

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

One Hundred And Fifteenth Legislature

OF THE

State Of Maine

VOLUME IV

FIRST REGULAR SESSION

Senate

May 22, 1991 to July 10, 1991

Index

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

In Senate Chamber
Thursday
June 6, 1991

Senate called to Order by the President.

Prayer by Reverend Sally Leeman of the Scarborough United Methodist Church.

REVEREND SALLY LEEMAN: I invite you to be in a spirit of prayer. Creator, God, on this glorious June day, we rejoice in Your created world. We have gathered here from the farthest outreaches of the State of Maine. We bring with us inner visions of tumbling rivers, majestic forests, powerful ocean, and fertile fields. We bring with us as well a commitment to those we represent. Commitment to use their money with both wisdom and compassion. Commitment to legislation that is both just and equitable. Commitment to dealing knowledgeably with issues of Budget, and health, and employment, and poverty. We ask You, God, both of our ancestors and of our descendants, on behalf of these women and men gathered here, for the wisdom to choose among grays, because there are often no blacks or whites, for patience, stamina, and the gift of laughter when sessions are long and tense, and for Your continuing guidance, especially for the work and the challenge of this day. Amen.

Reading of the Journal of Wednesday, June 5, 1991.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-concurrent Matter

Bill "An Act Concerning Health Insurance for Retired Teachers"

S.P. 541 L.D. 1439
(C "A" S-216)

In Senate, May 30, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-216).

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-216) AS AMENDED BY HOUSE AMENDMENT "A" (H-539) thereto, in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

Non-concurrent Matter

Bill "An Act Regarding Aquaculture"

H.P. 55 L.D. 76
(C "A" H-373)

In Senate, May 30, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-373), in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-373) AND HOUSE AMENDMENT "A" (H-547) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

Non-concurrent Matter

Bill "An Act to Revise the Maine Horticultural Laws"

H.P. 923 L.D. 1320
(C "A" H-409; H "A" H-414)

In Senate, May 30, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-409) AND HOUSE AMENDMENT "A" (H-414), in concurrence.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-409) AS AMENDED BY HOUSE AMENDMENT "A" (H-571) thereto, AND HOUSE AMENDMENT "A" (H-414) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

COMMUNICATIONS

The Following Communication: S.P. 736

115TH MAINE LEGISLATURE

June 5, 1991

Senator Stephen C. Estes
Rep. Nathaniel J. Crowley, Sr.
Chairpersons
Joint Standing Committee on Education
115th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated the following:

Pursuant to P.L. 1975, Chapter 771, Section 428, for appointments to the Maine Maritime Academy Board of Trustees:

Peter Bell of Northeast Harbor
F. Timothy Vigue of Waterville
Patricia Wiggins O'Meara of South Portland

Pursuant to Public Law 1991, Chapter 20, for appointment as the Student Member of the Vocational Technical Colleges System:

Dawn Miller of Wales

Pursuant to Title 10, MRSA Section 1016, for reappointment to the Higher Education Students Financial Assistance Board:

Benton A. Milster of Temple
William H. Beardsley of Ellsworth

Pursuant to Title 20-A, MRSA Section 12705, for appointment to the Maine Technical College System Board of Trustees:

Rand N. Stowell of Weld
Margaret C. Duncan of Presque Isle
Jean E. Mattimore of Freeport

Pursuant to Title 20-A, MRSA Section 12705, for reappointment to the Maine Technical College System Board of Trustees:

Richard H. Campbell of Brewer
Michael W. Aube of Bangor

Pursuant to Title 20A, MRSA Section 401, for appointment to the State Board of Education:

Wendell G. Eaton of Bangor

Pursuant to Title 26, MRSA Section 1022, for appointments to the University of Maine Board of Trustees:

Kevin P. Mahaney of Bangor
Penny Harris of Bangor

These nominations will require review by the Joint Standing Committee on Education and confirmation by the Senate.

Sincerely,

S/Charles P. Pray
President of the Senate

S/John L. Martin
Speaker of the House

Which was **READ** and **REFERRED** to the Committee on **EDUCATION**.

Sent down for concurrence.

The Following Communication: S.P. 737

115TH MAINE LEGISLATURE

June 5, 1991

Senator Georgette B. Berube
Representative Ruth Joseph
Chairpersons
Joint Standing Committee on State & Local Government
115th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has withdrawn his nomination of Howard Goldenfarb of Portland and Colin C. Hampton of Cape Elizabeth for reappointments to the Maine Court Facilities Authority.

Pursuant to Title 4, MRSA Section 1602, these nominations are currently pending before the Joint Standing Committee on State & Local Government.

Sincerely,

S/Charles P. Pray
President of the Senate

S/John L. Martin
Speaker of the House

Which was **READ** and **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**.

Sent down for concurrence.

The Following Communication: S.P. 738

115TH MAINE LEGISLATURE

June 5, 1991

Senator N. Paul Gauvreau
Rep. Patrick E. Paradis
Chairpersons
Joint Standing Committee on Judiciary
115th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has withdrawn his nomination of Rolanda L. Klapatch of Camden for appointment to the Maine Human Rights Commission.

Pursuant to Title 5, MRSA Section 4561, this nomination is currently pending before the Joint Standing Committee on Judiciary.

Sincerely,

S/Charles P. Pray
President of the Senate

S/John L. Martin
Speaker of the House

Which was **READ** and **REFERRED** to the Committee on **JUDICIARY**.

Sent down for concurrence.

The Following Communication: S.P. 739

115TH MAINE LEGISLATURE

June 5, 1991

Senator N. Paul Gauvreau
Rep. Patrick E. Paradis
Chairpersons
Joint Standing Committee on Judiciary
115th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Rolanda L. Klapatch of Camden for appointment to the Maine Human Rights Commission.

Pursuant to Title 5, MRSA Section 4561, this nomination will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

Sincerely,

S/Charles P. Pray
President of the Senate

S/John L. Martin
Speaker of the House

Which was **READ** and **REFERRED** to the Committee on **JUDICIARY**.

Sent down for concurrence.

The Following Communication: S.P. 740

115TH MAINE LEGISLATURE

June 5, 1991

Senator Georgette B. Berube
Representative Ruth Joseph
Chairpersons
Joint Standing Committee on State & Local Government
115th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Colin C. Hampton of Cape Elizabeth and Howard Goldenfarb of Portland for reappointments to the Maine Court Facilities Authority.

Pursuant to Title 4, MRSA Section 1602, these nominations will require review by the Joint Standing Committee on State & Local Government and confirmation by the Senate.

Sincerely,

S/Charles P. Pray
President of the Senate

S/John L. Martin
Speaker of the House

Which was **READ** and **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**.

Sent down for concurrence.

COMMITTEE REPORTS

House

Ought Not to Pass

The following **Ought Not to Pass** Reports shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

From the Committee on **TAXATION** Bill "An Act to Require that a New Tax Assessment Manual Be Developed"
H.P. 1005 L.D. 1473

From the Committee on **TAXATION** Bill "An Act to Improve the Property Tax Circuit Breaker Program"
H.P. 1008 L.D. 1476

Senate at Ease

Senate called to order by the President.

Ought to Pass

The Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, for Laying of the County Taxes and Authorizing Expenditures of Sagadahoc County for the Year 1991 (Emergency)
H.P. 1336 L.D. 1929

Reported that the same **Ought to Pass**, pursuant to Joint Order (H.P. 101).

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

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

Which was, under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

The Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, for Laying of the County Taxes and Authorizing Expenditures of Knox County for the Year 1991 (Emergency)
H.P. 1337 L.D. 1930

Reported that the same **Ought to Pass**, pursuant to Joint Order (H.P. 101).

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

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

Which was, under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

Ought to Pass As Amended

The Committee on **AGING, RETIREMENT AND VETERANS** on Bill "An Act to Amend the Maine State Retirement System Laws Relating to Military Service Credits"
H.P. 1047 L.D. 1520

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-485).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-485).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-485) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **BUSINESS LEGISLATION** on Bill "An Act to Conform Chiropractic Licensing Laws to Other State Regulatory Board Laws" (Emergency)
H.P. 1089 L.D. 1589

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-484).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-484).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-484) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **BUSINESS LEGISLATION** on Resolve, to Postpone the Adoption and Implementation of the BOCA Plumbing Code by the State (Emergency)
H.P. 1228 L.D. 1792

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-524).

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-524).

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-524) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **BUSINESS LEGISLATION** on Bill "An Act to Amend the Minimum Requirements for Emergency Medical Technicians"

H.P. 1230 L.D. 1794

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (H-512).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-512).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-512) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Joint Select Committee on **CORRECTIONS** on Bill "An Act Relating to the Maine Criminal Justice Commission"

H.P. 1186 L.D. 1729

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (H-523).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-523).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-523) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

Committee on **EDUCATION** on Bill "An Act Relating to Level I and Level II Educational Technicians"
H.P. 1077 L.D. 1571

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (H-477).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-477).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-477) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

Committee on **EDUCATION** on Resolve, to Create a Commission to Study the Need for a Technical College in York County (Emergency)

H.P. 1105 L.D. 1604

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (H-528).

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-528).

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-528) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **EDUCATION** on Resolve, to Help Schools Incorporate Economic and Global Education
H.P. 1223 L.D. 1781

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (H-515).

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-515).

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-515) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **ENERGY AND NATURAL RESOURCES** on Bill "An Act Regarding the Forest Management Plan Requirements"

H.P. 1098 L.D. 1597

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-519)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-519)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-519) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **ENERGY AND NATURAL RESOURCES** on Bill "An Act to Promote the Beneficial Use of Solid Waste"

H.P. 1126 L.D. 1651

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-518)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-518)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-518) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **ENERGY AND NATURAL RESOURCES** on Bill "An Act to Allow Municipalities to Request Extensions under the Growth Management Laws" (Emergency)

H.P. 1249 L.D. 1816

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-517)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-517)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-517) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **FISHERIES AND WILDLIFE** on Bill "An Act Concerning Snowmobile Registration Fees" (Emergency)

H.P. 996 L.D. 1445

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-522)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-522)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-522) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **HUMAN RESOURCES** on Bill "An Act to Enhance Access to Financing for Health Care Facilities"

H.P. 876 L.D. 1262

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-514).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-514).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-514) **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Collins.

Senator **COLLINS:** Thank you Mr. President. Ladies and Gentlemen of the Senate. I wonder if the Committee might give us a little information regarding this Bill. It appears to me to rather expand the functions of the Maine Municipal Bond Bank to include nurses and other facilities as clients, and in these days when we are very concerned about bond ratings, and the financial status of the state, it seems to me that we ought to tread rather cautiously. I wonder if we might have just a bit of information on the Bill.

THE PRESIDENT: The Senator from Aroostook, Senator Collins, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from Kennebec, Senator Kany.

Senator **KANY:** Thank you Mr. President. Ladies and Gentlemen of the Senate. I don't see the Chair of the State and Local Government Committee present, so being a little familiar with the Municipal Bond Bank, I thought I would rise and say that it is a completely separate entity from the state. It is not actually a state agency. Therefore, it does separate out from the state's bond rating except anything that goes on in the state. The state's economy could, of course, effect the bond rating to a degree, but I would suggest that this would be extremely minute, and I would not be troubled with this at all.

Committee Amendment "A" (H-514) **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **HUMAN RESOURCES** on Bill "An Act to Amend the Laws Relating to the Collection of Debts by the Department of Human Services"

H.P. 1257 L.D. 1825

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-513).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-513).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-513) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **JUDICIARY** on Bill "An Act to Clarify Statutory Provisions Relating to Asset Forfeiture"

H.P. 1043 L.D. 1516

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-511).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-511).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-511) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **JUDICIARY** on Bill "An Act to Preserve the Confidentiality of Communications by Interpreters for the Deaf"

H.P. 1138 L.D. 1663

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-510).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-510).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-510) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **JUDICIARY** on Bill "An Act to Amend the Provisions Regarding Post-judgment Interest"
H.P. 1247 L.D. 1814

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-462)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-462) AS AMENDED BY HOUSE AMENDMENT "A" (H-532)** thereto.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-462) **READ**.

House Amendment "A" (H-532) to Committee Amendment "A" (H-462) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-462) as Amended by House Amendment "A" (H-532) thereto, **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **JUDICIARY** on Bill "An Act to Improve Implementation of the Maine Indian Claims Settlement Laws"

H.P. 1272 L.D. 1843

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-509)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-509)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-509) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **JUDICIARY** on Bill "An Act to Extend the Commission to Study the Future of Maine's Courts"

H.P. 1280 L.D. 1850

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-508)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-508)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-508) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **LABOR** on Bill "An Act to Effect Cost Savings and Ensure Worker Safety by Implementing Sexual Harassment Education and Training in the Workplace"

H.P. 279 L.D. 399

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-527)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-527)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-527) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **LEGAL AFFAIRS** on Bill "An Act to Amend the Campaign Finance Reporting Laws"
H.P. 641 L.D. 915

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-489).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-489).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-489) **READ**.

On motion by Senator **MILLS** of Oxford, Tabled until Later in Today's Session, pending **ADOPTION OF COMMITTEE AMENDMENT "A"** (H-489), in concurrence.

The Committee on **LEGAL AFFAIRS** on Bill "An Act to Clarify Certain Election Laws"
H.P. 749 L.D. 1053

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-497).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-497).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-497) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **LEGAL AFFAIRS** on Bill "An Act to Ensure Preservation of Burial Grounds"
H.P. 1058 L.D. 1547

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-495).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-495).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-495) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **LEGAL AFFAIRS** on Bill "An Act to Regulate Sales of Malt Liquor in Kegs"
H.P. 1142 L.D. 1667

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-490).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-490).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-490) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **LEGAL AFFAIRS** on Bill "An Act to Allow the Officers of a Municipality the Option to Designate the State Police as That Municipality's Issuing Authority for Concealed Weapons"
H.P. 1154 L.D. 1695

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-496).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-496).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-496) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Update Certain Laws Regarding Corporations, Lobbyists and Notaries"
H.P. 1032 L.D. 1505

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-491)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-491)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-491) **READ** and **ADOPTED**, in concurrence.

The Bill as Amended, **LATER TODAY ASSIGNED FOR SECOND READING**.

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act Concerning the Sale of Surplus State Property"
H.P. 1042 L.D. 1515

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-493)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-493)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-493) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Amend the Maine Uniform Accounting and Auditing Practices Act for Community Agencies"
H.P. 1166 L.D. 1707

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-498)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-498)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-498) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, to Clarify a Right-of-way to Raymond H. Fickett over Property of the Department of Inland Fisheries and Wildlife
H.P. 1191 L.D. 1744

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-494)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-494)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-494) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **STATE AND LOCAL GOVERNMENT** on **RESOLUTION**, Proposing an Amendment to the Constitution of Maine to Provide for the Recall of State Elective Officials
H.P. 1202 L.D. 1758

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-521)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolution **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-521)**.

Which Report was **READ**.

On motion by Senator **CLARK** of Cumberland, Tabled until Later in Today's Session, pending **ACCEPTANCE** of Committee Report, in concurrence.

The Committee on **TRANSPORTATION** on Bill "An Act to Create Special Veteran Plates and Emblems"
H.P. 1221 L.D. 1779

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-480)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-480)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-480) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

Divided Report

The Majority of the Committee on **LEGAL AFFAIRS** on Bill "An Act Concerning Mobile Home Parks"
H.P. 922 L.D. 1319

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

Signed:

Senator:
SUMMERS of Cumberland

Representatives:
DAGGETT of Augusta
POULIN of Oakland
STEVENS of Sabattus
TUPPER of Orrington
BOWERS of Sherman
PLOURDE of Biddeford
JALBERT of Lisbon

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-525)**

Signed:

Senators:
MILLS of Oxford
KANY of Kennebec

Representatives:
LAWRENCE of Kittery
RICHARDSON of Portland
HICHENS of Eliot

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

Which Reports were **READ**.

Senator **MILLS** of Oxford moved to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**.

On further motion by same Senator, Tabled until Later in Today's Session, pending the motion by the same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Establish State Selective Purchasing Standards"
H.P. 1174 L.D. 1715

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

Signed:

Senators:
BERUBE of Androscoggin
EMERSON of Penobscot

Representatives:
SAVAGE of Union
NASH of Camden
LOOK of Jonesboro
KERR of Old Orchard Beach
WATERMAN of Buxton

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-467)**

Signed:

Senator:
BUSTIN of Kennebec

Representatives:
KILKELLY of Wiscasset
GRAY of Sedgwick
JOSEPH of Waterville
LARRIVEE of Gorham
HEESCHEN of Wilton

Comes from the House with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-467)**.

Which Reports were **READ**.

On motion by Senator **CLARK** of Cumberland, Tabled until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

Divided Report

Members on the Committee on **STATE AND LOCAL GOVERNMENT** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Undedicate Highway Revenues

H.P. 1181 L.D. 1724

Reported in Report A that the same **Ought Not to Pass**.

Signed:

Senators:

BERUBE of Androscoggin
EMERSON of Penobscot

Representatives:

LARRIVEE of Gorham
NASH of Camden
LOOK of Jonesboro
SAVAGE of Union
KERR of Old Orchard Beach
WATERMAN of Buxton

Four Members of the Same Committee on the same subject reported in Report B that the same **Ought to Pass as Amended by Committee Amendment "A" (H-500)**.

Signed:

Senator:

BUSTIN of Kennebec

Representatives:

GRAY of Sedgwick
JOSEPH of Waterville
HEESCHEN of Wilton

One Member of the Same Committee on the same subject reported in Report C that the same **Ought to Pass as Amended by Committee Amendment "B" (H-501)**.

Signed:

Representative:

KILKELLY of Wiscasset

Comes from the House the Report A, **UGHT NOT TO PASS READ and ACCEPTED**.

Which Reports were **READ**.

On motion by Senator **CLARK** of Cumberland, Tabled until Later in Today's Session, pending **ACCEPTANCE OF ANY REPORT**.

Senate

Ought to Pass As Amended

Senator **TWITCHELL** for the Committee on **AGRICULTURE** on Bill "An Act to Amend the Composition of the Animal Welfare Board"

S.P. 694 L.D. 1859

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-305)**.

Which Report was **READ and ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-305) **READ and ADOPTED**.

Senate at Ease

Senate called to order by the President.

Which was, under suspension of the Rules, **READ A SECOND TIME and PASSED TO BE ENGROSSED, As Amended**.

Sent down for concurrence.

Senator **MCCORMICK** for the Committee on **EDUCATION** on Bill "An Act Concerning Amendments to the Laws Affecting Education Programs of the Finance Authority of Maine"

S.P. 642 L.D. 1690

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-308)**.

Which Report was **READ and ACCEPTED**.

The Bill **READ ONCE**.

Committee Amendment "A" (S-308) **READ and ADOPTED**.

Which was, under suspension of the Rules, **READ A SECOND TIME and PASSED TO BE ENGROSSED, As Amended**.

Sent down for concurrence.

Senator **BERUBE** for the Committee on **JUDICIARY** on Bill "An Act to Create a Single Uniform Summons and Complaint That May Be Used by All Law Enforcement Agencies in the State" (Emergency)
S.P. 653 L.D. 1720

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (S-307).

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

The Bill **READ ONCE**.

Committee Amendment "A" (S-307) **READ** and **ADOPTED**.

Which was, under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, As Amended.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION** on Bill "An Act to Provide Educational Choice"
S.P. 431 L.D. 1152

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

Signed:

Senators:

ESTES of York
MCCORMICK of Kennebec

Representatives:

CROWLEY of Stockton Springs
PFEIFFER of Brunswick
O'GARA of Westbrook
HANDY of Lewiston
O'DEA of Orono
NORTON of Winthrop
CAHILL of Mattawamkeag
OLIVER of Portland
AULT of Wayne

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (S-304)

Signed:

Senator:

BRAWN of Knox

Representative:

BARTH of Bethel

Which Reports were **READ**.

On motion by Senator **CLARK** of Cumberland, Tabled until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

SECOND READERS

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

HOUSE

Bill "An Act Concerning Security Deposits"
H.P. 1332 L.D. 1923

Which was **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, without reference to a Committee, in **NON-CONCURRENCE**.

House As Amended

Bill "An Act to Enact the Passenger Rail Service Act"
I.B. 2 L.D. 720
(C "A" H-461)

Bill "An Act to Amend the State's Statute of Frauds"
H.P. 662 L.D. 941
(C "A" H-465)

Bill "An Act to Improve Services to At-risk, Pregnant and Parenting Teens"
H.P. 762 L.D. 1096
(C "A" H-449)

Bill "An Act to Encourage Students to Register and Vote"
H.P. 773 L.D. 1105
(C "A" H-452)

Bill "An Act to Clarify and Expand Reciprocity in the Certification of Nursing Assistants and Require the State Board of Nursing to Issue Certificates for Nursing Assistants"
H.P. 805 L.D. 1159
(C "A" H-446)

Bill "An Act Regarding Vanity Plates for Automobile Dealers"
H.P. 822 L.D. 1176
(C "A" H-460)

Bill "An Act to Correct Certain Errors and Inconsistencies in the Law Enabling Municipal Development Districts"
H.P. 845 L.D. 1211
(C "A" H-442)

Bill "An Act to Amend the Laws Governing Motor Vehicles"

H.P. 846 L.D. 1212
(C "A" H-439)

Bill "An Act Relating to Ordinary Death Benefits under the Maine State Retirement System"

H.P. 859 L.D. 1225
(C "A" H-450)

Bill "An Act to Provide for Equal Opportunity within the Maine Turnpike Authority"

H.P. 872 L.D. 1258
(C "A" H-459)

Bill "An Act to Prevent Financial Gain by Convicted Drug Offenders"

H.P. 969 L.D. 1410
(C "A" H-464)

Bill "An Act to Expand the Conflict of Interest Laws for Officers and Employees of the Maine State Housing Authority"

H.P. 981 L.D. 1426
(C "A" H-466)

Bill "An Act to Clarify Use of Motor Vehicle Auxiliary Lights and Emergency Signals"

H.P. 990 L.D. 1435
(C "A" H-458)

Bill "An Act to Prohibit the Use of Stickers on Trespassing Motor Vehicles"

H.P. 1004 L.D. 1472
(C "A" H-451)

Bill "An Act to Promote Efficient Enforcement and to Correct Inconsistencies in the Manufactured Housing Laws" (Emergency)

H.P. 1048 L.D. 1521
(C "A" H-473)

Bill "An Act to Provide Training for Long-term Care Facilities Personnel"

H.P. 1056 L.D. 1545
(C "A" H-448)

Bill "An Act to Increase the Penalty for Failure to Secure a Child with a Seat Belt"

H.P. 1101 L.D. 1600
(C "A" H-456)

Bill "An Act Regarding Doe Permits"

H.P. 1109 L.D. 1634
(C "A" H-440)

Bill "An Act to Exempt Certain Medical and Juvenile Records from the Freedom of Access Law"

H.P. 1144 L.D. 1669
(C "A" H-463)

Resolve, to Establish the Commission to Study the Feasibility of a Capital Cultural Center (Emergency)

H.P. 1164 L.D. 1705
(C "A" H-453)

Bill "An Act Concerning the Maine Student Incentive Scholarship Program" (Emergency)

H.P. 1192 L.D. 1745
(C "A" H-444)

Bill "An Act to Amend the Specific Line Budgets for School Districts"

H.P. 1203 L.D. 1759
(C "A" H-445)

Bill "An Act to Provide Accountability for Certain Purchased Services by the Bureau of Mental Health"

H.P. 1252 L.D. 1820
(C "A" H-474)

Bill "An Act to Extend Certain Income Tax Benefits to Individuals Participating in Operation Desert Shield or Operation Desert Storm" (Emergency)

H.P. 1268 L.D. 1839
(C "A" H-471)

Bill "An Act to Create the Board of Barbering and Cosmetology" (Emergency)

H.P. 1288 L.D. 1858
(C "A" H-472)

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

Senate at Ease

Senate called to order by the President.

Off Record Remarks

Bill "An Act to Require that Staff Management Companies Register with the State"

H.P. 704 L.D. 1008
(H "A" H-543 to C "A" H-438)

Which was **READ A SECOND TIME**.

On motion by Senator **CLARK** of Cumberland, Tabled until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED AS AMENDED**, in concurrence.

Bill "An Act to Encourage Increased Investment and Employment in the State"

H.P. 1156 L.D. 1697
(C "A" H-443)

Which was **READ A SECOND TIME**.

On motion by Senator **CLARK** of Cumberland, Tabled until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED AS AMENDED**, in concurrence.

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

Senator **WEBSTER** of Franklin was granted unanimous consent to address the Senate off the Record.

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

On motion by Senator **MCCORMICK** of Kennebec, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

Senate As Amended

Bill "An Act to Strengthen Municipal Borrowing Alternatives"

S.P. 331 L.D. 887
(C "A" S-299)

Bill "An Act Proposing a License Cap to Manage the Lobster Fishing Effort Through the Limited Issuance of Licenses"

S.P. 365 L.D. 967
(C "A" S-290)

Bill "An Act to Facilitate Review of Applications Submitted to The Department of Environmental Protection"

S.P. 481 L.D. 1283
(C "A" S-297)

Bill "An Act Related to the Board of Licensure for Substance Abuse Counselors"

S.P. 505 L.D. 1343
(C "A" S-294)

Resolve, to Allow the Department of Marine Resources to Convey Land

S.P. 691 L.D. 1837
(C "A" S-291)

Bill "An Act to Improve the Returnable Beverage Container Laws"

S.P. 698 L.D. 1863
(C "A" S-289)

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

Sent down for concurrence.

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide State Funding of any Mandate Imposed on Municipalities

S.P. 42 L.D. 66
(C "A" S-292)

Which was **READ A SECOND TIME**.

On motion by Senator **CLARK** of Cumberland, Tabled until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED AS AMENDED**.

Bill "An Act to Clarify the Solid Waste Landfill Remediation and Closure Program"

S.P. 639 L.D. 1687
(C "A" S-296)

Which was **READ A SECOND TIME**.

On motion by Senator **BUSTIN** of Kennebec, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (S-296).

On further motion by same Senator, Senate Amendment "A" (S-309) to Committee Amendment "A" (S-296) **READ** and **ADOPTED**.

Committee Amendment "A" (S-296) as Amended by Senate Amendment "A" (S-309) thereto, **ADOPTED**.

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

Sent down for concurrence.

ENACTORS

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

An Act to Establish a Statewide Area Health Education Centers System

H.P. 112 L.D. 155
(H "A" H-311; H "B"
H-420 to C "A"
H-253)

An Act Regarding Health Insurance

H.P. 230 L.D. 321
(C "B" H-354)

An Act to Facilitate Prosecution for Killing a Person While Hunting

H.P. 406 L.D. 589
(C "A" H-400)

An Act to Require Convicted Felons to Contribute to the Cost of Rehabilitation Programs

H.P. 454 L.D. 644
(C "A" H-359)

An Act to Amend the Mandatory Zoning and Subdivision Control Laws

H.P. 693 L.D. 992
(C "A" H-416)

An Act Relating to Financial Responsibility for Students Not Residing with Parents or Legal Guardians

H.P. 726 L.D. 1030
(C "A" H-361)

An Act Concerning Landlord-tenant Contracts

H.P. 839 L.D. 1205
(C "A" H-396)

An Act to Strengthen the Prohibition Against Illegal Transportation of Alcohol by Minors

H.P. 901 L.D. 1298
(C "A" H-381)

An Act to Revise Certain Provisions of the Medical Examiner Act and Provide for the Collection and Retention of Records to Identify Certain Missing Persons

H.P. 915 L.D. 1312
(C "A" H-386)

An Act to Amend the Laws Regulating Aestheticians

H.P. 927 L.D. 1324
(C "A" H-393)

An Act Regarding Sprinkler Systems in New Buildings

S.P. 493 L.D. 1331
(C "A" S-193)

An Act Relating to Personal Automobile Insurance
H.P. 934 L.D. 1354
(C "A" H-353)

An Act Increasing the Membership of the Nursing Home Administrators Licensing Board and Clarifying the Penalty for Unlicensed Practice

H.P. 966 L.D. 1393
(C "A" H-395)

An Act to Improve Markets for Recycled Materials

H.P. 967 L.D. 1394
(C "A" H-391)

An Act to Provide Confidentiality of Proprietary Data Provided to State Agencies

S.P. 524 L.D. 1402
(C "A" S-189)

An Act Concerning the Number of Signatures Required for County Office Elections

H.P. 970 L.D. 1411
(C "A" H-384)

An Act to Establish and Implement the Maine Nonpoint Source Pollution Control Program

H.P. 987 L.D. 1432
(C "A" H-415)

An Act to Amend the Law Regarding Assessment of Insurers and License Fees under the Insurance Law

H.P. 989 L.D. 1434
(C "A" H-352)

An Act to Extend the Sunset on Rating Practices in Group Health Insurance

H.P. 1021 L.D. 1494
(C "A" H-408)

An Act Dealing with Abandoned Automobiles in the State

H.P. 1022 L.D. 1495
(C "A" H-383)

An Act to Provide for the Acquisition of Property for the Establishment, Preservation or Enhancement of Open Space and Recreation Corridors in the State

H.P. 1029 L.D. 1502
(C "A" H-417)

An Act Regarding Cable Television

H.P. 1121 L.D. 1646
(C "A" H-388)

An Act to Amend the Election Laws Governing Voting Machines and Electronic Voting Systems

H.P. 1131 L.D. 1656
(C "A" H-397)

An Act Concerning the Unlawful Prohibition of
Legal Activities as a Condition of Employment
H.P. 1155 L.D. 1696
(C "A" H-389)

An Act to Promote Participation in Affordable
Telephone Service
H.P. 1157 L.D. 1698
(C "A" H-368)

An Act Concerning the Construction of the Maine
Revised Statutes
H.P. 1159 L.D. 1700
(C "A" H-399)

An Act to Require Parental Consent to Adoption
before a Probate Judge
H.P. 1215 L.D. 1773

An Act to Deregulate Mobile Telecommunications
Services
H.P. 1219 L.D. 1777
(C "A" H-411)

An Act to Ensure Notification of Guardians Ad
Litem of Changes in Foster Care Placement of Children
H.P. 1229 L.D. 1793
(C "A" H-402)

An Act to Establish the Advisory Committee on
Improving Outdoor Recreational Opportunities for
Persons with Disabilities
H.P. 1234 L.D. 1798
(C "A" H-404)

An Act to Clarify the Termination of Intensive
Supervision
S.P. 679 L.D. 1801
(C "A" S-190)

An Act to Extend Confidentiality Status to
Certain Records of Applicants for Housing, Community
or Economic Development Activities
H.P. 1271 L.D. 1842
(H "A" H-435)

An Act Regarding the Ministerial and Grammar
School Fund of Turner
H.P. 1297 L.D. 1877

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 Allow Unemployment Compensation
Benefits to be Payable to Individuals Who are Forced
to Leave Employment to Protect Their Health and Safety
H.P. 482 L.D. 676
(C "A" H-405)

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

An Act to Preserve Public Ownership of Historic
Fort Gorges in Casco Bay
H.P. 696 L.D. 1000
(C "A" H-380)

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

An Act Concerning Continuances Requested by
Petitioners in Hearings for Operating under the
Influence
S.P. 460 L.D. 1236
(C "A" S-194)

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

An Act Concerning Teacher Employment
S.P. 500 L.D. 1338
(C "A" S-147)

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

An Act Concerning Federal and Other Special
Revenue Funds in Maine State Government
S.P. 685 L.D. 1819
(H "A" H-428)

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

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

ORDERS

Joint Order

On motion by Senator **DUTREMBLE** of York, the following Joint Order:

S.P. 741

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Monday, June 10, 1991, at nine o'clock in the morning.

Which was **READ** and **PASSED**.

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

ORDERS OF THE DAY

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

An Act Concerning Continuances Requested by Petitioners in Hearings for Operating under the Influence

S.P. 460 L.D. 1236
(C "A" S-194)

Tabled - June 6, 1991, by Senator **MATTHEWS** of Kennebec

Pending - **ENACTMENT**

(In Senate, May 23, 1991, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-194)**, in concurrence.)

(In House, June 5, 1991, **PASSED TO BE ENACTED.**)

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

Senator **MATTHEWS:** Thank you Mr. President. Ladies and Gentlemen of the Senate. I just wanted to take a moment out to first ask for a Division on Enactment, and simply to say, that if you remember the comments that I made yesterday, and my good seatmate, the good Senator from Kennebec, Senator Bustin, I would say ditto. The cumulative effect of all of these Bills dealing with OUI scares the heck out of me, and I hope that you will vote against Enactment of this Bill.

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

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

Senator **MILLS:** Thank you Mr. President. Ladies and Gentlemen of the Senate. I would just like to remind everyone that it is a unanimous Report. The Committee has been reviewed by the Secretary of States Office, and I think it is a good Bill, and I hope that you will pass it.

THE PRESIDENT: The pending question before the Senate is **ENACTMENT**.

A Division has been requested.

Will all those in favor of **ENACTMENT**, please rise in their places and remain standing until counted.

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

26 Senators having voted in the affirmative and 3 Senators having voted in the negative, this Bill was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

An Act Concerning Teacher Employment

S.P. 500 L.D. 1338
(C "A" S-147)

Tabled - June 6, 1991, by Senator **CAHILL** of Sagadahoc

Pending - **ENACTMENT**

(In Senate, May 23, 1991, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-147)**, in concurrence.)

(In House, June 5, 1991, **PASSED TO BE ENACTED.**)

Senator **CAHILL** of Sagadahoc requested a Division.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Baldacci.

Senator **BALDACCII:** Thank you Mr. President. Ladies and Gentlemen of the Senate. I would like to pose a question through the Chair to any Senator who would care to respond. Is this in relationship to contractual employees of the school department, or is it some other measure?

THE PRESIDENT: The Senator from Penobscot, Senator Baldacci, has posed a question through the Chair to any Senator who may care to respond. The Chair recognizes the Senator from York, Senator Estes.

Senator **ESTES:** Thank you Mr. President. Ladies and Gentlemen of the Senate. The answer is yes, and would the Secretary please read the Committee Report.

Which Report was **READ**.

THE PRESIDENT: The pending question before the Senate is **ENACTMENT**.

A Division has been requested.

Will all those in favor of **ENACTMENT**, please rise in their places and remain standing until counted.

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

17 Senators having voted in the affirmative and 13 Senators having voted in the negative, this Bill was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Resolve

Resolve, to Create a Demonstration Program to Increase Utilization of the Food Stamp Program by the Elderly

H.P. 586 L.D. 837
(C "A" H-382)

Resolve, Authorizing the Bureau of Public Improvements to Conduct a Study of All State Work Places

H.P. 668 L.D. 948
(C "A" H-379)

Resolve, to Clear Title to Property in the Town of Oxford

S.P. 429 L.D. 1150
(C "A" S-188)

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

Off Record Remarks

Emergency

An Act to Authorize the Use of Gill Nets by the Penobscot Nation Department of Natural Resources Personnel for Scientific Purposes

H.P. 755 L.D. 1089
(C "A" H-390)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 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 Make Allocations from the Maine Nuclear Emergency Planning Fund for the Fiscal Years Ending June 30, 1992 and June 30, 1993

H.P. 760 L.D. 1094
(C "A" H-365)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with No Senators having voted in the negative, and 31 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 Regarding Passing of School Buses

H.P. 778 L.D. 1110
(C "A" H-378)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with No Senators having voted in the negative, and 30 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 Teacher Retirement Laws

S.P. 436 L.D. 1157
(C "A" S-195)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with 1 Senator having voted in the negative, and 28 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 Relating to Periodic Justification of Departments and Agencies of State Government under the Maine Sunset Act

H.P. 968 L.D. 1395
(C "A" H-363; H "A"
H-429)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with No Senators having voted in the negative, and 28 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 Continue Authority for Seasonal Agency Liquor Stores

S.P. 566 L.D. 1486
(C "A" S-192)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with No Senators having voted in the negative, and 28 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 the Intensive Supervision Program

H.P. 1078 L.D. 1572
(C "A" H-398)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with No Senators having voted in the negative, and 28 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 Increase the Annual Public Utilities Commission Regulatory Fund Assessment and Make Certain Other Changes

H.P. 1092 L.D. 1592
(C "A" H-369)

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with No Senators having voted in the negative, and 27 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 for Administrative Correction of Certain Errors and Inconsistencies in the Maine Revised Statutes and to Establish the Commission to Study Resolution of Conflicting Enactments

H.P. 1177 L.D. 1718
(C "A" H-401)

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with No Senators having voted in the negative, and 27 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 Promote Affordable Housing for Persons of Low to Moderate Income

H.P. 1208 L.D. 1764
(C "A" H-392)

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with No Senators having voted in the negative, and 27 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 Increase the Debt Limit of the Ogunquit Sewer District

H.P. 1255 L.D. 1823

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with No Senators having voted in the negative, and 27 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 Concerning the Acquisition of Railroad Lines by the State

S.P. 714 L.D. 1903

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with No Senators having voted in the negative, and 27 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.

Off Record Remarks

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Correct a Conflict in the Law Relating to Sentencing Considerations and Appellate Review" (Emergency)

H.P. 1340 L.D. 1932

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

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

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

SECOND READERS

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

House As Amended

Bill "An Act to Update Certain Laws Regarding Corporations, Lobbyists and Notaries"

H.P. 1032 L.D. 1505
(C "A" H-491)

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

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **EDUCATION** on Resolve, to Establish the Commission to Study Secondary Vocational and Technical Education in Maine (Emergency)

H.P. 1243 L.D. 1809

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-570)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-570)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-570) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED, as Amended**, in concurrence.

The Committee on **ENERGY AND NATURAL RESOURCES** on Bill "An Act to Ensure Adequate Enforcement of Air Quality Law"

H.P. 84 L.D. 112

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-578)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-578)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-578) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **ENERGY AND NATURAL RESOURCES** on Bill "An Act to Amend the Laws Pertaining to Asbestos Removal"

H.P. 937 L.D. 1357

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (H-579).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-579).

Which Report was **READ**.

On motion by Senator **CLARK** of Cumberland, Tabled 1 Legislative Day, pending **ACCEPTANCE** of Committee Report, in concurrence.

The Committee on **ENERGY AND NATURAL RESOURCES** on Bill "An Act to Clarify the Laws Pertaining to Underground Oil Storage Tanks"

H.P. 1150 L.D. 1675

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (H-577).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-577).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-577) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **BUSINESS LEGISLATION** on Bill "An Act Concerning Railroad Personnel"

H.P. 1309 L.D. 1891

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (H-557).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-557).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-557) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **FISHERIES AND WILDLIFE** on Bill "An Act to Amend Certain Provisions of the Inland Fisheries and Wildlife Laws"

H.P. 1226 L.D. 1784

Reported that the same **Ought to Pass as Amended** by Committee Amendment "A" (H-558).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-558).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-558) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

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

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **HOUSING AND ECONOMIC DEVELOPMENT** on Bill "An Act to Unify Housing Services"
H.P. 1067 L.D. 1556

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-568)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-568)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-568) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **HOUSING AND ECONOMIC DEVELOPMENT** on Bill "An Act Concerning Amendments to the Laws Affecting the Finance Authority of Maine"
H.P. 1149 L.D. 1674

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-569)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-569)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-569) **READ** and **ADOPTED**, in concurrence.

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **JUDICIARY** on Bill "An Act Regarding the Statute of Limitations in Cases of Child Abuse and Incest"
H.P. 752 L.D. 1086

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-564)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-564)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-564) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **JUDICIARY** on Resolve, to Develop Evidence Protocols and Standardized Kits for Cases of Alleged Gross Sexual Misconduct (Emergency)
H.P. 940 L.D. 1362

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-565)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-565)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-565) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

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

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

COMMITTEE REPORTS

COMMITTEE REPORTS

House

House

Ought to Pass As Amended

Ought to Pass As Amended

The Committee on **JUDICIARY** on Bill "An Act to Amend the Uniform Rights of the Terminally Ill Act" H.P. 944 L.D. 1366

The Committee on **LEGAL AFFAIRS** on Bill "An Act to Increase Mobile Home Park License Fees" (Emergency) H.P. 392 L.D. 566

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-566).

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-556).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-566).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-556).

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

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

The Bill **READ ONCE**.

The Bill **READ ONCE**.

Committee Amendment "A" (H-566) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-556) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **JUDICIARY** on Bill "An Act to Remove the Statute of Limitations for Incest and Gross Sexual Assault"

H.P. 1015 L.D. 1483

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A"** (H-563).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-563).

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-563) **READ** and **ADOPTED**, in concurrence.

Senate at Ease

Senate called to order by the President.

ORDERS OF THE DAY

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

SENATE REPORTS - from the Committee on **LEGAL AFFAIRS** on Bill "An Act to Amend the Laws Concerning Solicitation by Law Enforcement Officers" S.P. 634 L.D. 1682

Majority - **Ought to Pass as Amended** by **Committee Amendment "A"** (S-288)

Minority - **Ought Not to Pass**.

Tabled - June 5, 1991, by Senator **DUTREMBLE** of York.

Pending - **ACCEPTANCE OF EITHER REPORT**

(In Senate, June 5, 1991, Reports **READ**.)

On motion by Senator **DUTREMBLE** of York, Tabled until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

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

Resolve, to Develop a Statewide Health Insurance Program (Emergency)

H.P. 1184 L.D. 1727
(C "A" H-406)

Tabled - June 5, 1991, by Senator **CLARK** of Cumberland.

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED**, in concurrence

(In Senate, June 5, 1991, **READ A SECOND TIME**.)

(In House, May 30, 1991, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-406).)

On motion by Senator **THERIAULT** of Aroostook, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** its action whereby it **ADOPTED** Committee Amendment "A" (H-406).

On further motion by same Senator, Senate Amendment "A" (S-312) to Committee Amendment "A" (H-406) **READ**.

THE PRESIDENT: The Chair recognizes that same Senator.

Senator **THERIAULT:** Thank you Mr. President. Ladies and Gentlemen of the Senate. A brief explanation of what's happened. Everything is retained in the Bill as previously presented, except, that the slant of the Study has been changed. The former title of the Bill was "Resolve, to Develop a Statewide Health Insurance Program", that has now been changed to read, "To Study the Feasibility of a Statewide Health Insurance Program", and all the verbiage in the Bill reflects that new slant. Thank you.

On motion by Senator **MCCORMICK** of Kennebec, Tabled until Later in Today's Session, pending the motion by Senator **THERIAULT** of Aroostook to **ADOPT SENATE AMENDMENT "A"** (S-312) TO **COMMITTEE AMENDMENT "A"** (H-406).

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

Bill "An Act to Provide Employee Protection in the Event of Closure or Reduction in Capacity of State Facilities, Programs or Services" (Emergency)
S.P. 370 L.D. 995
(C "A" S-271)

Tabled - June 5, 1991, by Senator **CLARK** of Cumberland.

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED**

(In Senate, June 5, 1991, **READ A SECOND TIME**.)

Senate at Ease

Senate called to order by the President.

On motion by Senator **CLARK** of Cumberland, **RECESSED** until 1:00 in the afternoon.

After Recess

Senate called to order by the President.

On motion by Senator **CLARK** of Cumberland, Tabled until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED AS AMENDED**.

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

Bill "An Act to Amend the Campaign Finance Reporting Laws"

H.P. 641 L.D. 915

Tabled - June 6, 1991, by Senator **MILLS** of Oxford

Pending - **ADOPTION** of Committee Amendment "A" (H-489), in concurrence.

(In Senate, June 6, 1991, the **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED**. Committee Amendment "A" (H-489) **READ**.)

(In House, June 5, 1991, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-489).

On motion by Senator **MILLS** of Oxford, Tabled 1 Legislative Day, pending **ADOPTION** of Committee Amendment "A" (H-489), in concurrence.

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

The Committee on **STATE AND LOCAL GOVERNMENT** on **RESOLUTION**, Proposing an Amendment to the Constitution of Maine to Provide for the Recall of State Elective Officials

H.P. 1202 L.D. 1758

Report - Ought To Pass As Amended by Committee Amendment "A" (H-480)

Tabled - June 6, 1991, by Senator **CLARK** of Cumberland

Pending - **ACCEPTANCE** of Committee Report, in concurrence.

(In Senate, June 6, 1991, Report **READ**.)

(In House, June 5, 1991, Report **READ** and **ACCEPTED** and the Resolution **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-521)**.)

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-521) **READ**.

On motion by Senator **CLARK** of Cumberland, Tabled 1 Legislative Day, pending **ADOPTION** of Committee Amendment "A" (H-521), in concurrence.

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

HOUSE REPORTS - from the Committee on **LEGAL AFFAIRS** on Bill "An Act Concerning Mobile Home Parks" H.P. 922 L.D. 1319

Majority - Ought Not to Pass

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-525)

Tabled - June 6, 1991, by Senator **MILLS** of Oxford

Pending - the motion by the same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**

(In Senate, June 6, 1991, Reports **READ**.)

(In House, June 5, 1991, Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

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

Senator **SUMMERS:** Thank you Mr. President. Ladies and Gentlemen of the Senate. L.D. 1319, however well intentioned that might be, is, in my

feeling, and the majority of the Legal Affairs Committee's feeling, an unnecessary piece of legislation.

I would like to call your attention to a handout that was passed out earlier today from the Manufactured Housing Association of Maine. It details the landlord/tenant hot line that is available in the state for people who live in manufactured housing communities. What this brochure details, and what it says the 800 line accomplishes, is essentially what the piece of legislation before us would do. My point in mentioning that is, that we already have a small business group, or people that are working well together on their own without the need of state intervention.

Again, I hate to take issue with my colleague on the Committee, the Senator from Oxford, Senator **MILLS**, although at times it doesn't seem that we are in agreement, I think that for the most part we are. I feel that this piece of legislation is kind of a "New York City" answer to a "Hooterville" problem. We are working very well as it is. I see no reason to enact this legislation. For those reasons I would move that we reject the Minority Report. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator **MILLS**.

Senator **MILLS:** Thank you Mr. President. Ladies and Gentlemen of the Senate. In this session of the Legislature we have had many Bills dealing with mobile home parks. Most of the Bills have arisen out of problems with certain owners who have gone around the state buying up mobile home parks, and have continually raised fees from everything from having visitors over, to dog and cat fees, to all kinds of fees that you can think of, and changing the rents.

It is a difficult subject when you deal with mobile home parks, because it is a different section of law than basically any type of landlord/tenant law that we have in the State of Maine. The reason why it is different is, because you have two owners in the situation. You have the person that owns the land, and you have the person that owns the mobile home building. So it is a little bit different than other areas that you normally associate with landlord/tenant relationship. In normal landlord/tenant relationships, you have a complete owner and a renter. In this case, you have two owners, and a person who is renting from one owner at the same time. Basically, my position on the Committee has been to try to do something to help those people who have been put in those situations.

If you have noticed, the other Mobile Home Park Bills that have come into this Body this year, all three Senators have voted against all of them. We have done so, I feel, because we felt that something should be done, but we didn't want to go too far. There already is a system in place by the owners of the mobile home parks, a 1-800 hot line service. I would like to take that a step further. That is set up for mediation, and it is nonbinding. That is what this Bill would also do, it would set up for nonbinding mediation for cases where you have those types of things that could be very excessive in those mobile home parks that are really unfair.

The only problem that I have with what Senator Summers from Cumberland said, is the fact that those people that call that 1-800 hot line are dealing with the owners of the mobile home parks themselves. Sometimes I feel that there might be a feeling that people want to deal with someone of a third party to bring in mediation. If you are really going to have true mediation that is going to be successful, I think that both parties have to be on a level playing field. To say that you will set up independent mediation, I feel, a better way is to make sure that you have a level playing field for both owners in that situation.

Although we disagree on this particular subject, we did agree on most of the Mobile Home Park Bills, and I feel that this is a step that is important for the State of Maine to take for those situations that you have had abusive owners in the past, to try to level the playing field that is nonbinding mediation. I don't see how much of a fairer level playing ground then you could have than that. Thank you Mr. President.

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

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

Senator **ESTY:** Thank you Mr. President. Ladies and Gentlemen of the Senate. Let me say very quickly that I do support far more comprehensive changes in the way that we regulate mobile homes, and in the way that we allow tenants to deal on an equitable basis with landlords.

The good Senator from Oxford, Senator Mills, was very accurate in his statements and I won't repeat what he said in reaching this conclusion. But let me just say that his Committee had looked at a number of far reaching proposals. This is a very basic step, a very small step, frankly, one that I am hardly satisfied with, but at least it is better than nothing. They have compromised to a great extent in regards to this legislation. I think as a beginning, it is an important beginning.

I would also say that my District, which encompasses Westbrook, Gorham, and Buxton, is not New York City, but it is also not Hooterville. I would like to think that those people deserve some help, and some protection in this important area. Thank you.

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

Senator **SUMMERS:** Thank you Mr. President. Ladies and Gentlemen of the Senate. First of all, I would like to offer an apology to the good Senator from Cumberland, Senator Esty. I certainly wasn't insinuating that any of the communities were Hooterville, I was simply trying to draw a little contrast.

I would like to point out to the Hearing that we had on this Bill. I was really struck with the number of park owners that attended, and the fact that they are really small businessmen. Earlier in the session, the Senator from Aroostook, Senator

Therault mentioned the "little guys" in the state, and this is a piece of legislation that really affects them. Most of these people, they have parks that are a one man show type of thing. It was my feeling that it is almost a family type atmosphere. I don't deny that there are problems and exceptions that would rise within the manufacturing housing communities. But, I do believe that people that own these parks, for the most part, have a significant investment. This is their livelihood. It is something that they take a lot of pride in, and they feel very strongly about. I can't say that I heard from persons who would intentionally go out and abuse a tenant. That is their livelihood. To do so, would be "cutting off their nose to spite their face".

This is really an unnecessary piece of legislation that would further regulate the small businessman in the state. And again, I understand its good intentions, but I do want to draw your attention one more time to the leaflet that was handed out, by the Manufactured Housing Association of Maine, and ask each member before voting to take a quick look through it. I believe that they are addressing the problem very effectively at this point, and there really is no need for additional legislation. Thank you.

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

Senator **BUSTIN:** Thank you Mr. President. Ladies and Gentlemen of the Senate. I am not particularly familiar with what is happening with this particular Bill, except what I want to tell you is that I am going to vote along with the Senator from Cumberland, Senator Summers, because I know that the present system has worked.

It has worked at the Riverside Mobile Home Park, right here in Augusta, Maine, and it worked for a person who was on welfare. She was just one person, there was a problem that involved the neighbors that didn't agree with that person. Under this Bill, as I read it quickly, I may be wrong, it would require that they would need a majority of the park people in order to resolve any differences. It doesn't always work that way in mobile home parks. It works on an individual basis, and I think the present law allows that to happen, and allows those people who do not have the knowledge to be able to go through a process. I really think you ought to let the present Bill stand.

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

Senator **MILLS:** Thank you Mr. President. Ladies and Gentlemen of the Senate. The Senator from Cumberland, Senator Summers, was mentioning about the fact that there were people who testified at the Hearing, who were small owners of mobile home parks, and I would just like to mention that there were a number of people who came into the Hearing to speak about the problems that they have had, especially, with a particular owner, who has bought up a tremendous amount of mobile home parks in the state.

I think it is important for people to realize that the person who is doing a good job in a mobile home park, as you have already mentioned, has a

family type atmosphere. I don't think they are going to be running into many problems, if any, with this Bill. The idea is, that there are people out there who are abusing the system, and it is nonbinding mediation. I want to make sure that people understand that. It is just to get the parties together. It does not bind them to anything. I hope that we would go on to pass the Minority Report.

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

Senator **ESTY:** Thank you Mr. President. Ladies and Gentlemen of the Senate. Two quick comments. Number one, in Westbrook and Gorham, the mobile home parks are not small family operations, they are owned by major corporations. Number two, I would like to publicly apologize to the good Senator from Oxford County, Senator Mills, I was in error in my mention of counties, and that was pointed out by one of the good Senators here today. I would like to apologize for that. We know the good Senator from Franklin, and it is not necessarily Senator Mills.

THE PRESIDENT: The pending question before the Senate is the motion by Senator **MILLS** of Oxford to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**.

A Division has been requested.

Will all those in favor of the motion by Senator **MILLS** of Oxford to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**, please rise and remain standing in their places until counted.

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

14 Senators having voted in the affirmative and 14 Senators having voted in the negative, the motion of Senator **MILLS** of Oxford to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**, **FAILED**.

The Chair moved to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence.

Senator **DUTREMBLE** of York requested a Division.

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

A Division has been requested.

Will all those in favor of the motion to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, please rise in their places and remain standing until counted.

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

15 Senators having voted in the affirmative and 15 Senators having voted in the negative, the motion to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **FAILED**.

Senator **GAUVREAU** of Androscoggin moved to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**.

Senator **CAHILL** of Sagadahoc requested a Division.

THE PRESIDENT: The pending question before the Senate is the motion by Senator **GAUVREAU** of Androscoggin to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**.

A Division has been requested.

Will all those in favor of the motion by Senator **GAUVREAU** of Androscoggin to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**, please rise and remain standing in their places until counted.

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

16 Senators having voted in the affirmative and 15 Senators having voted in the negative, the motion by Senator **GAUVREAU** of Androscoggin to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**, **PREVAILED**.

The Bill **READ ONCE**.

Committee Amendment "A" (H-525) **READ** and **ADOPTED**.

Which was, under suspension of the Rules, **READ A SECOND TIME**.

Senator **BALDACCI** of Penobscot requested a Division.

THE PRESIDENT: The pending question before the Senate is **PASSAGE TO BE ENGROSSED AS AMENDED** by **COMMITTEE AMENDMENT "A"** (H-525) in **NON-CONCURRENCE**.

A Division has been requested.

Will all those in favor of **PASSAGE TO BE ENGROSSED AS AMENDED** by **COMMITTEE AMENDMENT "A"** (H-525) in **NON-CONCURRENCE**, please rise in their places and remain standing until counted.

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

10 Senators having voted in the affirmative and 18 Senators having voted in the negative, this Bill **FAILED** of **PASSAGE TO BE ENGROSSED AS AMENDED** by **COMMITTEE AMENDMENT "A"** (H-525) in **NON-CONCURRENCE**.

Senator **BOST** of Penobscot moved to **INDEFINITELY POSTPONE** Bill and Accompanying Papers in **NON-CONCURRENCE**.

Senator **MILLS** of Oxford requested a Division.

THE PRESIDENT: The pending question before the Senate is the motion by Senator **BOST** of Penobscot to **INDEFINITELY POSTPONE** Bill and Accompanying Papers.

A Division has been requested.

Will all those in favor of the motion by Senator **BOST** of Penobscot to **INDEFINITELY POSTPONE** Bill and Accompanying Papers 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 13 Senators having voted in the negative, the motion by Senator **BOST** of Penobscot to **INDEFINITELY POSTPONE** Bill and Accompanying Papers, **PREVAILED**.

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

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Establish State Selective Purchasing Standards" H.P. 1174 L.D. 1715

Majority - Ought Not to Pass

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-467)

Tabled - June 6, 1991, by Senator **CLARK** of Cumberland

Pending - **ACCEPTANCE OF EITHER REPORT**

(In Senate, June 6, 1991, Reports **READ**.)

(In House, June 5, 1991, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-467).)

On motion by Senator **CLARK** of Cumberland, Tabled 1 Legislative Day, pending **ACCEPTANCE OF EITHER REPORT**.

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

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on **RESOLUTION**, Proposing an Amendment to the Constitution of Maine to Undedicate Highway Revenues H.P. 1181 L.D. 1724

Report A - Ought Not to Pass

Report B - Ought to Pass as Amended by Committee Amendment "A" (H-500)

Report C - Ought to Pass as Amended by Committee Amendment "B" (H-501)

Tabled - June 6, 1991, by Senator **CLARK** of Cumberland

Pending - **ACCEPTANCE OF ANY REPORT**

(In Senate, June 6, 1991, Reports **READ**.)

(In House, June 5, 1991, Report A, **OUGHT NOT TO PASS READ** and **ACCEPTED**.)

On motion by Senator **CLARK** of Cumberland, Tabled 1 Legislative Day, pending **ACCEPTANCE OF ANY REPORT**.

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

SENATE REPORTS - from the Committee on **EDUCATION** on Bill "An Act to Provide Educational Choice" S.P. 431 L.D. 1152

Majority - Ought Not to Pass

Minority - Ought to Pass as Amended by Committee Amendment "A" (S-304)

Tabled - June 6, 1991, by Senator **CLARK** of Cumberland

Pending - **ACCEPTANCE OF EITHER REPORT**

(In Senate, June 6, 1991, Reports **READ**.)

On motion by Senator **ESTES** of York, the Majority **OUGHT NOT TO PASS** Report was **ACCEPTED**.

Sent down for concurrence.

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

Bill "An Act to Require that Staff Management Companies Register with the State" H.P. 704 L.D. 1008

(H "A" H-543 to C "A" H-438)

Tabled - June 6, 1991, by Senator **CLARK** of Cumberland

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED**, in concurrence

(In Senate, June 6, 1991, **READ A SECOND TIME**.)

(In House, June 4, 1991, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-438) **AS AMENDED BY HOUSE AMENDMENT "A"** (H-543) **THERETO**.)

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

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

Bill "An Act to Encourage Increased Investment and Employment in the State"

H.P. 1156 L.D. 1697
(C "A" H-443)

Tabled - June 6, 1991, by Senator CLARK of Cumberland

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED**, in concurrence

(In Senate, June 6, 1991, **READ A SECOND TIME.**)

(In House, June 4, 1991, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-443).**)

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

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

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

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide State Funding of any Mandate Imposed on Municipalities

S.P. 42 L.D. 66
(C "A" S-292)

Tabled - June 6, 1991, by Senator CLARK of Cumberland

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED**

(In Senate, June 6, 1991, **READ A SECOND TIME.**)

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

Senate at Ease

Senate called to order by the President.

Off Record Remarks

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

Off Record Remarks

On motion by Senator GAUVREAU of Androscoggin, **RECESSED** until 2:30 in the afternoon.

After Recess

Senate called to order by the President.

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **AGRICULTURE** on Bill "An Act to Stabilize the Maine Dairy Industry" (Emergency)
H.P. 598 L.D. 849

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-555)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-555)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-555) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **ENERGY AND NATURAL RESOURCES** on Bill "An Act to Clarify Provisions of and Provide Funding for Toxics Use, Toxics Release and Hazardous Waste Reduction Programs"

H.P. 1171 L.D. 1712

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-580)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-580)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-580) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **ENERGY AND NATURAL RESOURCES** on Bill "An Act to Safeguard Production of Ground Water"
H.P. 924 L.D. 1321

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-542)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-542)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-542) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **LEGAL AFFAIRS** on Bill "An Act Concerning Beano or Bingo"

H.P. 1049 L.D. 1522

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-529)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-529)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-529) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, to Establish the Academy for Public Service Study Committee

H.P. 1224 L.D. 1782

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-535)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-535)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-535) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act Concerning the Bonding Authority of the Cumberland County Recreation Center"

H.P. 1238 L.D. 1804

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-537)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-537)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-537) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Require the Use of People First Language in the Maine Revised Statutes and to Authorize Administrative Implementation of Associated Changes in Terminology"

H.P. 1274 L.D. 1845

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-536)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-536)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-536) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, to Authorize Oxford County to Issue Bonds for Improvements at the County Airport (Emergency)

H.P. 1285 L.D. 1855

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-538)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-538)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-538) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

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

COMMITTEE REPORTS

House

Ought to Pass As Amended

The Committee on **UTILITIES** on Bill "An Act to Create the Plymouth Water District" (Emergency)

H.P. 1314 L.D. 1900

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-530)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-530)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-530) **READ** and **ADOPTED**, in concurrence.

Which was, under suspension of the Rules, **READ A SECOND TIME**, and **PASSED TO BE ENGROSSED**, as **Amended**, in concurrence.

The Committee on UTILITIES on Bill "An Act to Create the Morrill Village Water District" (Emergency) H.P. 1315 L.D. 1901

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-531).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-531).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-531) READ and ADOPTED, in concurrence.

Which was, under suspension of the Rules, READ A SECOND TIME, and PASSED TO BE ENGROSSED, as Amended, in concurrence.

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

COMMITTEE REPORTS

House

Ought to Pass

The Committee on LEGAL AFFAIRS on Bill "An Act to Amend the Procedure for Revoking a Law Enforcement Officer's Certification as a Result of the Conviction of a Crime"

H.P. 1213 L.D. 1771

Reported that the same Ought to Pass.

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

Which Report was READ and ACCEPTED, in concurrence.

Which was, under suspension of the Rules, READ TWICE, and PASSED TO BE ENGROSSED, in concurrence.

ORDERS OF THE DAY

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

Resolve, to Create the Commission to Study the History, Status, Impact and Role of Independent Higher Education in Maine

S.P. 548 L.D. 1452 (C "A" S-180)

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - FINAL PASSAGE

(In Senate, May 22, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-180).)

(In House, June 4, 1991, FINALLY PASSED.)

On motion by Senator CLARK of Cumberland, Tabled Unassigned, pending FINAL PASSAGE.

Senate at Ease

Senate called to order by the President.

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

SENATE REPORTS - from the Committee on LEGAL AFFAIRS on Bill "An Act to Amend the Laws Concerning Solicitation by Law Enforcement Officers"

S.P. 634 L.D. 1682

Majority - Ought to Pass as Amended by Committee Amendment "A" (S-288)

Minority - Ought Not to Pass.

Tabled - June 6, 1991, by Senator DUTREMBLE of York.

Pending - ACCEPTANCE OF EITHER REPORT

(In Senate, June 5, 1991, Reports READ.)

On motion by Senator MILLS of Oxford, the Majority OUGHT TO PASS AS AMENDED Report was ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-288) READ and ADOPTED.

Which was, under suspension of the Rules, READ A SECOND TIME.

On motion by Senator DUTREMBLE of York, Senate Amendment "B" (S-317) READ.

THE PRESIDENT: The Chair recognizes that same Senator.

Senator DUTREMBLE: Thank you Mr. President. Ladies and Gentlemen of the Senate. This amendment clarifies the ban of solicitation, and applies only

when the solicitation provides a tangible benefit to law enforcement. Solicitation for purely charitable purposes are not prohibited. Some solicitations do provide tangible benefits to law enforcement. This is something that has been worked on with the Attorney General's Office, and meet their approval. It does answer the objectives that some people had, and I move its adoption.

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

Senator **MILLS:** Thank you Mr. President. Ladies and Gentlemen of the Senate. This Bill is a very controversial item, as many of you will notice, the Report was 7 to 6 with all three Senators being for the Bill. There has been a lot of concern about the fact the police officers have been soliciting for charitable items, not just for themselves, but for charity items, and that is what this amendment would allow, is for those types of things that are not for them directly to be used. Our concern was that they would be out there soliciting money for their own things to come under their own categories, and also, to be used for their union bargaining and other things of that sort, and that would be prohibited.

I just want to make it clear that the Attorney General's Office has helped us with this, but they are concerned that this will be challenged, and we might be back here working again. But it is the Committee's feeling that we would like try this to see if it passes the Constitutional muster or not, and we talked about it, and we hope that you will support it. Thank you.

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

Senator **SUMMERS:** Thank you Mr. President. Ladies and Gentlemen of the Senate. I want to echo the remarks of the Senator from Oxford, Senator Mills. I had a lot of difficulty with this Bill, and the cohesion element with law enforcement officers soliciting donations. I do think that this is the best compromise that we have had to date, and I think if, it does in fact, turn out to be a problem, we certainly can revisit this, and I am confident that we will be if it is a problem, and I would urge your support. Thank you.

On motion by Senator **DUTREMBLE** of York, Senate Amendment "B" (S-317) **ADOPTED.**

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

Sent down for concurrence.

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

Resolve, to Develop a Statewide Health Insurance Program (Emergency)

H.P. 1184 L.D. 1727
(C "A" H-406)

Tabled - June 6, 1991, by Senator **MCCORMICK** of Cumberland

Pending - the motion by Senator **THERIAULT** of Aroostook to **ADOPT** Senate Amendment "A" (S-312) to Committee Amendment "A" (H-406).

(In Senate, June 6, 1991, Senate Amendment "A" (S-312) to Committee Amendment "A" (H-406) **READ.**)

(In House, May 30, 1991, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-406).**)

On motion by Senator **CLARK** of Cumberland, Tabled 1 Legislative Day, pending the motion by Senator **THERIAULT** of Aroostook to **ADOPT** Senate Amendment "A" (S-312) to Committee Amendment "A" (H-406).

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

Bill "An Act to Provide Employee Protection in the Event of Closure or Reduction in Capacity of State Facilities, Programs or Services" (Emergency)
S.P. 370 L.D. 995
(C "A" S-271)

Tabled - June 6, 1991, by Senator **CLARK** of Cumberland.

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED**

(In Senate, June 5, 1991, **READ A SECOND TIME.**)

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

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

Emergency

An Act Assuring Clean Waters in Maine
H.P. 161 L.D. 246
(C "A" H-331)

Tabled - June 5, 1991, by Senator **CLARK** of Cumberland.

Pending - **ENACTMENT**

(In Senate, May 23, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-331), in concurrence.)

(In House, June 4, 1991, PASSED TO BE ENACTED.)

On motion by Senator CLARK of Cumberland, Tabled Unassigned, pending ENACTMENT.

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

Emergency

An Act to Address Budgetary Concerns of the Maine Athletic Commission and to Deregulate Certain Aspects of the Sport of Wrestling

H.P. 703 L.D. 1007
(C "A" H-314; H "A" H-338)

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - ENACTMENT

(In Senate, May 23, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-314) AND HOUSE AMENDMENT "A" (H-338), in concurrence.)

(In House, June 4, 1991, PASSED TO BE ENACTED.)

This being an Emergency Measure and having received the affirmative vote of 24 Members of the Senate, with no 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.

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

Emergency Resolve

Resolve, to Create the Commission to Study a Long-term Disability Program for the Maine State Retirement System Members

S.P. 288 L.D. 770
(C "A" S-171)

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - FINAL PASSAGE

(In Senate, May 22, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-171).)

(In House, June 4, 1991, FINALLY PASSED.)

Off Record Remarks

On motion by Senator CLARK of Cumberland, Tabled Unassigned, pending FINAL PASSAGE.

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

An Act to Amend the Law Concerning the Maine High-Risk Insurance Organization

H.P. 546 L.D. 783
(H "A" H-366 to C "B" H-316)

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - ENACTMENT

(In Senate, May 23, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-316) AS AMENDED BY HOUSE AMENDMENT "A" (H-366) thereto, in concurrence.)

(In House, June 4, 1991, PASSED TO BE ENACTED.)

On motion by Senator PEARSON of Penobscot, the Senate SUSPENDED THE RULES.

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

On further motion by same Senator, the Senate SUSPENDED THE RULES.

On further motion by same Senator, the Senate RECONSIDERED its action whereby it ADOPTED Committee Amendment "B" (H-316) as Amended by House Amendment "A" (H-366) thereto, in concurrence.

On motion by Senator MILLS of Oxford, the Senate SUSPENDED THE RULES.

On further motion by same Senator, the Senate RECONSIDERED its action whereby it ADOPTED House Amendment "A" (H-366) to Committee Amendment "B" (H-316).

On further motion by same Senator, House Amendment "A" (H-366) to Committee Amendment "B" (H-316) INDEFINITELY POSTPONED in NON-CONCURRENCE.

On motion by Senator PEARSON of Penobscot, Senate Amendment "A" (S-310) to Committee Amendment "B" (H-316) **READ** and **ADOPTED**.

Committee Amendment "B" ((H-316) as Amended by Senate Amendment "A" (S-310) thereto, **ADOPTED** in **NON-CONCURRENCE**.

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

Sent down for concurrence.

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

Bill "An Act to Protect Consumers from Unfair and Deceptive Telephone Practices"

H.P. 1134 L.D. 1659
(C "A" H-410)

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED** in **NON-CONCURRENCE**

(In Senate, May 30, 1991, **READ A SECOND TIME**.)

(In House, May 23, 1991, Report **READ**. Bill and Accompanying Papers **RECOMMITTED** to the Committee on **UTILITIES**.)

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending **PASSAGE TO BE ENGROSSED AS AMENDED** in **NON-CONCURRENCE**.

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

SENATE REPORT - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Place Certain Lands Recommended by the Special Committee on the New Capitol Area Master Plan under the Jurisdiction of the Capitol Planning Commission"

S.P. 508 L.D. 1346

Report - **Ought to Pass as Amended by Committee Amendment "A" (S-281)**.

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - **ACCEPTANCE** of Committee Report

(In Senate, June 4, 1991, Report **READ**.)

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

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

SENATE REPORT - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Authorize Municipal Guarantees of Council of Government Obligations" (Emergency)

S.P. 660 L.D. 1736

Report - **Ought to Pass as Amended by Committee Amendment "A" (S-269)**.

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - **ACCEPTANCE** of Committee Report

(In Senate, June 4, 1991, Report **READ**.)

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

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

Resolve, to Extend the Schedule for Recodification of the Motor Vehicle Laws (Emergency)

S.P. 673 L.D. 1787
(C "A" S-233)

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED**

(In Senate, June 4, 1991, **READ A SECOND TIME**.)

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

Sent down for concurrence.

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

SENATE REPORTS - from the Committee on **LABOR** on Bill "An Act to Raise the Family Allowance in Unemployment Compensation Benefits to a Reasonable Dependent Support Level"

S.P. 468 L.D. 1251

Majority - Ought Not to Pass.

Minority - Ought to Pass as Amended by Committee Amendment "A" (S-229)

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - ACCEPTANCE OF EITHER REPORT

(In Senate, May 30, 1991, Reports READ.)

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending ACCEPTANCE OF EITHER REPORT.

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

SENATE REPORTS - from the Committee on STATE AND LOCAL GOVERNMENT on Resolve, to Provide Additional Funding and an Extension of Time to Allow Phase 2 of the New Capitol Area Master Plan to Be Completed (Emergency)

S.P. 507 L.D. 1345

Majority - Ought to Pass as Amended by Committee Amendment "A" (S-239)

Minority - Ought Not to Pass.

Tabled - June 5, 1991, by Senator CLARK of Cumberland.

Pending - ACCEPTANCE OF EITHER REPORT

(In Senate, May 30, 1991, Reports READ.)

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending ACCEPTANCE OF EITHER REPORT.

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

Bill "An Act to Amend the Unfair Trade Practices Act to Allow Consumers to Recover Damages" H.P. 1057 L.D. 1546

Tabled - June 5, 1991, by Senator BALDACCI of Penobscot.

Pending - ADOPTION of Committee "A" (H-447), in concurrence

(In Senate, June 5, 1991, Committee Amendment "A" (H-447) READ.)

(In House, June 4, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-447).)

Committee Amendment "A" (H-447) ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

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

PAPERS FROM THE HOUSE

Non-concurrent Matter

Bill "An Act Concerning State Education Mandate Waivers"

H.P. 908 L.D. 1305 (S "A" S-300 to C "A" H-358)

In House, May 23, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-358).

In Senate, June 5, 1991, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-358) AS AMENDED BY SENATE AMENDMENT "A" (S-300) thereto, in NON-CONCURRENCE.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-358) AS AMENDED BY HOUSE AMENDMENT "A" (H-412) thereto, AND SENATE AMENDMENT "A" (S-300) in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.

Non-concurrent Matter

SENATE REPORTS - from the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Provide Interest on Community Agency Accounts"

S.P. 575 L.D. 1529

Majority - Ought Not to Pass.

Minority - Ought to Pass as Amended by Committee Amendment "A" (S-272).

In Senate, June 4, 1991, the Majority OUGHT NOT TO PASS Report READ and ACCEPTED.

Comes from the House the Minority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-272) in NON-CONCURRENCE.

On motion by Senator CLARK of Cumberland, Tabled
1 Legislative Day, pending FURTHER CONSIDERATION.

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 Require Country of Origin
Labeling on Fresh Produce and Labeling of Produce
Treated with Post-harvest Treatments"
S.P. 606 L.D. 1610
(C "A" S-225)

In Senate, June 4, 1991, PASSED TO BE ENGROSSED
AS AMENDED BY COMMITTEE AMENDMENT "A" (S-225).

Comes from the House PASSED TO BE ENGROSSED AS
AMENDED BY COMMITTEE AMENDMENT "A" (S-225) AS AMENDED
BY HOUSE AMENDMENT "A" (H-581) thereto, in
NON-CONCURRENCE.

Senate at Ease

Senate called to order by the President.

On motion by Senator CLARK of Cumberland, Tabled
1 Legislative Day, pending FURTHER CONSIDERATION.

Non-concurrent Matter

Bill "An Act to Remove the Sunset Provision
Concerning the Blueberry Anti-theft Laws" (Emergency)
S.P. 734 L.D. 1925

In Senate, June 5, 1991, referred to the
Committee on AGRICULTURE and ORDERED PRINTED.

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

The Senate RECEDED and CONCURRED.

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

COMMITTEE REPORTS

House

Ought to Pass

The Committee on STATE AND LOCAL GOVERNMENT on
Bill "An Act Authorizing Changes to the Budget
Process in York County"

H.P. 1196 L.D. 1749

Reported that the same Ought to Pass.

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

Which Report was READ and ACCEPTED, in
concurrence.

Which was, under suspension of the Rules, READ
TWICE and PASSED TO BE ENGROSSED, in concurrence.

Ought to Pass As Amended

The Committee on ENERGY AND NATURAL RESOURCES on
Bill "An Act to Require the Department of Human
Services to Certify all Septic Systems on Bodies of
Water Used for Drinking Water Supplies before
Requiring Filtration Systems"

H.P. 986 L.D. 1431

Reported that the same Ought to Pass as Amended
by Committee Amendment "A" (H-516).

Comes from the House with the Report READ and
ACCEPTED and the Bill PASSED TO BE ENGROSSED AS
AMENDED BY COMMITTEE AMENDMENT "A" (H-516).

Which Report was READ and ACCEPTED, in
concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-516) READ and ADOPTED,
in concurrence.

Which was, under suspension of the Rules, READ A
SECOND TIME and PASSED TO BE ENGROSSED, as Amended,
in concurrence.

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

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order: H.P. 1342

ORDERED, the Senate concurring, that the Joint Standing Committee on Housing and Economic Development report out a bill, "An Act to Authorize a General Fund Bond Issue in the Amount of \$25,000,000 to Provide for the Maine Street Investment Program," to the House.

Comes from the House READ and PASSED.

Which was READ.

On motion by Senator CLARK of Cumberland, Tabled 1 Legislative Day, pending PASSAGE.

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

COMMITTEE REPORTS

House

Divided Report

The Majority of the Committee on LEGAL AFFAIRS on Resolve, to Authorize the County of Franklin to Acquire a Certain Parcel of Land in Coburn Gore H.P. 774 L.D. 1106

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-482)

Signed:

Senators:

KANY of Kennebec
SUMMERS of Cumberland

Representatives:

HICHENS of Eliot
PLOURDE of Biddeford
POULIN of Oakland
TUPPER of Orrington
BOWERS of Sherman
RICHARDSON of Portland
LAWRENCE of Kittery
DAGGETT of Augusta
JALBERT of Lisbon
STEVENS of Sabattus

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

Signed:

Senator:

MILLS of Oxford

Comes from the House with the Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Resolve PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-482).

Which Reports were READ.

The Majority OUGHT TO PASS AS AMENDED Report was ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-482) READ and ADOPTED, in concurrence.

Which was, under suspension of the Rules, READ A SECOND TIME, and PASSED TO BE ENGROSSED, as Amended, in concurrence.

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

SENATE PAPERS

Bill "An Act to Amend the Disability Laws Applicable to Members of the Maine Judicial Retirement System"

S.P. 742 L.D. 1937

Presented by Senator GAUVREAU of Androscoggin
Cosponsored by Representative PARADIS of Augusta
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Committee on JUDICIARY suggested and ORDERED PRINTED.

Which was, under suspension of the Rules, READ TWICE and PASSED TO BE ENGROSSED, without reference to a Committee and ORDERED PRINTED.

Sent down for concurrence.

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

COMMITTEE REPORTS

Senate

Divided Report

The Majority of the Committee on BANKING AND INSURANCE on Bill "An Act to Amend the Maine Consumer Credit Code"

S.P. 708 L.D. 1884

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-313)

Signed:

Senators:

KANY of Kennebec
THERIAULT of Aroostook
BRAWN of Knox

Representatives:

ERWIN of Rumford
GARLAND of Bangor
HASTINGS of Fryeburg
CARLETON of Wells
PINEAU of Jay

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

Signed:

Representatives:

MITCHELL of Vassalboro
JOSEPH of Waterville
RAND of Portland
TRACY of Rome
KETOVER of Portland

Which Reports were **READ.**

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

The Bill **READ ONCE.**

Committee Amendment "A" (S-313) **READ** and **ADOPTED.**

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

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

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator **TITCOMB** for the Committee on **ENERGY AND NATURAL RESOURCES** on Resolve, to Extend the Reporting Deadline of the Commission on Maine Lakes (Emergency)
S.P. 675 L.D. 1789

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (S-316).**

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

The Resolve **READ ONCE.**

Committee Amendment "A" (S-316) **READ** and **ADOPTED.**

Which was, under suspension of the Rules, **READ A SECOND TIME, and PASSED TO BE ENGROSSED, As Amended.**

Sent down for concurrence.

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

COMMITTEE REPORTS

House

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on **RESOLUTION**, Proposing an Amendment to the Constitution of Maine to Provide Greater Legislative Oversight over Agency Rulemaking
H.P. 1284 L.D. 1854

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-534)**

Signed:

Senators:

BERUBE of Androscoggin
BUSTIN of Kennebec

Representatives:

JOSEPH of Waterville
NASH of Camden
LOOK of Jonesboro
KERR of Old Orchard Beach
KILKELLY of Wiscasset
SAVAGE of Union
GRAY of Sedgwick
WATERMAN of Buxton

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

Signed:

Senator:

EMERSON of Penobscot

Representative:

LARRIVEE of Gorham

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Resolution **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-534).**

Which Reports were **READ.**

On motion by Senator **CLARK** of Cumberland, Tabled 1 Legislative Day, pending **ACCEPTANCE OF EITHER REPORT.**

Off Record Remarks

The **ADJOURNMENT ORDER** having been returned from the House **READ** and **PASSED**, in concurrence, on motion by Senator **CLEVELAND** of Androscoggin, **ADJOURNED** until Monday, June 10, 1991, at 9:00 in the morning.