stops the bleeding. You can't come in here and go through these benefits again. It does not prevent new hires, and I would have no problem if I applied for a job and I knew what the benefits were and the pay was, and I can make the decision if I want the job or don't want the job, but don't tell me what my benefits are and then change them on me.

The other point that I would like to make, and it's the last point, we kicked another law around here, I don't remember the L.D. number, but we talked quite a lot about seatbelts. You have seen that bill come to you year after year after year. This is the second time that this bill has come before us since those benefits were taken away from the employees, and I guarantee if we don't send this out to the

folks, we will see it again next session. All we are asking here is to send this out to the citizens of Maine, let them make the decision. You won't be seeing this bill again if the people of the State of Maine don't agree that this is a fair bill, I will be the first one to say that I was wrong. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Benoit.

Senator **BENOIT:** Thank you, Mr. President. I would pose a question through the Chair. The previous speaker made a comment mentioning the Attorney General's office. Am I correct in believing that the Attorney General's office has issued some kind of a ruling concerning this proposed bill?

THE PRESIDENT: The Senator from Franklin, Senator Benoit, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Cumberland, Senator Rand.

Senator **RAND:** On June 13, 1995, the Maine Attorney General's opinion, based on the two New York cases, was indeed made.

THE PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Longley.

Senator **LONGLEY:** Thank you, Mr. President. Walking in this morning, reflecting on what it is we have accomplished here, and what my impressions are, as one here for the first time ever, having studied it for years before, I found myself very thankful that we have three co-equal branches of government. It really, as Winston Churchill said, "The form of government we have may not be great, but it is far better than anything else we have been able to figure out anywhere in any time." Walking these halls I have often thought thank God for the Judicial branch. I find their calm deliberations, I really appreciate the fact that it's not based on hearsay, it's not based on anecdote, it's policy based on going through centuries of books and figuring out where we are going as a society. On this bill I am very thankful for the Legislative branch. Having followed the court cases around this particular piece, I was disappointed when, and I probably shouldn't speak of the Judicial branch, but let me just say, anything that helps us keep our word, if it has to bring us to the level of a constitutional amendment, I favor that. Based on my read of the court cases, we have got to do that. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Goldthwait.

Senator **GOLDTHWAIT:** Thank you, Mr. President, Ladies and Gentlemen of the Senate. It is my understanding that the Constitution of the State of Maine is meant to be a succinct and unquestionable statement of the most fundamental rights of the citizens of this State. It is not a document that is meant to contain issues of salaries and benefits for a portion of our working people, or we will end up with a Constitution that will take a cabinet the size of the one in the front corner of this Chamber to hold it. I urge you to support this motion and avoid diluting the power of the Constitution with an amendment such as this.

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

Senator **BEGLEY:** Thank you, Mr. President. In reference to the constitutional amendment that we have passed this afternoon dealing with the unfunded liability, that amendment affects every citizen of the State, for every taxpayer will be responsible, somewhere along the line for paying taxes, thank goodness, if anything is needed and hopefully nothing is needed. I also would like to point out that two previous speakers have talked about the federal law. Not the federal constitution, but strictly the federal law. I have yet to have anyone point out to me a constitutional amendment of the state that deals exclusively with a small special interest group.

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

Senator **RAND:** Thank you, Mr. President, Men and Women of the Senate. In response to the good Senator from Hancock, Senator Goldthwait, I would respectfully disagree. I believe, strongly, that our national constitution and our state constitution is the vehicle by which we protect citizens from unreasonable acts of government. This is an excellent example of where a percentage of our people have been treated in a very unreasonable fashion by the state government, and proves the point to my mind that a constitutional amendment is absolutely necessary. Thank you.

THE PRESIDENT: The pending question before the Senate is **FINAL PASSAGE.**

A vote of Yes will be in favor of **FINAL PASSAGE.**

A vote of No will be opposed.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators: **BENOIT, BERUBE, BUSTIN, CAREY, CASSIDY, CLEVELAND, ESTY, FAIRCLOTH, FERGUSON, HALL, LAWRENCE, LONGLEY, McCORMICK, MICHAUD, MILLS, O'DEA, PARADIS, PINGREE, RAND, SMALL**

NAYS: Senators: **ABROMSON, AMERO, BEGLEY, CARPENTER, CIANCHETTE, GOLDTHWAIT, HANLEY, HARRIMAN, HATHAWAY, KIEFFER, LORD, PENDEXTER, STEVENS, and the PRESIDENT**

ABSENT: Senator: **RUHLIN**

This being a Constitutional Amendment and having received the affirmative vote of 20 Members of the Senate, with 14 Senators having voted in the negative, and with 1 Senator being absent, and 20 being less than two-thirds of the Membership present and voting, **FAILED OF FINAL PASSAGE, in NON-CONCURRENCE.**

Sent down for concurrence.

Under suspension of the Rules, all matters thus acted on were ordered sent forthwith.

Senate at Ease

Senate called to order by the President.

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

HOUSE REPORT - from the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1996 and June 30, 1997" (Emergency)

H.P. 700 L.D. 958

Report - Ought to Pass as Amended by Committee Amendment "A" (H-656).

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

Pending - **ACCEPTANCE** of the Report.

(In House, June 30, 1995, the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-656).**)

(In Senate, earlier in the day, Report **READ.**)

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

Senator **PENDEXTER:** Thank you, Mr. President, Men and Women of the Senate. I just have to put on the Record a few comments relating to the Mental Health Consent Decree. There is language in this budget that distresses me greatly because I think it is

going against, or setting, public policy that I can't agree. If I am not here in July 1997, those of you who are, I hope will look back in the Record and say Senator Pendexter told us so. We have an opportunity today to not continue in the same vein that we have been doing, at least in the last five years since I have been here. There is language in this present L.D. that now takes state workers, as we are downsizing our institutions at Pineland, AMHI, and BAMHI, and moving these state workers into the community. That's not what I call privatization. We talk about how it's important to keep continuity of care for some of these people, and I can probably buy that for some of the MR population, but I can't buy it for the MH population. So now we are setting little regional districts, little authorities, more bureaucracy, and we are going to have scenarios where there are now going to be public state employees working in non-profit scenarios alongside people who have totally different pay scales, totally different benefits, and I think that is poor public policy. We all talk about we have to fund the consent decree and the court master says this is okay. That's all well and good, the court master is not going to say no to anything that brings in any money, but we need to look beyond the money, we in the legislature are the ones who are supposed to be setting public policy, not a lawyer sitting on a court who really doesn't understand the mental health arena. That distresses me greatly. So now we are going to use state workers salaries to draw down federal money. Here we go again. The proverbial umbilical cord to Washington D.C. We are talking about \$4 million, I'm told, yet the language is very loose. It doesn't say how many jobs are going to be transferred. It's all up to the Commissioner of the Department. Guess what? This all sunsets in July 1997. I want to know how two years from now we are going to give up \$4 million and we are going to say we have to cut these state worker jobs. I have been around here long enough to say that doesn't happen. I am putting these comments on the Record because it is important to say we should not be continuing to depend on federal funds over and over and over. If we need to move these state workers, or these care takers, to continue the continuum of care for some of these people, I don't see why they have to be state employees. They can be working as private employees. I think it's a chance, right now, and I have lost my battle, and I will give it up, but I am just saying to you, and I am putting it on the Record, that this was the time and the opportunity to finally say that we are going to do some responsible things, we are not going to do gimmicky and whatever you want to call it so that we can get more money from Washington. I don't believe that in two years we are going to give it up. It's not going to happen. I don't think we should start. So, I'll be voting against this budget because I am fundamentally against the language in that provision. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Ferguson.

Senator **FERGUSON:** Thank you, Mr. President, Ladies and Gentlemen of the Senate. I wish to point out and state for the Record that the provision in the budget establishing the reimbursement for taxes paid on business equipment and property is the most significant economic development tool in the budget.

I am pleased the program has received its initial funding. This program will send a message that the Maine Legislature is trying to address the perception that Maine does not welcome business. We all know that perception is out there and it is real. Perceptions take a long time to change. Passing and funding this program will help to address Maine's negative business image. The Taxation Committee heard from many businesses and worked hard to draft a fair proposal which begins the reimbursement program. We addressed various issues and found a willingness to give on other business related acts programs. The investment tax credit, specifically, a taxpayer receiving 100% reimbursement under this program for all eligible equipment will not be able to claim, under statute, Title 36, section 52 19E, for that year the equipment to which the reimbursement relates. By addressing the ITC program in this manner, it also was our intention that the amount of State income tax credit that would be available for taxpayers will be used each fiscal year for the reimbursement program. Our economy needs this incentive. I urge all to support L.D. 958. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Hanley.

Senator **HANLEY:** Thank you, Mr. President, Men and Women of the Senate. Just some brief comments on this document. The first comment is that this is the fourth budget document that has come out of the Appropriations Committee. The fourth unanimous budget out of the Appropriations Committee. In my previous ten years, I cannot remember that having happened, and for that I, once again, give credit to my fellow colleagues on the Appropriations Committee. But, as members stated on the Record yesterday, they had concerns about L.D. 706, I, too, have concerns about this budget even though I voted in favor of it. I rise this afternoon to echo the concerns of the good Senator from Cumberland, Senator Pendexter, because I believe we will be saying, two years from now, she was right, how are we going to deal with the loss of the federal dollars. I would also point out, and just for the Record, as far as sometimes the rhetoric gets heated up, not only in this Chamber, but in the House and on the second floor, but I think it is time for us to put that aside and not just use various incidents for its own political gain. That could have been done in this budget, but the Appropriations Committee wanted to work with the Executive Officer of this state, because, as the good Senator from Oxford, Senator Ferguson, pointed out, the personal property tax is an integral part of promoting economic growth and economic development in our state. I applaud the work done by the Taxation Committee, and the Governor for his initiative to bring this matter forward. I am concerned, however, in the mechanism we use to fund the personal property tax. We took nearly \$2.3 million from the Capital Reserve Account, as brought forward by the Governor's office. I realize on June 29, at ten p.m., your options for finding revenues are limited, but I think it is important that we know the priorities that we set and some of the concessions and sacrifices you have to make in drafting a budget. The Governor made a sacrifice in bringing this method forward, to take \$2.3 million from the Capital Reserve Account to fund the personal

property tax. I think he did that with some amount of courage because he exposed himself to criticism that he had foisted upon other members of this chamber that we weren't addressing the capital needs of our state. I think in the final analysis the Governor said we have to set priorities and one of the priorities has to be promoting economic growth, promoting economic development, providing reasons for businesses to expand, locate, relocate to this great State. I think that's all of our wishes. I think that is one of the main reasons why most of us ran for this chamber, to take a proactive position in economic growth and development. But when you take a proactive position something else has to give. Just as in other budget documents things had to give, in the budget before us the Capital Reserve Account had to give. I just want to state on the Record the Governor and his staff have made it clear that they will take the projected surplus at the close of this fiscal year, in a scant five and one half hours, as this fiscal year closes, to replenish the Capital Reserve Account. We agree with the good Governor that it is important to protect the infrastructure we currently have and to not put it in jeopardy. Those are the concerns I raise. Although I may not have been successful on the separate motions down in Appropriations, in the final analysis I took a look at the budget, I took a look at the compromises that have been made in the other chamber and in this chamber and on the second floor, and I said yes, this isn't everything that the Senator from Oxford wants, nor is it the way the Senator from Oxford would fund it, but our legislative process has worked its way through and I have had my say and my opportunity to discuss those issues and those matters that I didn't feel was most appropriate to be placed in this document. I will close this evening by stating that when I first came to the Maine Legislature as an idealistic young country boy from Oxford County, at the age of 23, full of piss and vinegar, thinking that I could turn this place on its ear, because I saw the world in black and white, and that if I could only convince the rest of the legislature that the world was black and white, the way I saw it, we could really move this place forward. I have learned a lot in the last ten years. I have learned that the legislative process can be respected when all members treat each other with respect and dignity and the common courtesy that all of us, as individuals, deserve. I must be candid, at times, in past legislatures, I thought it was sometimes lacking. As the good Senator from Franklin, Senator Benoit, said the other day, I think this is a legislative apex for me, to see the restoration of faith in the legislative process and to see that it can work when allowed to, and that we can operate in an environment of candor, of humor, and of principle. I appreciate the kind words that the members shared, not only for me, but for the other members of the Appropriations Committee. We thank you for that and we look forward to working with you in the Second Session. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Longley.

Senator **LONGLEY:** Thank you, Mr. President, Colleagues in the Senate. I would like to add this, ending on an upnote, and say that I think, at this point, I will be voting for this portion of the budget, but to also say thank you to all of us for

all of the hard work we have been doing. Also, in this specific debate, thank you for the reminder about the importance of, as the Senator from Cumberland said, thinking, and never stopping to think about the umbilical cord connection we have with the federal government. We were designed to be connected, and we were designed to be independent. I think, especially in these times, when some major realignment is happening across the nation, that we can't be reminded enough the importance of protecting people in our state, and all states, and local governments and citizens, so that we not bankrupt state and local areas while we pay off the debts in the federal area. I think it's an important piece to be reminded about that and we can't be concerned enough, in my opinion. Also, in terms of the idea from the Governor's office that we have all picked up and run with on personal property tax and encouraging telling the business community that we hear what you are saying and we are trying to help. I think that's a nice upnote to end on too. I guess a general thank you for leading the way and helping us end on an upnote. Thank you.

THE PRESIDENT: The pending question before the Senate is **ACCEPTANCE** of the Committee Report, in concurrence.

The Chair ordered a Division.

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.

30 Senators having voted in the affirmative and 3 Senators having voted in the negative, **ACCEPTANCE** of the Committee Report, in concurrence, **PREVAILED**.

The Bill **READ ONCE**.

Committee Amendment "A" (H-656) **READ**.

On motion by Senator **SMALL** of Sagadahoc, Senate Amendment "A" (S-398) to Committee Amendment "A" (H-656) **READ**.

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

Senator **BEGLEY:** Thank you, Mr. President. Regretfully, I will move to Indefinitely Postpone this amendment, on the point of view of the Committee having decided, in some fashion, not to amend. Please, consider my vote only one.

Senator **BEGLEY** of Lincoln moved that the Senate **INDEFINITELY POSTPONE** Senate Amendment "A" (S-398) to Committee Amendment "A" (H-656).

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Small.

Senator **SMALL:** Thank you, Mr. President, Men and Women of the Senate. As I was about to explain, this Senate Amendment was intended to be incorporated with the language in the funding formula, but when this got put into the budget, I guess the powers that be that put together the budget, thought that this was

not appropriate to be in the budget document, and now we are in the second budget bill. Basically, what it does is take provisions from the Rosser report that came to us. We had, not only a new funding formula proposed, but also recommendations on governance. It takes three parts of those recommendations and puts them out to the State Board for further study and a report back to the legislature next December. The three areas are to establish and maintain a five-year plan for education, the other one is to review the organizational structure of school administrative units, to identify current cooperative agreements between schools and administrative units, and to look for ways that schools can consolidate their administrations and provide more cooperative agreements so that they can get bulk purchases on the products that they buy for their schools, other ways of cost-saving measures. Then it further studies, beginning in March 1996, what will be implementation for the funding of essential programs and essential services. We talk a lot about that when we talk about the funding formula, how are we going to guarantee that every student in the state had what we consider to be essential services. We all talked about wanting to provide those, but nobody could actually define what we considered essential programs and essential services for students. So, the State Board will continue their work on this to try and define those so that next year, when we come back, we can look at those and try to guarantee that every student in the state in every system has the dollars that are necessary to provide an essential program for their students. That's what these are, they are basically work for the State Board to do over the summer interim. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Hathaway.

Senator **HATHAWAY:** Thank you, Mr. President. I would like to pose some questions through the Chair, if I may. I would like to, if we could at this time, I understand that perhaps we are going to study this further, but I would like to know, are we, at this time, receiving funds from Goals 2000 for this study? Has there been any mandates attached to this money if we are receiving money for this study from Goals 2000? What is our position, at this time, on outcome-based education? Have we yet adopted national standards, as proposed by Goals 2000? When exactly, and what exactly, will we be discussing this?

THE PRESIDENT: The Senator from York, Senator Hathaway, has posed a series of questions through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Sagadahoc, Senator Small.

Senator **SMALL:** Thank you, Mr. President, Men and Women of the Senate. Yes, we are receiving, I believe we did get a grant from the federal government, to work on the Goals 2000. Just for the Record, let me read these eight federal goals for Goals 2000 Educate America Act, that we hear so much about. There seems to be some fear of what these goals will mean to our local education. Let me read these and anybody who has any questions about these individual goals, I would be happy to discuss it with them. The first goal, all children in America will come to school ready to learn. Two, the highschool

graduation rate will increase to at least 90%. Three, American students will leave grades four, eight, and twelve, having demonstrated competency over challenging subject matter, including english, math, science, arts, foreign language, history and geography, civics and government, and economics. Four, the nations teaching force will have access to programs for the continued improvement of their professional skills and the opportunity to acquire the knowledge and skills needed to instruct and prepare all American students for the next century. Five, U.S. students will be first in the world in math and science achievement. Six, every American will be literate and will possess the knowledge and skills necessary to compete in a global economy. Seven, every school in America will be free of drugs, alcohol, and violence, and will offer a disciplined environment, conducive to learning. Eight, every school will promote partnerships that will increase parental involvement and participation in promoting the social, emotional, and academic growth of children. Those goals, I don't have any problem with, and I would be very comfortable in having the State Board work on strategies that will promote these goals in Maine. We must remember that Maine has a long tradition of local control. Not only do we not accept mandates from the federal government on our curriculum, we don't even accept them from the state government on our curriculum. One thing we have always been very cognizant of, when we are in the Education Committee, if we want our locals to do something, we ask them to do it by incentives, we don't tell them that this will be their curriculum. I think it is very important for us to set high standards at the state level, and to set up programs whereby we can assess and test the children to see if they have reached those standards, but how the locals are going to implement those programs will always, at least as long as I am here, be a matter of local control. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Lord.

Senator **LORD:** Thank you, Mr. President. I would like to pose a question. Is there anything in there that says that a student must achieve a certain level in a grade before he is going to be passed on to the next grade?

THE PRESIDENT: The Senator from York, Senator Lord, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Sagadahoc, Senator Small.

Senator **SMALL:** Thank you, Mr. President. There is nothing in the study that really outlines anything more than that the State Board will study this and will come back with recommendations. Again, we will set standards, and we will have testing and assessment set up so that we can determine whether or not that student has mastered the skills that are in that grade, and then it will be up to the locals. At some point, I think we are going to have to say at fourth grade, if you haven't mastered what you need to know there, before you are moved on you have to master those skills and be developed to that level. That doesn't mean that you may not be passed into the fifth grade, but certainly you still have to be working on those skills and levels. We have to stop

thinking of school as only a twelve-year cycle and when you are all done with the twelve years you are all educated, because not everyone learns as quickly as others. For some it may take more than twelve years, for some it may take less. Education really has to be based on that individual student and not just on nine months of the year and you will be passed on to the next grade after you complete nine months. It really has to be more on what you know and what you have learned. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Hathaway.

Senator **HATHAWAY:** Thank you, Mr. President. I would just like to respond to those comments because I am sure that the good Senator, being so well versed in education, and having done such a fine job, is also aware that this money does not come from Goals 2000 without strings attached. I hope that she is familiar with the national standards set forth by Goals 2000, that they mandate that we use it to accept this money, particularly the national standards that they recommend in history, which I hope that we will have an opportunity to debate on this floor at some time. I hope that she understands that there is a great concern among many parents in this State about Goals 2000, and I would ask once more, if I could, what opportunity will we have at a later date to discuss this?

THE PRESIDENT: The Senator from York, Senator Hathaway, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Sagadahoc, Senator Small.

Senator **SMALL:** Thank you, Mr. President. First of all, before anything is mandated, I would assume this legislature would have to have another vote on it. Second of all, if anybody has followed any of my voting record, not only this year but for the past seventeen years, they would realize that I take mandates very seriously. I don't think you could count on a half of one hand the number of mandates that I have supported out of here. As I said, I support incentives for school districts. I support setting goals and then let the school districts come up with how they are going to achieve those, but I certainly would not be party to mandating a curriculum to a local school district. That's just not something that I could sign on to. As far as the funding goes, let me just read this. Title 3 of Goals 2000 provides funds to states through a two-step sequence. First, Maine has been awarded \$495,000 to develop a State plan for systemic reform of education, including a plan for integrating technology into education, and to award competitive grants to local school districts in three areas specified in Title 3. Second, once our State plan has been completed, and approved by the U.S. Department of Education, Maine will receive \$2.5 million, 90% to be awarded through a competitive grant process to local school districts in the same three grant areas with the same local requirements. Again, there is nothing that says we have to take this money. There is nothing to say that local communities have to participate. Thank you.

THE PRESIDENT: The pending question before the Senate is the motion of Senator **BEGLEY** of Lincoln that the Senate **INDEFINITELY POSTPONE** Senate Amendment "A" (S-398) to Committee Amendment "A" (H-656).

The Chair ordered a Division.

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.

11 Senators having voted in the affirmative and 18 Senators having voted in the negative, the motion of Senator **BEGLEY** of Lincoln to **INDEFINITELY POSTPONE** Senate Amendment "A" (S-398) to Committee Amendment "A" (H-656), **FAILED**.

On motion by Senator **SMALL** of Sagadahoc, Senate Amendment "A" (S-398) to Committee Amendment "A" (H-656) **ADOPTED**.

THE PRESIDENT: The pending question before the Senate is the **ADOPTION** of Committee Amendment "A" (H-656), as Amended by Senate Amendment "A" (S-398), thereto, in **NON-CONCURRENCE**.

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

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.

19 Senators having voted in the affirmative and 9 Senators having voted in the negative, Committee Amendment "A" (H-656), as Amended by Senate Amendment "A" (S-398), thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Under suspension of the Rules, **READ A SECOND TIME**.

Which was **PASSED TO BE ENGROSSED**, As Amended, in **NON-CONCURRENCE**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

Senate at Ease

Senate called to order by the President.

The Chair laid before the Senate the following Tabled and Unassigned matter:

An Act to Appropriate Funds for the Expansion and Renovation of the Norway Armory (EMERGENCY)
 H.P. 270 L.D. 372
 (C "A" H-24)

Tabled - April 11, 1995, on Motion by Senator **KIEFFER** of Aroostook.

Pending - **PASSAGE TO BE ENACTED.**

(In House, April 4, 1995, **FAILED OF ENACTMENT.**)

On motion by Senator **HANLEY** of Oxford, the Senate **SUSPENDED THE RULES** for the purpose of **RECONSIDERATION.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

On further motion by the same Senator, Senate Amendment "B" (S-393) **READ.**

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Hanley.

Senator **HANLEY:** Thank you, Mr. President, Men and Women of the Senate. The amendment before you is one that was adopted by the Appropriations Committee last night in reviewing the Table. Just for some background, this was a bill that came out of Legal and Veterans Affairs, thirteen to zero. As the good Representative from Old Orchard, Representative Kerr, had pointed out last night, when it went down to the other chamber he had been under the impression that if we didn't appropriate the money by April 1, then the federal funds would have lapsed. I have been in consultation with General Adams, of the National Guard, who has informed us the 1.3 match, and it is limited only to this armory, and someone from the Committee on Legal and Veterans Affairs can speak more eloquently, as how the National Guard is downsizing and going to regional armories. The Norway armory, based on its geographic location in western Maine, and its proximity to various population centers, has been targeted as one of those armories that will be kept in as a regional center. As stated, General Adams has assured me that the federal funds are still there but that we do have to take action now in order for us to make sure that those monies in October will still be there. I would appreciate your support on the pending amendment.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Carey.

Senator **CAREY:** Mr. President, Members of the Senate. The name of Representative Kerr came up, the co-chair of the Appropriations Committee. He was very magnanimous last night. As I recall, the words he said, the good Senator from Oxford has nothing to bring home, so I would like to reward him by giving him \$500,000 for his armory. I would like this body to know, and certainly hope that the voice will drift down the hall away, that it is the people of Maine who have come up with the \$500,000, and I would appreciate it if George Kerr, if he in fact wants to make that gift, he in fact can reimburse the Rainy Day Fund from where the money is coming from.

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Hanley.

Senator **HANLEY:** Thank you, Mr. President, Men and Women of the Senate. I would hope that the good

Senator from Kennebec, I mean I was late but I do not remember anything of that type or fashion as far as coming from the good Representative. In fact, it was the Representative who stated that he had been in error when he argued in the House that it was too late to match the federal funds, and that since it was a unanimous report out of the Legal and Veterans Affairs, because it was the highest priority for the National Guard, and because they had been working for these funds from the federal government, which are site specific, where the 1.3 which has been set aside for the State of Maine for this one armory, could not be used elsewhere in our state, and if the State does not take advantage in the regionalization of our armories, and try to have some forward thinking, then that 1.3 and the \$500,000 from the Rainy Day Fund, that opportunity would be lost. I think the good Representative stated that his concern was that he had been in error back in April when he thought that the funds would dry up as of the first part of April. He has found that that was not correct. I think it was not a question of largesse that the good Senator from Kennebec would dictate, but I think maybe it amends, as far as for some erroneous information that had been proffered on the floor of the other chamber, which definitely influenced, having spoken to members of the other chamber, the decision making in the process. As I said, it was a unanimous report out of the Committee and maybe the Committee can give more full detail as far as to the questions of the good Senator from Kennebec.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Carey.

Senator **CAREY:** Mr. President. I would hope that the good Senator from Oxford would note that I made no motion, but in fact, I was making a point of clarification as to who owns the money.

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Ferguson.

Senator **FERGUSON:** Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is an item that was discussed in our Committee early in January. It was brought to our attention that this funding was available to the Guard Bureau and there was only two armories in the country that had an appropriation. The Norway Armory is an armory that was constructed in 1938. It's a building that is used by the National Guard. There are two combat engineer companies that train there. They are units that have to be, if they are called up, in the combat ready reserves. They have to be able to go into the field in six days. That's a very short period of time. This facility is also used by the Job Service and it is used by an association of mentally retarded folks in western Maine. They use this on a daily basis where the Guard uses it for weekend training. The funding for this, the State has to come up with \$500,000, and it is roughly a two to one match. The federal government will come up with a million. This is something that is badly needed. It has been mentioned that the good Senator, my colleague, the senior Senator from Oxford County, it was alluded that he is going to be taking home the bacon. It doesn't make much difference if he takes home the bacon or not because the gentleman is not running for office again, I am though. In that regard, there is

a unit from Lewiston that trains there and they train the folks from all over the state. It's an item that I think we greatly need. We have done a lot for the folks in the social agenda. The defense of the United States of America, we are putting more of our effort into reserve units and guard units. It's awfully important. In my judgement, it is the primary concern of the government, to be able to defend the liberties that we have and the fact that we can speak here in this body and deliberate the things as we do. So, I would strongly urge you to support the motion. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Stevens.

Senator **STEVENS:** Thank you, Mr. President, Men and Women of the Senate. It also will be the only armory on the western side of the Androscoggin River in case of a flood.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Kieffer.

Senator **KIEFFER:** Thank you, Mr. President. I have never seen the condition of this armory, but I have seen the condition of many other armories in my district, and in other districts in this State. I have seen us not fund depreciation in our State buildings, and all you have to do is look around at the dilapidated condition of this pathetic building here, the wind blows around the windows, we are paying three times as much as we should be paying to heat the place. If you look up there, one of these days some plaster is going to fall on Steve Hall's head. I think we have to take a look at what we are going to do with our State buildings. I'm not singling this one out against any others. I recently went on a tour of the armories in northern Maine and the armory in Presque Isle, by actual count, has twenty-seven places where the roof leaks. If the Appropriations Committee finds their way clear to fund the state share and work with the federal match in this particular case, as a first step in the repair process, I certainly will support that effort. I understand the tough times the state is in, but I just cannot continue to let our state buildings completely fall down around our ears. Some day, somebody is going to have to pay the fiddler. No business person here would do that in their own business. You keep your equipment up, you keep the roof from leaking. If that is the case here, and if the money is there, I can't say to that because I don't serve on the Appropriations Committee, but this is a first step towards setting up an orderly repair process, or funding depreciation, or whatever we are going to do to maintain some state buildings, I can support it. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Cleveland.

Senator **CLEVELAND:** Thank you, Mr. President, Men and Women of the Senate. I certainly won't take exception that the armory may be in poor shape, but I concur with the good Senator from Aroostook, Senator Kieffer. You don't need to look only at this building, but look at our mental health buildings, look at Pineland, look at our educational institutions, look at our infrastructure all across

the state, the transportation facilities, look at the list that has been produced by the Department of Public Services. There are tens of millions of dollars worth of critical capital needs. Many of them are health and safety issues. So, I am sure that this issue was carefully looked at and weighed on an objective list of criteria on setting priorities on which facilities should be funded. I would be interested to know what were the criteria that were used? Who deliberated it? How did this facility come to be number one over all of the other facilities here? I certainly, among others of you, would hate to see Senator Hall injured in any manner in the future.

THE PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Benoit.

Senator **BENOIT:** Thank you, Mr. President. May it please the Senate. I am not going to argue the point of whether or not somebody is taking home the bacon. I feel, though, along the same lines I suppose, that I failed my constituents in some way in not taking some tar home to them for Route 4 in Avon. I'll keep working on that regard in the future and when the vote is taken, I ask for a Roll Call.

On motion by Senator **BENOIT** of Franklin, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Goldthwait.

Senator **GOLDTHWAIT:** Thank you, Mr. President, Ladies and Gentlemen of the Senate. On six hours of sleep this week and about 5,000 cups of coffee, I hope this comes out in as organized a way as it is in my mind. This is a difficult decision to make because there are factors involved in this issue that I believe cloud the real issue. So, I did what I try to do when I am making a difficult decision, and that is to make a list on the pro side and a list on the con side. On the con side, I thought about the magnitude of the dollars for this project, particularly in light of dollars we opted not to spend in this particular year. On the pro side, I thought about when I was running for office the amount of thought that I gave to a problem that I described in my district as one of the most significant ones facing the state, and that is the state of our infrastructure. It is a well known axiom that when money is short, I think at all levels of government, we look for the big lines and cut them out. Therefore we let our roads go, we let our buildings go in order to fund other programs. This project is not, I don't believe, as the good Senator from Aroostook, Senator Kieffer, said, a matter of the orderly repair. I think it's probably disorderly repair, but I'm not sure that's all that bad a thing. It has the good fortune of being able to attract a two-to-one federal match. It does cross one item on our long and very expensive list of infrastructure repairs off that list. Although it may not have rhyme or reason in terms of being lined up with the list of projects that comprises all of the efforts that need to be made for our infrastructure, it does certainly merit attention of its own and it does have the advantage, at this particular point in time, of being able to draw a

significant match in order to complete a job that if we missed this opportunity, as I understand it, it may be quite some time before we had any hope of assembling the money to take care of it. My inclination, pending further debate, is to support this project. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Hanley.

Senator **HANLEY:** Thank you, Mr. President. To respond, I don't think anyone has responded yet to the good Senator from Androscoggin, Senator Cleveland's, question. I think it is a valid one because that is the question I asked myself, as far as why would this one armory in the State of Maine be sectioned off as one of only two in the entire country to receive these site specific dollars. It came down to the fact that the State of Maine, and the National Guard here in the State, has been very active in trying to reassess what their role is going to be into the next century. That role is to regionalize, whereas most municipalities at one time had armories, or were at least within one or two communities, now that is not the case and armories are being transitioned. So what they have decided to do is go towards a regional endeavor, to have certain armories in certain sections of the State, serve all of the people of the State. They are chosen, as the good Senator from Androscoggin, Senator Stevens, pointed out, because of their geographic uniqueness. In this case it is the only armory west of the Androscoggin River.

Another issue that probably only three members of this Chamber, and maybe the Senator from Penobscot, Senator Michaud, as well knows, that one of the bond issues that you voted for today, a \$14 million bond issue to deal with landfill closure and underground storage tanks. There was a \$3 million bond for underground storage tanks, and the Committee, with its trying to stretch every penny as far as we could go, asked the question, could we not use the National Guard, the engineer units, in fact those engineer units which would be placed at the Norway Armory, to remove the State underground tanks which should have been removed many years prior to. With that creative thinking, we had a sheet that was probably five or six pages long of underground tanks which were supposed to have been removed back in 1993, up through 1997. Originally they said you would only be able to take a small portion of that page, the Department told us, but working with the National Guard and the Department of Transportation we will be able to, with \$3 million, utilizing the National Guard, be able to return to the State double that as far as we will be able to get double the return on that \$3 million bond, utilizing the National Guard. I guess I, as the Senator from Hancock makes the decision, I have to decide whether or not this project was in Waterville, in Sabattus, in Auburn, in Dover-Foxcroft. I do the balance. What is the uniqueness, what are the pros and the cons? If our National Guard is going to still play a role, and as I stated, they are playing a significant role in underground storage tank clean-up, then we should work with them and we should use their priorities. Their priorities were this armory, the uniqueness of the armory, and its ability to draw down the specific federal dollars. That's why they have been working

to insure that this regional area could be maintained. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Benoit.

Senator **BENOIT:** Thank you, Mr. President. I rise, somewhat embarrassed. A moment ago I got carried away in asking for the ability on my part to take some tar back home to help my constituents on Route 4. I asked then for a Roll Call vote. I didn't mean to make a leap past a Division-type vote and was wondering if it's possible for me to make a motion that the vote be by Division. Thank you.

Senator **BENOIT** of Franklin requested and received leave of the Senate to withdraw his motion for a Roll Call vote.

The same Senator requested a Division.

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

Senator **BEGLEY:** Thank you, Mr. President. I would just like to answer one question again, for clarification. This original proposal was in the Governor's budget. The Appropriation Committee decided that this, and several other issues before it, should go on its own, so we asked it to go out as a separate bill. Thank you.

THE PRESIDENT: The pending question before the Senate is the motion by Senator **HANLEY** of Oxford that the Senate **ADOPT** Senate Amendment "B" (S-393).

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.

24 Senators having voted in the affirmative and 3 Senators having voted in the negative, the motion by Senator **HANLEY** of Oxford to **ADOPT** Senate Amendment "B" (S-393), **PREVAILED**.

Which was **PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE**.

Sent down for concurrence.

Under suspension of the Rules, all matters thus acted on were ordered sent forthwith.

The Chair laid before the Senate the following Tabled and Unassigned matter:

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Limit State Spending and Establish a Reserve Fund.

H.P. 630 L.D. 855
(C "A" H-177)

Tabled - June 7, 1995 by Senator AMERO of Cumberland.

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-177)**, in **NON-CONCURRENCE**.

(In House, May 3, 1995, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, May 9, 1995, **READ A SECOND TIME**.)

On motion by Senator HANLEY of Oxford, the Bill and Accompanying Papers **RECOMMENDED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Unassigned matter:

Bill "An Act to Reduce the Maine Sales Tax and the Meals and Lodging Tax to 3%" (EMERGENCY)
S.P. 470 L.D. 1266
(C "A" S-152)

Tabled - June 14, 1995, by Senator KIEFFER of Arostook.

Pending - **FURTHER CONSIDERATION**.

(In Senate, May 23, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-152)**.)

(In House, June 13, 1995, Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.)

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

The Chair laid before the Senate the following Tabled and Unassigned matter:

HOUSE REPORTS from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act to Reduce the Legislative Budget"
H.P. 500 L.D. 681

Majority - **Ought Not to Pass** (7 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-346)** (6 members)

Tabled - June 19, 1995, by Senator AMERO of Cumberland.

Pending - the motion by Senator HANLEY of Oxford to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE**.

(In House, June 15, 1995, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, June 16, 1995, Reports **READ**.)

The Bill and Accompanying Papers **INDEFINITELY POSTPONED**.

The Chair laid before the Senate the following Tabled and Unassigned matter:

HOUSE REPORTS from the Committee on **TAXATION** on Bill "An Act to Increase the Property Tax Exemption for Farm Machinery"
H.P. 17 L.D. 11

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-242)** (10 members)

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

Tabled - June 26, 1995, by Senator AMERO of Cumberland.

Pending - **ACCEPTANCE OF EITHER REPORT**.

(In House, May 18, 1995, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-242)**.)

(In Senate, May 23, 1995, Reports **READ**.)

The Bill and Accompanying Papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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

Off Record Remarks

COMMITTEE REPORT

House

Ought to Pass

The Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Revise the Salaries of Certain County Officers" (Emergency)

H.P. 1146 L.D. 1586

Reported that the same Ought to Pass pursuant to Joint Order H.P. 582.

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.

Which was, under suspension of the Rules, READ A SECOND TIME and PASSED TO BE ENGROSSED, in concurrence.

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

ENACTOR

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

Mandate

Resolve, to Establish an Education Plan for the Towns of Mechanic Falls, Minot and Poland

H.P. 1138 L.D. 1581 (C "A" H-655)

This being a Mandate, in accordance with the provisions of Section 21 of Article IX of the Constitution, having received the affirmative vote of 29 Members of the Senate, with No Senator having voted in the negative, and 29 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Under suspension of the Rules, all matters thus acted on were ordered sent forthwith.

On motion by Senator LAWRENCE of York, RECESSED until 8 o'clock this evening.

After Recess

Senate called to order by the President.

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

COMMITTEE REPORT

Senate

Committee of Conference

The Committee of Conference on the disagreeing action of the two branches of the Legislature, on Bill "An Act to Improve Highway Signing Information" H.P. 691 L.D. 942

has had the same under consideration, and asked leave to report:

That the Senate recede from indefinite postponement; accept the Unanimous "Ought to Pass" as amended Report of the Committee on Transportation; read Committee Amendment "A" (H-491); read and adopt Committee of Conference Amendment "C" (S-401) to Committee Amendment "A"; adopt Committee Amendment "A" (H-491) as amended by Committee of Conference Amendment "C" (S-401) thereto; and pass the bill to be engrossed as amended by Committee Amendment "A" (H-491) as amended by Committee of Conference Amendment "C" (S-401) thereto.

That the House recede and concur with the Senate.

Signed on the part of the Senate:

Senator SMALL of Sagadahoc
Senator ABROMSON of Cumberland
Senator McCORMICK of Kennebec

Signed on the part of the House:

Representative O'GARA of Westbrook
Representative LINDAHL of Northport
Representative GWADOSKY of Fairfield

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

The Senate **RECEDED** from its action whereby it **INDEFINITELY POSTPONED** the Bill and Accompanying Papers.

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

Committee Amendment "A" (H-491) **READ**.

Committee of Conference Amendment "C" (S-401) to Committee Amendment "A" (H-491) **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Longley.

Senator **LONGLEY:** Thank you, Mr. President. I would like to pose a question through the Chair. With everyone's indulgence, I see that the logo sign bill is back and would just like to throw up a flag. What is it about?

THE PRESIDENT: The Senator from Waldo, Senator Longley, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Cumberland, Senator Abromson.

Senator **ABROMSON:** Thank you, Mr. President. The Senator from Cumberland, Senator Abromson, would like to yield to the Senator from Kennebec, Senator McCormick, on the Committee of Conference Report.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator McCormick.

Senator **McCORMICK:** Thank you, Mr. President. I presume the question was what is the Committee of Conference Report. The answer is that the three of us agreed with the House that the signs on the Interstate should be limited to one sign per exit. That they can be no bigger than any of the service signs that are currently being used. That we would allow color to be used in the logo, and that, because we are limiting the number of signs to one, and the size of the sign, that would mean that there would probably need to be a rotation or a lottery, which other states use, I guess, in rotating through businesses and their logos on these signs. That we ask that the Department of Transportation report to the Committee on Transportation in January, and that we put off the date of the implementation of this until March, so that we can get a look at how they have implemented these parameters. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Carpenter.

Senator **CARPENTER:** Thank you, Mr. President, Women and Men of the Maine Senate. This seems to be a real struggle. I'm not sure why we are trying so hard to make something out of nothing. I would move the Indefinite Postponement of this bill and all of its accompanying papers.

THE PRESIDENT: The Chair would advise the Senator from York, Senator Carpenter, that this is a Conference Committee report, which we may either accept or reject, therefore the motion is out of order. The Chair recognizes the Senator from Cumberland, Senator Abromson.

Senator **ABROMSON:** Thank you, Mr. President. Perhaps I should add one more thing to what the good Senator from Kennebec said, as I don't think she heard the original question. With respect to logos, logos was interpreted to mean that you could use words as well, it didn't have to be, for example, the golden arches. You could use words, as well, to indicate the name of the business.

THE PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Longley.

Senator **LONGLEY:** Thank you, Mr. President, Colleagues of the Senate. With all due respect to all of the work that has gone in, and all the thought and all of the passion, and with respect to those local companies that might be beat out by McDonalds in getting on this one sign at the exit, I move that we reject. Thank you.

THE PRESIDENT: The Chair would advise the Senator from Waldo, Senator Longley, that we have already accepted the report and that we have a pending motion in front of us, which is adoption of Conference Committee Amendment "C". The Chair recognizes the Senator from Hancock, Senator Goldthwait.

Senator **GOLDTHWAIT:** Thank you, Mr. President. May I pose a question? Can anyone tell me what the restriction is on the size of existing signs. The reference is that they may not be larger than existing service information signs. How large is that?

THE PRESIDENT: The Senator from Hancock, Senator Goldthwait, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Washington, Senator Cassidy.

Senator **CASSIDY:** Thank you, Mr. President. I can't give you the exact inches, but it is the same size that you see as you travel up and down the turnpike that says food, lodging, the one's with the little knives and forks. It is the exact same size as that. If I may, Mr. President, I just want to say that this particular bill came before the Transportation Committee, and we studied, and listened to all the details that go with this, and came out of Committee with an ought to pass report. We rejected this in the Senate, we had a Committee of Conference, they have agreed to this amendment. I think if you believe in promoting tourism in this State and protecting the environment from a lot of ugly looking signs, that this is probably a good bill and I hope that you will accept this amendment.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Carpenter.

Senator **CARPENTER:** I request a Division.

THE PRESIDENT: The Chair would advise the Senator from York, Senator Carpenter, once again that the motion is out of order. We can either reconsider the acceptance of the Committee report, or we can have all of this debate in voting on enactment. The Chair recognizes the Senator from Somerset, Senator Cianchette.

Senator **CIANCHETTE:** Thank you, Mr. President. I would just like to say to the Senate that I would like very much to see this pass, to save the integrity of the Committee of Conference report because I can't remember when there has been one before us that did anything. For that reason alone, I would like to support this bill.

Committee of Conference Amendment "C" (S-401) to Committee Amendment "A" (H-491) **ADOPTED.**

Committee Amendment "A" (H-491), as Amended by Committee of Conference Amendment "C" (S-401), thereto, **ADOPTED.**

THE PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Benoit.

Senator **BENOIT:** Thank you, Mr. President. May it please the Senate. You can imagine how I feel, a newcomer, right now. Here's the good Senator, who has had two motions before the floor that I thought were pretty good motions, and Senator Carpenter went down in flames twice. Now I don't even know how to vote. I know what my vote is, but I don't know how to cast my vote, and I would like some instruction, please, from the Chair. I'm serious. I'm not trying to be funny. I really don't know where I am on this.

THE PRESIDENT: Maybe if we stop focusing on this bill and go back to the budget. When the Senate insisted and asked for a Committee of Conference, and it was accepted in the House, when you do that and have a Committee of Conference and have a conference report, you can only accept or reject it. So we have to go through all the folderol to get to the point where you can finally accept or reject it, because you sat in your seat and allowed me to accept the report. The Chair recognizes the Senator from Franklin, Senator Benoit.

Senator **BENOIT:** Thank you, Mr. President. I'm not going to be making any grand finale here tonight in the chamber, and I understand what you are saying. I just didn't know enough about the procedure to stand at the appropriate time. Now I understand what you are saying about accepting or rejecting it, but the matter of casting my vote on that is where I am kind of hung up.

Which was **PASSED TO BE ENGROSSED, As Amended, in NON-CONCURRENCE.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

Off Record Remarks

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

COMMUNICATIONS

The Following Communication:

**STATE OF MAINE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS**

June 29, 1995

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

Dear President Butland and Speaker Gwadosky:

We are pleased to report that all business which was placed before the Committee on Appropriations and Financial Affairs during the First Regular Session of the 117th Legislature has been completed. The breakdown of bills before our committee follows:

Unanimous Reports	41
Ought to Pass	1
Ought to Pass as Amended	7
Ought Not to Pass	31
Re-referred	2
Divided Reports	9
Carry Over	10
Pursuant to Joint Order	3
Total number of bills	63

Respectfully submitted,

S/Dana C. Hanley
Senate Chair

S/Geroge J. Kerr
House Chair

S.C. 286

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

The Following Communication:

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

REVISED

June 30, 1995

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

Dear President Butland and Speaker Gwadosky:

We are pleased to report that all business which was placed before the Committee on Natural Resources during the First Regular Session of the 117th Legislature has been completed. The breakdown of bills before our committee follows:

Unanimous Reports	71
Ought to Pass	1
Ought to Pass as Amended	33
Ought Not to Pass	37
Divided Reports	16
Carry Over	3
Total number of bills	90

Respectfully submitted,

S/Willis A. Lord
Senate Chair

S/Richard A. Gould
House Chair

S.C. 287

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

The Following Communication:

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

REVISED

June 30, 1995

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

Dear President Butland and Speaker Gwadosky:

We are pleased to report that all business which was placed before the Committee on State and Local Government during the First Regular Session of the 117th Legislature has been completed. The breakdown of bills before our committee follows:

Unanimous Reports	85
Ought to Pass	13
Ought to Pass as Amended	25
Ought Not to Pass	45
Re-referred	2
Divided Reports	31
Carry Over	6
Pursuant to Joint Order	6
Total number of bills	128

Respectfully submitted,

S/Jane A. Amero
Senate Chair

S/Beverly C. Daggett
House Chair

S.C. 288

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

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

ENACTORS

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

An Act to Enhance the Clam Industry in the State
S.P. 103 L.D. 243
(S "A" S-374 to C "A" S-48)

An Act to Repeal the Retail Seed Dealer's License
H.P. 382 L.D. 517
C "A" H-72; S "A" S-384)

An Act to Amend the Sales Tax Exemption for Emergency Shelter and Feeding Organizations
H.P. 390 L.D. 525
(S "A" S-386 to C "A" H-199)

An Act to Eliminate the Personal Property Tax on Individuals in the State
H.P. 414 L.D. 571
(S "A" S-376 to C "A" H-87)

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

An Act Protecting a Citizen's Right of Petition under the Constitution

H.P. 576 L.D. 781
(S "A" S-378 to C "A" H-300)

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

An Act to Ensure the Continuation of Current Hospice Services

H.P. 712 L.D. 969
(S "A" S-379 to C "A" H-649)

ENACTORS

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

An Act to Restore State Funding for State Expenses at County Jails

H.P. 803 L.D. 1120
(S "A" S-395 to C "A" H-287)

An Act to Increase Access to the Legislature and Government Services for Persons Who Are Deaf or Hard of Hearing and to Make Progress towards Compliance with the Americans with Disabilities Act

H.P. 465 L.D. 631
(S "A" S-394 to C "A" H-432)

An Act to Preserve Deteriorating and Irreplaceable Historic Battle Flags and Banners

S.P. 523 L.D. 1421
(S "A" S-381)

An Act to Increase the Compensation of Members of the State Claims Commission

H.P. 536 L.D. 732
(S "A" S-371 to C "A" H-159)

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

An Act to Provide Road Maintenance to Baxter State Park

H.P. 783 L.D. 1100
(S "A" S-372 to C "A" H-207)

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

ENACTORS

An Act to Increase the Formula Used for ATV's and Snowmobile Reimbursement

H.P. 802 L.D. 1119
(S "A" S-370 to C "A" H-297)

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

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

An Act to Increase Venture Capital Access to State Businesses

H.P. 920 L.D. 1296
S "A" S-380 to C "A" H-272)

An Act to Improve the AFDC Program

S.P. 548 L.D. 1496
(S "B" S-348; S "C" S-385; H "D" H-650 to C "A" S-322)

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

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

ENACTORS

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

An Act to Permit the Equitable Taxation of Leased Equipment

H.P. 486 L.D. 667
(S "A" S-377 to C "A" H-283)

Resolve

Resolve, to Implement the Recommendations of the Healthy Start Task Force

H.P. 405 L.D. 540
(S "A" S-375 to C "A" H-185)

Which was **FINALLY PASSED** 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:

ENACTORS

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

Emergency

An Act to Abolish the Maine Waste Management Agency

H.P. 181 L.D. 229
(S "A" S-373 to C
"A" H-487)

This being an Emergency Measure and having received the affirmative vote of 25 Members of the Senate, with 1 Senator having voted in the negative, and 25 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency

An Act to Amend the Laws Governing Child Support
S.P. 556 L.D. 1516
(S "A" S-382 to C
"A" S-317)

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with No Senator having voted in the negative, and 26 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency

An Act to Modify and Update Certain Laws Pertaining to Inland Fisheries and Wildlife
S.P. 562 L.D. 1530
(S "A" S-390 to C
"A" S-311)

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with No Senator having voted in the negative, and 26 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency

An Act to Provide Funds for the Building Alternatives Program

H.P. 1120 L.D. 1564
(S "A" S-282 to C
"A" H-529)

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with No Senator having voted in the negative, and 26 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

ENACTORS

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

Emergency

An Act to Revise the Maine Turnpike Authority's Powers with Respect to Commuter Tolls

S.P. 139 L.D. 325
(H "C" H-654 to C
"A" S-85)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with 2 Senators having voted in the negative, and 26 being two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency

An Act to Improve Maine Students' Preparedness for the Global Economy by Enhancing Opportunities for Global and Geographic Education

(H.P. 716 L.D. 973
H "A" H-507; S "A"
S-391 to C "A" H-396)

This being an Emergency Measure and having received the affirmative vote of 25 Members of the Senate, with No Senator having voted in the negative, and 25 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Mandate

An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1996 and June 30, 1997

H.P. 700 L.D. 958
(S "A" S-398 to C
"A" H-656)

This being a mandate and in accordance with the provisions of Section 21 of Article IX of the Constitution, and having received the affirmative vote of 24 Members of the Senate, with 3 Senators having voted in the negative, and 24 being two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Mandate

An Act to Revise the Salaries of Certain County Officers

H.P. 1146 L.D. 1586

This being a mandate and in accordance with the provisions of Section 21 of Article IX of the Constitution, and having received the affirmative vote of 25 Members of the Senate, with No Senator having voted in the negative, and 25 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Senator KIEFFER of Aroostook moved to **SUSPEND THE RULES** to **EXTEND** until 10 o'clock this evening.

THE PRESIDENT: Pursuant to Joint Rule 12, the affirmative vote of two-thirds of the members present and voting is necessary to transact business after 9 o'clock p.m.

The Chair ordered a Division.

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.

22 Senators having voted in the affirmative and 2 Senators having voted in the negative, and 22 being more than two-thirds of the membership present and voting, the Rules were suspended and the following proceedings were conducted after 9 o'clock p.m.

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

ENACTORS

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

Emergency Resolve

Resolve, to Create the Commission to Study the Growth of Tax-exempt Property in Maine's Towns, Cities, Counties and Regions and its Impact on those Budgets

H.P. 550 L.D. 746
(S "B" S-388 to C
"A" H-244)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with 4 Senators having voted in the negative, and 24 being two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Resolve

Resolve, to Create a Task Force on Tax Increment Financing

H.P. 858 L.D. 1189
(S "A" S-396 to C
"A" H-339)

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with 1 Senator having voted in the negative, and 26 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Resolve

Resolve, Establishing a Commission to Study the Trespass Laws

H.P. 954 L.D. 1343
(S "A" S-387 to C
"A" H-344)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with 1 Senator having voted in the negative, and 24 being two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Resolve

Resolve, to Require a Review of the Beverage Container Deposit Laws

H.P. 956 L.D. 1345
(S "A" S-397; H "A"
H-465 to C "A" H-450)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with 3 Senators having voted in the negative, and 24 being two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** 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:

ENACTORS

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

Emergency Resolve

Resolve, Establishing the Study Commission on Property Rights and the Public Health, Safety and Welfare

H.P. 867 L.D. 1217
(S "C" S-392 to C
"A" H-601)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with 3 Senators having voted in the negative, and 24 being two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Resolve

Resolve, Establishing the Task Force on Alcoholic Beverage Sales

H.P. 1075 L.D. 1514
(H "A" H-614; S "A"
S-389 to C "A" H-477)

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with 1 Senator having voted in the negative, and 26 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Constitutional Amendment

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish a Contractual Obligation for Members of the Maine State Retirement System

H.P. 680 L.D. 931
(C "A" H-314)

(In House June 27, 1995, **FINALLY PASSED.**)

(In Senate, June 30, 1995, **FAILED OF FINAL PASSAGE.**)

Comes from the House that Body having **ADHERED.**

Senator **KIEFFER** of Aroostook moved that the Senate **ADHERE.**

Senator **ESTY** of Cumberland moved that the Senate **RECEDE** and **CONCUR.**

On motion by Senator **KIEFFER** of Aroostook, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The pending question before the Senate is the motion of Senator ESTY of Cumberland that the Senate RECEDE and CONCUR.

A vote of Yes will be in favor of RECEDING and CONCURRING.

A vote of No will be opposed.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators: BENOIT, BUSTIN, CAREY, CASSIDY, CLEVELAND, ESTY, FAIRCLOTH, FERGUSON, HALL, LAWRENCE, LONGLEY, McCORMICK, MICHAUD, MILLS, O'DEA, PINGREE, RAND, SMALL

NAYS: Senators: ABROMSON, AMERO, BEGLEY, CARPENTER, CIANCHETTE, GOLDTHWAIT, HANLEY, HARRIMAN, HATHAWAY, KIEFFER, LORD, PENDEXTER, STEVENS, and the PRESIDENT, Senator BUTLAND

ABSENT: Senators: BERUBE, PARADIS, RUHLIN

This being a Constitutional Amendment and having received the affirmative vote of 18 Members of the Senate, with 14 Senators having voted in the negative, and with 3 Senators being absent, and 18 being less than two-thirds of the Membership present and voting, the motion of Senator ESTY to RECEDE and CONCUR, FAILED.

On motion by Senator KIEFFER of Aroostook, the Senate ADHERED.

Under suspension of the Rules, all matters thus acted on were ordered sent forthwith.

Senate at Ease

Senate called to order by the President.

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

JOINT ORDER - Recalling "Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 1995," H.P. 1137, L.D. 1580, and all its accompanying papers, from the Governor's desk to the Senate

S.P. 602

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

Pending - FURTHER CONSIDERATION.

(In Senate, June 29, 1995, Joint Order READ and PASSED.)

(In House, June 30, 1995, the Joint Order INDEFINITELY POSTPONED, in NON-CONCURRENCE.)

Senator BUSTIN of Kennebec moved that the Senate ADHERE.

Senator KIEFFER of Aroostook moved that the Senate RECEDE and CONCUR.

Senator BUSTIN of Kennebec requested a Division.

THE PRESIDENT: The pending question before the Senate is the motion by Senator KIEFFER of Aroostook that the Senate RECEDE and CONCUR.

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.

22 Senators having voted in the affirmative and 5 Senators having voted in the negative, the motion by Senator KIEFFER of Aroostook to RECEDE and CONCUR, PREVAILED.

Off Record Remarks

THE PRESIDENT was granted unanimous consent to address the Senate on the Record.

THE PRESIDENT: During the lull that we are going to be experiencing here, I would just like to take a moment to say a few words, to give my thoughts about the session we are about ready to complete. I think that it has been an historic session. More than anything else, we have proven that government can work. We have avoided gridlock. We have worked cooperatively as we have addressed the approximately 1,600 bills, and almost an equal number of amendments, before us. The debate has been very

civil, decorum respectful, and we have exhibited fairness and common sense as we have considered the needs of Maine citizens. This has been a very productive session, particularly when one stops to consider that sixteen of the Senators are freshman, all of the Committee Chairs are new, and four of the five floor leaders are new to their positions. I believe, when you take this into consideration, our success this session has been truly phenomenal. I'm proud to have worked with such a distinguished group of Chairs this year, and I want to thank all of you for the leadership you have given your respective Committees, and for the support and cooperation that you have given me and others on the floor.

To the Democrats who have served as leads on each of the Committees, your work has been equally important. A session with so many new members has brought a great deal of fresh debate to old and new ideas. We have had a record number of divided reports this year. Your attention to the issues, and patience with your peers, is certainly appreciated. I would like to take a moment to thank Governor King on behalf of the State Senate. He set a tone of new energy and enthusiasm in the State House and has always provided an open door. I thank the Governor for helping us to find the entry ramp to the road that puts Maine truly on the move. To the Minority Floor Leaders, Mark and Bev, I want to thank them also. You've represented your party's philosophy admirably, kept an open dialogue with your colleagues on the other side of the aisle, and aided in the effort to keep the Senate on schedule. To Leo and Jane, thank you for your support and your friendship. You have demonstrated exemplary leadership here on the floor and in the Caucus. Jane has done a wonderful job as Chair of the Legislative Council. Leo, who once likened his job to herding cats, has become very adept at that fine art. To Dana, Chuck, and Georgette, and I'm sorry that Georgette is not here with us, they are a stellar team indeed. For many, the appointment of Dana as the Chairman of the Appropriations Committee came as a surprise but I think that he has proven to be a true statesman, extremely capable of handling this assignment. We all remember the terrible scare we had earlier in this session when we learned that Georgette was hospitalized, and how much we missed her presence. Sunshine and symmetry returned to the chamber the day that she came back from her illness.

I would like to give a special thank you to my two sternmen on the Marine Resources Committee. Jill and Chellie. I use the word sternmen because sternpeople just doesn't quite sound right. It has truly been an experience for me. From trap limits to urchins to alewives, you have helped me to understand the world of Marine Resources and for that I am very grateful and I thank you. There are others who are not here tonight, who we should be thanking also, because they have played important roles in this session. First of all, all of our families. Their steadfast support and willingness to sacrifice during the session enables all of us to realize our goal of public service. To John Wakefield and Jim Clair, and all of the staff of the Office of Fiscal and Program Review; to Teen Griffin and her staff, especially Molly Gallant; to David Bolter, and the entire OPLA staff who helped to make the Committee process run very smoothly; Meg Mathieson and everyone in the

Revisor's office and the Engrossing Department; Sally Tubbesing and Dick Sawyer, and the staff in the office of the Legislative Council Director, thank you for all of your diligence and all of your patience. I would like to take a moment to thank the chamber staff, from the Sergeant-at-Arms, Marc Meserve; Postmaster Russ Bickford; and the pages, Angel, Pete, Tonya, and Jeff. We all owe our appreciation to the Secretary of the Senate's staff, Pam, Joanne, Susie, Brian, Beth, Carolyn and Linda. This staff is often here long after we have left and adjourned for the day, putting together the calendar and making sure that we are prepared for the work ahead of us the next day.

Finally, I would like to thank May Ross. This has been a very bittersweet year for May. From the November elections to date, she has experienced many of life's great emotions, from elation to extreme sadness. Through it all, I must say she has demonstrated the demeanor of a true professional. A poem that May keeps on her wall characterizes the spirit and inner strength of this remarkable woman. It is entitled "Loyalty" and reads, in part, "If you work for a man, in heaven's name, work for him. Speak well of him and stand by the institution he represents. Remember, an ounce of loyalty is worth a pound of cleverness. As long as you are a part of the institution, do not condemn it. If you do, the first high wind that comes along will blow you away and probably you will never know why." I can't imagine having been able to do this job without May. Quite frankly, the highlight of every one of my days has been our early morning pre-session planning sessions. Those of you who have served as President Pro Tem; Leo and Jane, Dana, Steve, Joan, Susan, Jill, Phil and Spike; have a heightened appreciation for just exactly what I mean. Whether it's a gentle prodding, a whisper of encouragement, the answer to a parliamentary inquiry, a reassuring smile as I glance to my right, or a handful of tic tacs, May always comes through. You are, in fact, the glue that holds us all together.

To my colleagues at the other end of the hall; Speaker Gwadosky, Walt, Joe, Paul and Libby; thank you for all that you have done to help move the legislation between the two bodies. Your congenial cooperation has been very much appreciated and, of course, Dan's sense of humor is always appreciated. I had a visitor in the office sometime in the beginning of December. It was the former President of the Maine Senate, Dennis "Duke" Dutremble. He came in and he offered me some words of advice and encouragement. He outlined the tasks ahead and he ended by saying, "It's one heck of a challenge, but I can guarantee you that you are going to have a lot of fun." Boy, was he right. I want to thank Duke for his advice and support, and for laying the groundwork for the success of the 117th Legislature. I believe the citizens of our State are fortunate to have all of these dedicated people working on their behalf. We are indeed fortunate to have all of you serving in the State Senate. Thank you for all of your contributions for making this a most productive legislative session. (Applause, the members rising.)

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

Senator **HATHAWAY**: Thank you, Mr. President. Someone once told me that you could define a person's character by how well they take a compliment. So now that we have you in front of us I would like to try my hand at a couple. I have a couple words that come from my own heart tonight, but I think that they represent all of the men and women of this chamber and this legislature and the people of the State of Maine. I would like to first, just start out reading a quote from Teddy Roosevelt, a great American who once said, "It is not the critic who counts, not the one who points out how the strong man stumbles, or where the doer of deeds might have done them better. The credit belongs to the man in the arena whose face is marred by dust and sweat and blood. Who strives valiantly. Who knows great enthusiasms and great devotions. Who spends himself in a worthy cause. Who best knows in the end the triumph of high achievement." I think there is no doubt, Mr. President, that no one has devoted more with more enthusiasm to this State than you in the last few months, and I think it was for a worthy cause and truly, was a triumph of high achievement. Our great State has been blessed with many leaders. We have a great heritage of leaders who were born in Maine, and who have walked these halls, and who have chosen to serve their state; Joshua Chamberlain, James G. Blaine, Ed Muskie, Margaret Chase Smith; and though we lost Senator Smith this year, I truly believe that we have seen in this State, the emergence of a new leader. I commend you for that. I think a couple of words from Senator Smith, perhaps, in a way, speak to you. She said, almost fifty years ago, "My creed is that public service must be more than doing a job efficiently and honestly. It must be a complete dedication to the people and to the nation, with full recognition that every human being is entitled to courtesy and consideration. That constructive criticism is not only to be expected, but sought. That smears are not only to be expected, but fought. That honor is to be earned, but not bought." I certainly think, Mr. President, that you have earned your honor this year.

So, I would just like to close by saying a couple of words about Jeffrey Butland, President of our State Senate. Born in Maine and born to lead Maine. As a man, Jeff, we know you to be a faithful father and an honest man. To have a voice of reason and a heart of gold. We know you are a man who is willing to serve your country and serve your State. You respect honor above all else. You are a man who expects excellence from yourself, but one who expects no rewards for yourself. You are a man who is always quick to take responsibility for our blame, but one who is always quick to share your success. I think, as our leader, you have a very simple style. You have always had an open door, an open mind, and an open heart. You are certainly, in this State today, the man of the hour. A man of honor, and I think perhaps, a most honorable man in public service in this State today. I think that some rule with fear, others lead by example. For you, I think your leadership begins with listening. You have listened to the people of this State, you have listened to your heart, and you are leading us well. You have

always put people above politics. Certainly, you are unselfish, and certainly, you have been most thoughtful as Senator Berube, and myself, can attest this year. I think, even most importantly, to me and many others in this State, as a Maine native you are certainly a man of this Maine soil. You will embody the soul and spirit of the Maine people. I think, Mr. President, that tonight, we all in this chamber salute you. I would like to end by saying one thing. Last November I slipped you one small piece of paper in Latin that said, "The end depends upon the beginning." I think you have had a great beginning. Tonight, I would like to present to you, on behalf of this chamber, with The First Lady of the Senate, The Life of Margaret Chase Smith. In it we have all subscribed something. I have put another Latin phrase in there that says, "Well begun is only half done." We look forward to coming back next year and completing this task with you as our leader. Thank you. (Applause, the members rising.)

Off Record Remarks

Senator **SMALL** of Sagadahoc was granted unanimous consent to address the Senate on the Record.

Senator **SMALL**: Thank you, Mr. President, Men and Women of the Senate. I couldn't let this evening go by without making at least a few remarks on the floor of the Senate. This year has been a year of changes for me. I guess, next to Georgette, I'm the Dean of the Senate as far as length of years in the Legislature as a whole. It's been a big change going from the minority to the majority. I have learned this year that I like Democrats. I never had much of an opportunity in the House to get to know many of the members, but I found on my Committee on Education that I like Don Esty. I not only like him because he was good to work with, but I found out that he is a wonderful father, and that always puts someone very high on my list of people that I like and respect. For that I am very pleased. I also enjoyed, if not having Joel Abromson there, I enjoyed having his vote. I was probably one of the few Senators that cast two votes on any bill, as he did in Banking and Insurance. I learned that I can work with and actually like John Martin. Do you know, if I could go down and talk to Dan Gwadosky, and he could let me pick anyone to be my co-chair for next year, do you know who it would be? Mel Gibson. But, if I couldn't have Mel Gibson, and it had to be someone from down in the House, I would pick John Martin. I found him to be fair. I found him to be reasonable. I found him to bring quite a bit of experience to the Education Committee from a different perspective than I had as a school board member and as someone who works for the University. If you had told me a year ago that I was going to make this statement on the floor of anybody, I would have probably laughed in your face. We all can learn, and we all can change. I have learned that being in power has great responsibility with it. As a minority member, for

sixteen years in the House, I often saw leadership abused. I always vowed that if the power changed hands, that I would vow that we could do better. One might think that it would be an opportunity to get even, but of course leaving the House I left all that behind me. I have seen the good and the bad, and I just want to praise the President of the Senate, because I think you have brought dignity, fairness and respect for the institution and its members. I think that's all we can ask for from a leader. Thank you.

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

Senator **CAREY**: Mr. President. Those of us who have been in government for many years have watched you as you grew into the job and the position that you hold. As for Dana, I think I have complimented him on many occasions from the very beginning, for the job that he was doing, and the fairness with which he exercised his position. I have to tell you that I am extremely pleased that you have allowed me to conduct the antics that I have gone through during this session. Those were always intended to relieve the tension in this body.

Senator **HANLEY** was granted unanimous consent to address the Senate on the Record.

Senator **HANLEY**: Thank you, Mr. President, Men and Women of the Senate. I think it was the Senator from Kennebec, Senator Carey, who took me aside right at the swearing in and said, "Now that you are in the Majority, you'll have to lead, and you can leave the loyal opposition aspect to me." I wasn't really sure how to take those comments at first, and wasn't aware of the responsibility. I say that with all respect to the Democratic members who served in the majority last session, because you are absolutely correct. As the minority Senator on the Committee, you didn't have to make sure that you were on time, that all of the bills were dealt with in a fair and responsible manner. You just had to sit in the Committee and make sure that the principles that your Caucus espouses, and that your position were heard. There is so much more responsibility serving in the majority. At this time I would just like to thank those that I didn't understand two years ago, what a crush of responsibility it actually was. For some Senators who were holding two or three Committee responsibilities down, Chairing these Committees, making sure that all of the Committee members stayed on track, kept focused, it is an incredible responsibility. I did like Democrats before, not all of you, but I have gained so much more respect and the ability now to work with the loyal opposition, to find the middle ground. I was cleaning out my desk, after six months of clutter and pack ratting, and I pulled out my remarks that I had made to second the nomination of our President, the Honorable Senator from Cumberland, Jeffrey Butland. I said back then

that many people were surprised at who the Republican Caucus chose to lead us. Here was a gentleman who had been mild-mannered, soft-spoken, and even though, as I sat in the front corner seat with the good Senator to my left, trying to get him invigorated in some particular debate, he would say we'll wait until the right time. Now is the right time for the Senator from Cumberland who took a meteoric rise from, as some of the press have said, a back-bencher, to a position where I think he has earned, it hasn't been given to him, he has earned the respect of every member of this chamber, whether you are a veteran of the Senate, former colleagues from the House, or freshmen. As he has treated everyone in this chamber with incredible fairness, and I think he has carried on a tradition that the good Senator from Biddeford, Senator Dutremble, started setting two years ago. There have been times when we may have wanted the good Senator to speed things up, but that was not his way. He said if you are to win on the issue, win on the merits, don't win procedurally, don't try to wait until someone is in the other building or out to dinner. I think the good Minority Leaders would agree that the Senator has kept in constant contact with them to let them know how this chamber will be conducted, when the business will be coming up, so that any opposition can be heard. It takes quite a bit of courage to stand up there at the podium day in and day out, with thirty-four of us who are just as strong-minded, just as strong-willed, who want to get our point across, to have the President keep us on track, to keep us focused, and to let us know that we are all called to a higher task. A task of restoring respect and integrity in this legislature and in the process.

I have seen you, Mr. President, grow in your leadership, your ability to build consensus amongst not only eighteen strong-willed Republicans, but one very strong willed Independent, and sixteen very strong-willed Democrats. I am sure that it has not been an easy task at times. Speaking as one Senator from Oxford County, I would like to end by saying thank you for the opportunity that you have allowed me to have to serve the people of the State of Maine and to grow into leadership and to grow into the role that sometimes you are not aware of if you are up to the task or not. As you said the other day, your form of leadership is to thrust leadership back on each and every one of us. In doing so, have demanded that we look for the excellence in ourselves and that we look for what is always in the best interest of the people of the State of Maine. For that I thank you Mr. President and I look forward to working with you and all thirty-four members of the Senate in the years that lie ahead. Thank you.

Off Record Remarks

Senator **KIEFFER** of Aroostook was granted unanimous consent to address the Senate on the Record.

Senator **KIEFFER**: Thank you, Mr. President. I have a little different tack. Being new at this job this year was a very real challenge. It reminded me, starting off here on many days, of a trigonometry exam I had once in college. One of the questions went, if it took a hen and a half a day and a half to lay an egg and a half, how far would a single green apple have to fall to knock a single shingle off an outhouse? Many times here, through this session, that question has come back to me and I thought that many questions here were posed in about the same way. It was pretty difficult to come up with an answer. With the cooperation of not only the Republicans, but the Democrats, and especially you, Mr. President, I think we solved a lot of problems here this year, and we have done it in a unified way. I feel very comfortable in stating that we are all leaving here as better friends, by far, than we were when we came here in January. I feel very certain that that friendship and, even though we don't necessarily agree in our beliefs, but I feel certain that when we leave here every day everyone is speaking to each other and I think that means a lot to all of us. I thank everyone in this chamber for that type of cooperation this year. Thank you.

Senator **HARRIMAN** of Cumberland was granted unanimous consent to address the Senate on the Record.

Senator **HARRIMAN**: Thank you, Mr. President. Some of you may know that we have had a sine die pool going. I have chosen 10:43 as sine die, so I hope you will understand if I proceed to filibuster for the next half hour. What I want to say is that I have really had a very unique vantage point sitting on this side of the chamber. Every morning and into the evening I have a chance to look out to the south and see the hills of Hallowell and beyond. I generally get a pretty good glimpse of them as I watch the Senator from Kennebec, Senator Carey, do laps around the chamber. It is a very unique perspective for me as I sit here day in and day out, as you do. It reminds me that to everything there is a season. Seven months ago I had the honor of sitting in this seat and I watched the end of the vibrant fall colors, and that was the spirit that was in this building. The vibrance of a new legislature, a new Governor, a new leader, and optimism. Then late fall set in and the leaves left the trees and things turned gray and sometimes it was depressing, as I'm sure you have all felt as well. I watched winter set in through these windows, when I wanted a little closer look, I could look out the window over Lisa's shoulder and see the snow on the limbs there. It was a time of crispness, clear and bright whiteness. Then spring arrived. The time of renewal and rebirth and that was the sense that I felt around this chamber. Now that summer has set in, a season for growth, a season for optimism, as I look back, I leave here with the privilege of you sharing with me your uniquenesses, your special qualities. Like the seasons I have just described, I want to thank each and every one of you, not only the people who sit in these seats, but the people who sit behind us and the people within the sound of my voice. I thank you. You are all very special to me. You truly have

enriched my life, but more importantly, you have done the great State of Maine very proud. Thank you.

Senator **LAWRENCE** of York was granted unanimous consent to address the Senate on the Record.

Senator **LAWRENCE**: Thank you, Mr. President. I, too, have had a unique experience in this body, like my good friend from Oxford, Senator Hanley. I first met the good Senator when we were in law school together. I never thought we would end up in this situation in this arena together. I, too, have had a learning experience. Going from the majority to the minority is a unique learning experience. So, I can understand the good Senator's remarks. When I first was elected Minority Leader, someone asked me how I was going to do it, because I am, by nature, a person who is conciliatory, seeks compromise, a person who is not combative. Somebody asked if I was really up to the challenge. I can tell you, it's not easy to be the one who is always challenging, questioning procedure, policy and things like that. I can tell you that I know that it is not easy to lead either. You are always subject to disagreement, you are always subject to being second guessed and being challenged at every corner. I can tell you, and I can tell our good presiding officer, the challenging and questioning has never meant disrespect. It has always meant respect and yes, even admiration, as I can say truly that I have admired the President of this body and how he has worked his job. He has truly amazed all of us in his ability, in his talent, and in his quiet charm and how he has led our body.

To my good friends, Leo and Jane, it's not easy to spend long hours up late at night with each other, sometimes yelling at each other, sometimes disagreeing when you know you are not going to get anywhere. But it has been fun, it really has. It's been a wonderful, worthwhile experience to work with both of you. I want to tell you, for the new members of this body, I have made many good new friends. I think of Vint Cassidy, Joel, Norm Ferguson, all of you really, it has been a truly pleasurable experience. There are some other people I want to extend real thanks to, because they are the ones who, as we make little motions, have to make great motions to keep up with us, to keep the papers moving, to keep things moving around us. I want to thank my namesake, Marc, who always, when May calls him, I think she is calling me and I immediately rush up to see her. Angel and Tonya, Pete and Russ, and Pat, who left a week ago, and Jeff, who has only been with us for a few days, they have been extremely helpful and accommodating to everything we needed. Also, I want to say a special thanks to May and to Pam. They have been wonderfully professional and courteous to us every moment of the day. We really appreciate that. They have a wonderful staff, Susie, Brian, Joanne, Beth and Lisa, who have all been excellent to our Caucus. A special thanks to Carolyn and Linda, who do a tremendous amount of work for us. They have truly been true non-partisan staff in the truest

sense. So, to all of you I want to say a great, sincere thanks, for the way this session has gone, and the friendships we have built. We look forward to a wonderful second session. Thank you.

Senator **AMERO** of Cumberland was granted unanimous consent to address the Senate on the Record.

Senator **AMERO**: Thank you, Mr. President. I would like to add my sincere congratulations to the President of the Senate for his outstanding leadership this year. I would also like to say to Bev and Mark, and to Leo, I have also very much enjoyed working with you and having an opportunity to lead the Legislative Council in a time when we had ten members, with five on each side, has been a real challenge. In the first few weeks I didn't know if we were ever going to get anywhere, but as it ended up I think the Legislative Council came together. We did some great things, we got to enjoy each others company, and I have also gotten to enjoy the company of all of our Senators in this chamber. Some of you have such wonderful senses of humor, it's just great. I think none of us would have gotten through these five or six months without a great sense of humor. Some of you are wonderful orators, and it's just great to sit back and listen to your stories. Some do tend to speak a little too long, but that's okay. As much as I think we have all enjoyed each others company, we have had our good days and our bad, but some of us were commiserating a little bit tonight, saying it has been great, everything has been wonderful, the people are super, but it sure is time to go home. We are anxious to see our spouses and our families. I am particularly pleased to see my husband here, and I can't wait for this session to end and get back home. That's not to mean any disrespect to any of you, I am totally looking forward to coming back in the next session.

On a more serious note, Mark did mention the great help that we have gotten from the Senate staff. I just want to put in my congratulations to all of them. All of our staff here in the Senate Chamber this year have been new except for one person. I think they have really risen to the challenge. They have done a fantastic job. They had to learn a new job, and they did it fabulously. They served us well and I hope you will all join me in giving them a round of applause for their great service to us this session.

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

Senator **BUSTIN**: Thank you, Mr. President. Well, there is not very much left for me to say, but then I don't have much to say anyway. I don't mean that, and you know I don't mean that. What I can say is ditto to all of the speeches. I think that we have learned to work together well here in this Senate, and I appreciate that, but what I really want to do

is say thank you to the people who toil in the vineyards. Those of you who run the Committees, who do all of the work that bring the bills to us. The freshmen, who have learned very fast what the process is and how to work the process and develop good legislation for the State of Maine. It's not easy to give up family, friends, community, business, and your work life, to come here for six months of one year and three months of another, and then go back and try to pick up those pieces. It is very wearing on all of us. I just want to express my appreciation for all of us who work in this vineyard and give this great service to the State of Maine. Thank you.

Off Record Remarks

Senator **PINGREE** of Knox was granted unanimous consent to address the Senate on the Record.

Senator **PINGREE**: Thank you, Mr. President. Like everybody else, I want to take the opportunity to thank all of our staff who work so hard for us, and to thank everybody in leadership, because I know this hasn't been a particularly easy year. I know that you have worked very hard. Like Senator Bustin, I really just want to thank my colleagues. Even though I have only been here for three years, I have really come to appreciate all of the hard work that everybody does, the sacrifices that you have to make. It's been clear to me this year that we have had some battles that we didn't have in the first few years, and I have really come to understand a little bit better our ideological differences. I am very impressed, no matter what we argue with or what happens during the day, at the end of the day the understanding, dedication and commitment everybody makes to this job. Each year I have gotten to know a few people better and gotten to know a few of the freshmen this year. I really appreciate understanding everybody's stories, knowing more about your families, some of the work that you do outside of here when you are not here, and all the wisdom you bring to your issues when you debate them on the floor or work them in your committee. Even when I don't agree with you I am always impressed with the things people bring in from their own lives to make the decisions that they make. I think the one thing that is really hard for the public to understand is that this work is incredibly hard. As Senator Bustin said, we make tremendous sacrifices to be here. It's a sacrifice financially for most of the people who are here, even though people think that we get a lot of money from doing this. We have to stretch our brains on complicated issues. We push ourselves. We have to draw on incredible courage sometimes when we make the decisions that we make, sometimes with our constituents sitting right behind us, sometimes voting against our caucuses. I think we put ourselves through tremendous challenges and I am incredibly impressed at the work that we do. I was saying to somebody the other day, and I know some people are more jaded than I am, and I, like

everybody else, just want to go home. I want to see my kids, I want to hang out with my family, I want to do the dishes and have a normal life. I do feel, and I feel every year at this time, this is a very melancholy time. You want to get out of here, you want to have your life back again, but you also know that in a couple of days you won't be surrounded by political junkies and people who want to analyze everything to death and wonder why you did what you did and strategize and rethink and talk it all over. The fact is, in a couple of days I am going to miss you all. I'll be wandering around the house saying what am I going to do with myself. I know I will get over it in a few days, after I have done some dishes and gone to the store to buy my own M & M's, but I do want to seriously thank all of you and tell you that the work we do to preserve democracy and take care of the things we all believe in is very important. I appreciate that you all do it.

Senator **BENOIT** of Franklin was granted unanimous consent to address the Senate on the Record.

Senator **BENOIT**: Thank you, Mr. President. May it please the Senate. The brilliance of the seating arrangement has been placed in question by my wife, Judy. As the session has progressed she has indicated that when I am laying on my right side, sleeping, I am talking with somebody named Al. When I am sleeping on my left side I am talking with someone named John. I've got a double problem now. You all know, and the good Senator from Knox touched on the down side to things, that I have already scheduled myself in for some counseling sessions in Rangeley at the close of the session to get me through the downtime. Now I find myself also scheduling myself into the sleep disorder clinic at Seton hospital in Waterville, and Mr. President, you will get the bill.

Off Record Remarks

Senator **KIEFFER** of Aroostook was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

Senator **KIEFFER** of Aroostook moved that the Senate **SUSPEND THE RULES** to **EXTEND** until 10:45 o'clock tonight.

THE PRESIDENT: Pursuant to Joint Rule 12, the affirmative vote of two-thirds of the members present and voting is necessary to transact business after 9 o'clock p.m.

The Chair ordered a Division.

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.

21 Senators having voted in the affirmative and 2 Senators having voted in the negative, and 21 being more than two-thirds of the membership present and voting, the Rules were suspended and the session was extended until 10:45 p.m.

Senate at Ease

Senate called to order by the President.

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

ORDER

Joint Order

On motion by Senator **AMERO** of Cumberland, the following Joint Order:

ORDERED, the House concurring, that the following specified matters be held over to any special or regular session of the 117th Legislature:

Committee: Agriculture, Conservation and Forestry

H.P. 415, L.D. 572 - An Act to Transfer Regulatory Control of Whitewater Rafting to the Department of Conservation's Bureau of Parks and Recreation

S.P. 471, L.D. 1267 - An Act to Establish the Maine Outdoor Recreation Council

H.P. 993, L.D. 1404 - An Act to Amend the Law Regarding the Lease of Submerged Lands

H.P. 1050, L.D. 1469 - An Act to Reinstate the Maine Meat Inspection Act

Committee: Appropriations and Financial Affairs

S.P. 38, L.D. 68 - An Act to Increase Access to and Affordability of Mental Health and Substance Abuse Treatment Services by Providing Mandatory Reimbursement to Counseling Professionals who are Licensed to Assess and Treat Intrapersonal and Interpersonal Problems

S.P. 79, L.D. 167 - An Act to Decrease the Paperwork Burden on Maine Businesses by Decreasing the Number of Tax Filings for Retailers

S.P. 207, L.D. 550 - An Act to Clarify the Sales Tax Law Applicable to Packaging

S.P. 245, L.D. 642 - An Act to Reestablish the Tax Credit for Intrastate Airlines

H.P. 490, L.D. 671 - An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 to Help Increase Fish Production at the State Hatcheries

H.P. 507, L.D. 688 - An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 to Provide Funding for the Public Access to Maine Waters Fund

H.P. 540, L.D. 736 - An Act to Exempt from the Sales Tax Automobile Equipment Necessary for Paraplegics or People Who are Confined to Wheelchairs

H.P. 601, L.D. 811 - Resolve, to Initiate an Outside Audit to Identify Savings and Duplicate or Unnecessary Programs within State Government

H.P. 630, L.D. 855 - RESOLUTION, Proposing an Amendment to the Constitution of Maine to Limit State Spending and Establish a Reserve Fund

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

H.P. 768, L.D. 1042 - An Act to Amend the Surface Water Ambient Toxics Monitoring Program

H.P. 776, L.D. 1073 - An Act to Exempt Goods Sold by Scouting Organizations from the Sales Tax

H.P. 952, L.D. 1341 - An Act to Limit the Use of Certificates of Participation

S.P. 589, L.D. 1575 - An Act to Authorize a General Fund Bond Issue in the Amount of \$3,000,000 to Encourage Agricultural Enterprises in Maine

Committee: Banking and Insurance

H.P. 135, L.D. 183 - An Act to Clarify Fresh Start Charges under the Workers' Compensation Laws

H.P. 509, L.D. 690 - An Act to Provide Family Security through Quality, Affordable Health Care

S.P. 280, L.D. 752 - An Act to Include Obstetricians and Gynecologists as Primary Care Providers

S.P. 302, L.D. 841 - An Act to Amend the Approval Requirements for Medicare Supplement Insurance Policies

H.P. 664, L.D. 887 - An Act to Encourage Job Creation by Exempting Small Businesses from the Current Workers' Compensation System

H.P. 782, L.D. 1079 - An Act to Improve Coverage for Women's Health Services

H.P. 976, L.D. 1385 - An Act to Ensure That Basic Health Care Needs of Women Are Covered in Insurance Policies

S.P. 553, L.D. 1512 - An Act to Ensure Fairness and Choice to Patients and Providers under Managed Health Care

H.P. 1074, L.D. 1513 - An Act to Promote Additional Health Insurance Reform

Committee: Business and Economic Development

H.P. 53, L.D. 47 - An Act to Make Pet Dealers Liable for the Sale of Dogs and Cats That Have Health Problems

S.P. 342, L.D. 947 - An Act to Amend the Laws Pertaining to the Regulation of Denturists

S.P. 425, L.D. 1148 - An Act to Amend the Social Work Practice Licensing Laws

S.P. 474, L.D. 1270 - An Act to Redefine the Oil and Solid Fuel Board

Committee: Criminal Justice

H.P. 478, L.D. 659 - An Act to Allow Charitable Solicitation by Law Enforcement Officers, Agencies and Associations

H.P. 756, L.D. 1030 - An Act to Provide Services to Adjudicated Young Women

H.P. 880, L.D. 1235 - An Act to Transfer Juvenile Correctional Functions to the Department of Human Services

H.P. 918, L.D. 1294 - An Act to Prohibit Home Repair Fraud and Establish Aggravated Penalties When the Victim Is an Older Person

H.P. 1038, L.D. 1457 - An Act to Discourage the Spread of "Crack" Cocaine

S.P. 551, L.D. 1510 - An Act to Make Comprehensive Changes to the Sex Offender Laws

Committee: Education and Cultural Affairs

S.P. 36, L.D. 66 - An Act to Establish Choices for Parents and Guardians in their Children's Education

H.P. 370, L.D. 505 - An Act to Implement the Recommendations of the Committee to Study the Operations of the Governor Baxter School for the Deaf

H.P. 617, L.D. 827 - An Act to Provide for Record Checks of Elementary and Secondary Education Employees and Applicants

H.P. 620, L.D. 830 - An Act to Establish Charter Schools

H.P. 657, L.D. 880 - An Act Concerning Referendum Reform for School Budgets

H.P. 807, L.D. 1124 - An Act to Establish the Education Reform Act of 1995

H.P. 1112, L.D. 1560 - Resolve, to Reduce Reliance on the Property Tax for School Funding

Committee: Human Resources

H.P. 99, L.D. 134 - An Act to Exempt Certain Small Businesses from Paying the Annual Fee to the Public Drinking Water Fund

H.P. 212, L.D. 271 - An Act to Establish an Electronic Benefit Delivery Program for Aid to Families with Dependent Children, Food Stamp, Women, Infants and Children Special Supplemental Food and Medicaid Programs

H.P. 717, L.D. 974 - An Act to Create an Advisory Board and State and Local Interagency Teams to Assist in the Provision of Care for Children and Adolescents with Severe Emotional Disturbance

Committee: Inland Fisheries and Wildlife

H.P. 280, L.D. 384 - Resolve, to Install Fish Screens in the West Grand Lake Dam

S.P. 323, L.D. 904 - An Act to Increase the Penalties for Certain Crimes Involving Alcohol and Illegal Drugs

H.P. 985, L.D. 1393 - Resolve, to Standardize Certain Ice Fishing and Open Water Fishing Rules

Committee: Judiciary

H.P. 244, L.D. 346 - An Act to Change the Maine Rule of Evidence That Currently Allows the Admission of Subsequent Remedial Measures as Evidence of Negligence

S.P. 161, L.D. 423 - An Act to Establish a Limit on Noneconomic Damages in Medical Malpractice Actions

H.P. 391, L.D. 526 - An Act to Amend the Statute of Limitations for Health Care Providers and Health Care Practitioners to Include a Discovery Rule

S.P. 239, L.D. 636 - An Act to Modify Joint and Several Liability in Medical Malpractice Actions

H.P. 477, L.D. 658 - An Act Concerning Real Estate Trusts

H.P. 546, L.D. 742 - An Act Regarding Wrongful Death Actions

S.P. 335, L.D. 916 - An Act to Improve the Function of the Maine Health Security Act

H.P. 942, L.D. 1331 - An Act Relating to Confidentiality of Records and the Prevention of Child Sexual Abuse

S.P. 499, L.D. 1358 - An Act to Authorize the Formation of Limited Liability Partnerships

S.P. 512, L.D. 1371 - An Act Relating to Civil Actions, Providing for the Defense of Assumption of Risk, Providing for Standards of Liability in Product Liability Actions and Providing for Standards and Procedures in Awarding Punitive Damages

S.P. 528, L.D. 1445 - An Act to Limit the Liability of Property Owners in Cases of Nonnegligent Lead Poisoning

S.P. 531, L.D. 1448 - An Act to Reconcile Rights and Responsibilities with Respect to Sexual Orientation and Related Matters

S.P. 558, L.D. 1517 - An Act to Create the Sunshine in Litigation Act

Committee: Labor

H.P. 363, L.D. 483 - An Act to Abolish the Legislative Retirement System

H.P. 675, L.D. 926 - An Act to Prevent Impasse in Collective Bargaining by Allowing Parties of Either Side to Request Mediation

S.P. 341, L.D. 946 - An Act Concerning Preference to Maine Workers and Contractors

S.P. 379, L.D. 1056 - Resolve, to Create an Advisory Committee to Assist in the Funding of State Employee Workers' Compensation Claims

S.P. 538, L.D. 1476 - An Act to Establish the Employee Partnership Reward Act

Committee: Legal and Veterans Affairs

H.P. 296, L.D. 400 - An Act to Authorize Video Gaming

S.P. 310, L.D. 848 - An Act to Further the Privatization of Liquor Stores within the State

H.P. 779, L.D. 1076 - An Act to Clarify the Laws Regarding the Ejection of a Person from a Boardinghouse

H.P. 868, L.D. 1218 - An Act to Amend the Laws Relating to Harness Racing

S.P. 479, L.D. 1303 - An Act to Clarify Definitions Under the Laws Concerning Games of Chance

Committee: Marine Resources

H.P. 137, L.D. 185 - An Act to Restrict the Taking of Eels Less than 6 Inches in Length from Maine Coastal Waters

S.P. 443, L.D. 1210 - An Act to Protect Near-shore Groundfish Spawning Areas

Committee: Natural Resources

S.P. 249, L.D. 646 - An Act to Reinstate the Laws Governing Dam Abandonment

H.P. 609, L.D. 819 - An Act to Require Notification to the Landowner When Land is Being Considered for Placement in a Resource Protection Zone

H.P. 740, L.D. 1014 - Resolve, Directing the Commissioner of Environmental Protection to Propose a Plan to Reorganize the Department of Environmental Protection

Committee: State and Local Government

H.P. 718, L.D. 975 - An Act to Establish the Department of Health and Family Services

H.P. 854, L.D. 1185 - An Act to Give the Washington County Legislative Delegation a Role in the County Budget Process

S.P. 446, L.D. 1213 - An Act to Implement the Recommendations of the Special Commission on Governmental Restructuring

H.P. 1028, L.D. 1443 - An Act to Dismiss Certain Federal Mandates

H.P. 1122, L.D. 1566 - An Act to Reform the Kennebec County Budget Process

H.P. 1125, L.D. 1570 - An Act to Establish a User Fee System for Towns Requiring Sheriff's Services

Committee: Taxation

S.P. 181, L.D. 490 - An Act to Establish a State Income Tax Credit for Health Insurance Premiums

S.P. 226, L.D. 586 - An Act to Establish a Flat Income Tax Rate for Certain Persons

S.P. 245, L.D. 642 - An Act to Reestablish the Tax Credit for Intrastate Airlines

H.P. 540, L.D. 736 - An Act to Exempt from the Sales Tax Automobile Equipment Necessary for Paraplegics or People Who are Confined to Wheelchairs

S.P. 296, L.D. 835 - An Act to Encourage the Use of Maine Ports by Allowing a State Income Tax Credit on Taxes Assessed by the Federal Government on Shippers

H.P. 715, L.D. 972 - An Act to Provide a Tax Credit for the Rehabilitation of Historic Properties

H.P. 773, L.D. 1070 - An Act Regarding Application of the Sales and Use Tax to the Graphics Industry

H.P. 1025, L.D. 1440 - An Act to Establish a Catastrophic Health Care Expense Program

H.P. 1039, L.D. 1458 - An Act to Provide a New Jobs Tax Credit

H.P. 1079, L.D. 1521 - An Act to Make the Maine Income Tax a Percentage of the Federal Income Tax

Committee: Transportation

S.P. 29, L.D. 59 - An Act to Repeal the Sensible Transportation Policy Act

H.P. 345, L.D. 465 - An Act to Improve the Local Road Assistance Program

H.P. 543, L.D. 739 - An Act to Decrease the Burden on the Trucking Industry by Permitting Photocopies of Registrations to Be Kept in Trailers and Semitrailers

Committee: Utilities and Energy

H.P. 538, L.D. 734 - An Act to Revise the Ogunquit Sewer District Charter

H.P. 618, L.D. 828 - An Act to Provide Public Access to the Information Superhighway through Enhanced Library Telecommunications

H.P. 648, L.D. 871 - An Act Concerning the Calculation of Private Fire Protection Charges

H.P. 1089, L.D. 1533 - An Act to Require the Public Utilities Commission to Ensure Telecommunications Service in Economic Development Areas

H.P. 1121, L.D. 1565 - An Act to Create the Prospect Water Authority

H.P. 1123, L.D. 1567 - An Act to Facilitate Sewer and Water Main Extensions

S.P. 604

Which was READ and PASSED.

Sent down for concurrence.

Under suspension of the Rules, all matters thus acted on were ordered sent forthwith.

Off Record Remarks

Senator SMALL was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

Senator ABROMSON was granted unanimous consent to address the Senate off the Record.

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

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

Senate at Ease

Senate called to order by the President.

Senator KIEFFER of Aroostook moved to SUSPEND THE RULES to EXTEND until 12 o'clock p.m. tonight.

Senator CAREY of Kennebec requested a Division.

On motion by Senator KIEFFER of Aroostook, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: Pursuant to Joint Rule 12, the affirmative vote of two-thirds of the members present and voting is necessary to transact business after 9 o'clock p.m. The pending question before the Senate is the motion by Senator KIEFFER of Aroostook that the Senate SUSPEND THE RULES to EXTEND until 12 o'clock p.m. tonight.

A vote of Yes will be in favor of SUSPENDING THE RULES for the purpose of EXTENDING.

A vote of No will be opposed.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators: ABROMSON, AMERO, BEGLEY, BENOIT, CARPENTER, CASSIDY, CIANCHETTE, FERGUSON, GOLDTHWAIT, HALL, HANLEY, HARRIMAN, HATHAWAY, KIEFFER, LAWRENCE, LONGLEY, LORD, MILLS, O'DEA, PENDEXTER, SMALL, STEVENS, and the PRESIDENT, Senator BUTLAND

NAYS: Senators: BUSTIN, CAREY, CLEVELAND, ESTY, FAIRCLOTH, McCORMICK, MICHAUD, PINGREE, RAND

ABSENT: Senators: BERUBE, PARADIS, RUHLIN

Senator GOLDTHWAIT of Hancock requested and received leave of the Senate to change her vote from NAY to YEA.

23 Senators having voted in the affirmative and 9 Senators having voted in the negative, with 3 Senators being absent, and 23 being more than two-thirds of the membership present and voting, the Rules were suspended and the session was extended until 12 o'clock p.m.

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

ENACTOR

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

Emergency

An Act to Appropriate Funds for the Expansion and Renovation of the Norway Armory

H.P. 270 L.D. 372
(C "A" H-24; S "B"
S-393)

Comes from the House **FAILING OF PASSAGE TO BE ENACTED.**

On motion by Senator HANLEY of Oxford, the Senate **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED.**

On further motion by the same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Senate Amendment "B" (S-393).

On further motion by the same Senator, Senate Amendment "B" (S-393) **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE.**

On further motion by the same Senator, Senate Amendment "C" (S-402) **READ.**

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Hanley.

Senator HANLEY: Thank you, Mr. President, Men and Women of the Senate. Just to explain to the body, this amendment strips the Emergency Enactor off this bill. I have had an opportunity to speak with General Adams, and as long as this bill has been passed, they will wait the ninety days and the federal government will make sure the money stays available for this project.

On motion by Senator BUSTIN of Kennebec, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Bustin.

Senator BUSTIN: Thank you, Mr. President. Parliamentary inquiry. Is this supplement correct, is this a non-concurrent matter?

THE PRESIDENT: The Chair would answer in the affirmative.

Senator BUSTIN: It does not so state on supplement number 22.

THE PRESIDENT: The Chair is in error. This body has not voted on enactment, so it is not in non-concurrence. The Chair recognizes the Senator from Kennebec, Senator Bustin.

Senator BUSTIN: Should not the motion to suspend the rules been a motion to reconsider?

THE PRESIDENT: The Chair would answer that the engrossment and the adoption of the Amendment happened today.

THE PRESIDENT: The pending question before the Senate is the motion by Senator HANLEY of Oxford that the Senate **ADOPT** Senate Amendment "C" (S-402).

A vote of Yes will be in favor of **ADOPTION.**

A vote of No will be opposed.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators: ABROMSON, AMERO, BEGLEY, BENOIT, CARPENTER, CASSIDY, CIANCHETTE, ESTY, FERGUSON, GOLDTHWAIT, HALL, HANLEY, HARRIMAN, HATHAWAY, KIEFFER, LAWRENCE, LORD, MICHAUD, MILLS, O'DEA, PENDEXTER, SMALL, STEVENS, and the PRESIDENT, Senator BUTLAND

NAYS: Senators: BUSTIN, CAREY, CLEVELAND, FAIRCLOTH, LONGLEY, McCORMICK, PINGREE, RAND

ABSENT: Senators: BERUBE, PARADIS, RUHLIN

24 Senators having voted in the affirmative and 8 Senators having voted in the negative, with 3 Senators being absent, the motion by Senator HANLEY of Oxford to **ADOPT** Senate Amendment "C" (S-402), **PREVAILED.**

Which was **PASSED TO BE ENGROSSED, As Amended**, in **NON-CONCURRENCE.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

Senate at Ease

Senate called to order by the President.

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

ENACTOR

The Secretary will call the Roll.

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

An Act to Improve Highway Signing Information
H.P. 691 L.D. 942
(CC "C" S-401 to C
"A" H-491)

Senator LONGLEY of Waldo moved that the Bill and Accompanying Papers be **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Senator KIEFFER of Aroostook requested a Division.

THE PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Longley.

Senator LONGLEY: Thank you, Mr. President, Colleagues in the Senate. Just one last statement. I think that when the good Senator at that end of the aisle spoke yesterday about he and his wife debating over which way to go, and each time, whoever won both lost in going four or five miles down the road. I think the signs at the end of the exit might be the way to go rather than one company getting that one logo sign on the interstate. I think it would encourage more locals to get more business if we didn't restrict it to one logo sign on the interstate. I think it's a poorly written bill as is. Thank you.

THE PRESIDENT: The pending question before the Senate is the motion of Senator LONGLEY of Waldo that the Senate **INDEFINITELY POSTPONE** the Bill and Accompanying Papers, in **NON-CONCURRENCE**.

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.

16 Senators having voted in the affirmative and 16 Senators having voted in the negative, the motion of Senator LONGLEY of Waldo to **INDEFINITELY POSTPONE** the Bill and Accompanying Papers, in **NON-CONCURRENCE**, **FAILED**.

THE PRESIDENT: The pending question before the Senate is **ENACTMENT**.

On motion by Senator GOLDTHWAIT of Hancock, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The pending question before the Senate is **ENACTMENT**.

A vote of Yes will be in favor of **ENACTMENT**.

A vote of No will be opposed.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

ROLL CALL

YEAS: Senators: ABROMSON, AMERO, BUSTIN,
CASSIDY, CIANCHECCE, ESTY,
FERGUSON, HANLEY, HATHAWAY,
KIEFFER, LAWRENCE, LORD,
PENDEXTER, SMALL, STEVENS, and
the PRESIDENT, Senator BUTLAND

NAYS: Senators: BEGLEY, BENOIT, CAREY,
CARPENTER, CLEVELAND, FAIRCLOTH,
GOLDTHWAIT, HALL, HARRIMAN,
LONGLEY, McCORMICK, MICHAUD,
MILLS, O'DEA, PINGREE, RAND

ABSENT: Senators: BERUBE, PARADIS, RUHLIN

Senator CAREY of Kennebec requested and received leave of the Senate to change his vote from **YEA** to **NAY**.

16 Senators having voted in the affirmative and 16 Senators having voted in the negative, with 3 Senators being absent, the Bill **FAILED OF ENACTMENT**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Under suspension of the Rules, all matters thus acted on were ordered sent forthwith.

Senate at Ease

Senate called to order by the President.

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

PAPER FROM THE HOUSE

Non-concurrent Matter

Bill "An Act to Improve Highway Signing Information"

H.P. 691 L.D. 942
(CC "C" S-401 to C
"A" H-491)

In Senate, June 30, 1995, **FAILED OF PASSAGE TO BE ENACTED**.

Comes from the House, that Body having **INSISTED**.

Senator **KIEFFER** of Aroostook moved that the Senate **RECEDE** and **CONCUR**.

THE PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Longley.

Senator **LONGLEY:** Thank you, Mr. President, Colleagues in the Senate. It was recommended that I read the telephone directory for sixteen minutes. I will spare you all but I would like to make one last pitch for this sign piece. I think when we, in the State, decided nice square signs with limited information that allow people to know where they can go to get food and lodging, we basically were complimented all across the country for leading this area, along with California, in terms of sign bills and limiting billboards. When we start going down the road of allowing logos, we are starting to go back down the road towards McDonald's advertising in splashy stuff on the turnpike, when really all we need to know is where there is food and where there is lodging. Maybe next year there will be blinking signs on the turnpike. I would just as soon not go down that road and I appreciate your staying here this late to help me kill this bill. Thank you.

Senator **LONGLEY** of Waldo requested a Division.

THE PRESIDENT: The pending question before the Senate is the motion by Senator **KIEFFER** of Aroostook that the Senate **RECEDE** and **CONCUR**.

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.

16 Senators having voted in the affirmative and 13 Senators having voted in the negative, the motion by Senator **KIEFFER** of Aroostook to **RECEDE** and **CONCUR**, **PREVAILED**.

The Bill 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:

ENACTOR

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

An Act to Appropriate Funds for the Expansion and Renovation of the Norway Armory

H.P. 270 L.D. 372
(C "A" H-24; S "C"
S-402)

THE PRESIDENT: The pending question before the Senate is **ENACTMENT**.

On motion by Senator **BUSTIN** of Kennebec, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Bustin.

Senator **BUSTIN:** Thank you, Mr. President, Members of the Senate. I haven't spoken on this bill at all and I have purposely stayed away from speaking on it, but I can't do that any longer. We have been through a very, very arduous budget process. Both the budget itself, and the part two, we have been through a lot in this legislature. What I heard, as we were going through this, was that we wanted to stop new and expanded programs, we wanted to stop the growth of State government, we wanted to send back money to the people, even to the extent in the last wee hours of the Appropriations Committee, to cutting \$2 million from an existing program that will, in fact, mean \$1.5 million in loss of federal funds, it's called maintenance of effort. In exchange what we have done is appropriate \$500,000 to repair an armory. I'm not against repairing armories, I, in fact, sponsor those bills many, many times. I think it's an important function. But I thought what I was hearing for this entire session, for this entire six months, was that we had to learn to stay within our budgets. That if we didn't give them the money they couldn't spend it. Ladies and Gentlemen, \$500,000 is taxpayer's money. There is no doubt about it. The federal match is taxpayer's money. So, we have gone, throughout this budget, and we have cut and slashed and we have reduced and reduced, and at the eleventh hour we add \$500,000 to our budget. I don't have a problem with the armories. I have a problem with saying one thing and doing another. Saying we want to cut, saying we don't want to have new and expanded services, and then doing a new and expanded service. I have been here for fifteen years and I have seen a lot of budgets come and go, and as my good friend from Cumberland, Senator Rand, says, that as every sine die she is mad at half of the Democrats and all of the Republicans. I'm sure the other side can say the same. It's not an easy process that we have here. It simply is not an easy process. We need to be honest about what we are saying and this bill is not honest about what we said we want to do in this budget. We were going to restore \$750,000 to the OSA budget. We didn't because we didn't have the money. We took the \$2 million and we said we would give it back because we realized there were maintenance of effort issues there, there were federal match issues there, and there were delivery of services issues there, but we didn't do it. Yet we did, even after that, give \$500,000 to an armory. A worthy project, but so is transportation for the elderly, so is AFDC, so is training monies, so is all of that stuff. It's all important, and we did it, we made the tough decisions and we cut the budget, now we are faced with this bill. When I take my vote it's not because I want to vote against the armory, it's not because I want to vote against the good Senator from Oxford, Senator Ferguson. I know how important this armory is to him. I know how important it is to the people

there. I know how important all of the programs that we cut are to the people who are affected by them. I think we have a real dilemma here. I wish I could vote for this bill, but I can't. I can't for those reasons. Please think about it. Restore this money to the Rainy Day Fund where we say we always want to keep money in case of emergencies and let's get on with the business of state government. Thank you.

THE PRESIDENT: The pending question before the Senate is **ENACTMENT**.

A vote of Yes will be in favor of **ENACTMENT**.

A vote of No will be opposed.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators: ABROMSON, AMERO, BEGLEY, BENOIT, CAREY, CARPENTER, CASSIDY, CIANCHETTE, FERGUSON, HALL, HANLEY, HARRIMAN, HATHAWAY, KIEFFER, LAWRENCE, LORD, MICHAUD, MILLS, O'DEA, PENDEXTER, SMALL, STEVENS, and the PRESIDENT, Senator BUTLAND

NAYS: Senators: BUSTIN, CLEVELAND, GOLDTHWAIT, LONGLEY, McCORMICK, PINGREE, RAND

ABSENT: Senators: BERUBE, ESTY, FAIRCLOTH, PARADIS, RUHLIN

23 Senators having voted in the affirmative and 7 Senators having voted in the negative, with 5 Senators being absent, the Bill 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:

ORDERS

Senate Orders

On motion by Senator **KIEFFER** of Aroostook, the following Senate Order:

ORDERED, that a message be sent to Governor Angus S. King, Jr., informing him that the Senate has transacted all business which has come before it and is ready to Adjourn Without Day.

S.O. 26

Which was **READ** and **PASSED**.

The President appointed the Senator from Aroostook, Senator **KIEFFER** to deliver the message to the Governor.

Subsequently, the Senator from Aroostook, Senator **KIEFFER**, reported that he had delivered the message with which he was charged.

On motion by Senator **AMERO** of Cumberland, the following Senate Order:

ORDERED, that a message be sent to the House of Representatives informing that body that the Senate has transacted all business which has come before it and is ready to Adjourn Without Day.

S.O. 27

Which was **READ** and **PASSED**.

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

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

Senate at Ease

Senate called to order by the President.

At this time, the **HONORABLE ANGUS S. KING, GOVERNOR** of the State of Maine, entered the Senate Chamber and was escorted by the Sergeant-at-Arms to the Rostrum. (Amid applause, the Members rising.)

GOVERNOR ANGUS S. KING: You can tell it's getting late, I was watching the Red Sox game and someone asked Sue Bell how they were doing and she said, "They're losing by one vote." When I came here I didn't know the rules, but from you I have learned some of the rules. Courtesy is returned with courtesy. Respect begets respect. If I listen, I might learn something; and, Mr. President, I learned you've got to know when to hold them and know when to fold them. This has been an historic session. Welfare reform, education funding, even a lobster bill, line-item veto, the loon plate money, and a host of others, but one of the things that this session will be remembered for, in my opinion, is civility. I came up the stairs last night and somebody said we were talking in January and we are

still talking. I think that is a very positive tone that has been set that will make an enormous difference to the people of the State of Maine. My compliments to you for a tremendous session, for working together, for doing the people's business. For my part, I can tell you that this has been the most challenging, the most exciting, and sometimes the most difficult, but ultimately the most rewarding six months of my life. I thank you on behalf of myself, and the people of Maine, for having the honor, privilege, and opportunity to work with you to do the people's business. Thank you and congratulations.

The Sergeant-at-Arms escorted Governor **ANGUS S. KING** from the Senate Chamber.

At this point, a message was received from the House of Representatives, borne by Representative **JACQUES** of Waterville, informing the Senate that the House had transacted all business before it and was ready to Adjourn, Without Day.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Lord.

Senator **LORD:** Thank you, Mr. President, my Learned Colleagues. I had planned a three quarters of an hour speech, so I can catch up with Senator Hathaway, but I see I haven't got that much time. However, I would like to say that six months ago we came in here as individuals. I think we have formed a family, a family of Maine State Senators. We have worked together and I think we have achieved a lot together. I noticed as I was working, and every morning as I shaved, I noticed my gray hair was creeping up and up. For a young fellow who is bashful and quiet I couldn't understand it. I started to think and I said I was down at the other end of the building for ten years and this didn't happen, I've got to figure out what's happening. I said maybe I ought to start using this Just for Men or Grecian Formula 44, or something to get it back to the same color that it was, then I said, last spring I started on a campaign to run for the Senate. I worked all summer long and then came along to one of those things they call a recount. We worked a couple of days there and I got worried and everything, but when I found out it was a landslide I said there was no need of me worrying at all. Then I started to think maybe I'm just getting older. We really have achieved a lot, and I think when all of us walk out of here, we can walk out of here straight and tall with our heads held up because we have accomplished a lot. It is a great pleasure that I announce the First Session of the 117th Legislature adjourn sine die. Thank you.

Thereupon, at 12:08 a.m., on Saturday, July 1, 1995, the Honorable **JEFFREY H. BUTLAND**, President of the Senate, declared the Senate of the 117th Maine Legislature,
ADJOURNED SINE DIE.