

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred And Seventeenth Legislature

OF THE

State Of Maine

VOLUME VI

SECOND REGULAR SESSION

House of Representatives

January 3, 1996 to April 3, 1996

Senate

January 3, 1996 to March 13, 1996

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

In Senate Chamber
Tuesday
February 6, 1996

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

Prayer by the Honorable Mary E. Small of Sagadahoc.

SENATOR MARY E. SMALL: Good morning. When I was asked to give the morning prayer I was in a quandary as to where to find a suitable opening prayer for this august body. It seemed that lately my regular prayer has been, "Oh please, God, don't let them all want to speak on this bill." I turned to a time-honored practice around here and looked to see what good ideas I could borrow from past legislatures. In searching through my Legislative Record of the 109th Legislative Session, I found a perfectly suitable prayer that was then delivered by Monsignor David K. Fitzpatrick of St. Andrews Catholic Church of Augusta. It went like this.

"Let us pray. Almighty God, Father of all mankind, we ask You today to look kindly on this assembled body and shower all present with Your blessing. We are gathered here in a spirit of service to all the citizens of the great State of Maine. Help us to be mindful of the great trust that is ours, that our actions will guarantee the rights of all our people and that all human laws should be but a reflection of Your will. We pray that truth and justice will be the principles that guide us. Always prompt us to see clearly the needs of those around us and motivate us to find solutions to them, putting aside all pettiness and self-interest. We ask God's special blessings so that all that transpires within this Chamber may shine forth His evidence that we share Your gift of wisdom and guarantee that laws exist for the benefit and the protection of all members of our society. Amen."

Pledge of allegiance led by **SENATOR SMALL** of Sagadahoc.

Reading of the Journal of Thursday, February 1, 1996.

Off Record Remarks

PAPER FROM THE HOUSE
Joint Resolution

The following Joint Resolution:

**JOINT RESOLUTION MEMORIALIZING THE PRESIDENT
AND THE CONGRESS OF THE UNITED STATES TO
SUPPORT FULL PARTICIPATION BY THE REPUBLIC
OF CHINA ON TAIWAN IN THE UNITED NATIONS**

WE, your Memorialists, the Members of the One Hundred and Seventeenth Legislature of the State of Maine now assembled in the Second Regular Session, most respectfully present and petition the President and the members of the Congress of the United States, as follows:

WHEREAS, the United States of America has had a long and friendly relationship with the Government of the Republic of China on Taiwan; and

WHEREAS, in recent years the Republic of China on Taiwan has established a multiparty, democratic political system dedicated to human rights and the pursuit of freedom; and

WHEREAS, commercial interaction with the Republic of China on Taiwan has grown substantially in recent years; and

WHEREAS, the Republic of China on Taiwan is a major trading partner of the United States and has a strong, free-market economy with the largest foreign reserves of any nation in the world; and

WHEREAS, the role of the Republic of China on Taiwan in international development programs and humanitarian relief operations has significantly expanded during the past decade; and

WHEREAS, the return of the Republic of China on Taiwan to the family of nations through membership in the United Nations will help to strengthen mutual cooperation and the bonds of friendship between our nations; now, therefore be it

RESOLVED: That We, your Memorialists, respectfully request the President and the Congress of the United States to encourage and support full participation by the Republic of China on Taiwan in the United Nations; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Honorable William J. Clinton, President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States and to each Member of the Maine Congressional Delegation.

H.P. 1273

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

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

COMMUNICATIONS

The Following Communication:

117TH MAINE LEGISLATURE

February 1, 1996

Senator Willis A. Lord
Representative Edward L. Dexter
Chairpersons
Joint Standing Committee on Natural Resources
117th Legislature
Augusta, Maine 04333

Dear Senator Lord and Representative Dexter:

Please be advised that Governor Angus S. King, Jr. has nominated Osmond C. Bonsey of Surry for reappointment as a member of the Board of Environmental Protection.

Pursuant to Title 38, MRSA, Section 341-C, this nomination will require review by the Joint Standing Committee on Natural Resources and confirmation by the Senate.

Sincerely,
S/Jeffrey H. Butland
President of the Senate
S/Dan A. Gwadosky
Speaker of the House
S.P. 690

Which was **READ** and referred to the Committee on **NATURAL RESOURCES**.

Sent down for concurrence.

The Following Communication:

117TH MAINE LEGISLATURE
February 5, 1996

Senator Mary E. Small
Representative Wendy L. Ault
Chairpersons
Joint Standing Committee on Education and Cultural Affairs

117th Legislature
Augusta, Maine 04333

Dear Senator Small and Representative Ault:

Please be advised that Governor Angus S. King, Jr. has withdrawn his nominations of the following:
David S. Loeb of Olympic Valley, California for appointment as a member of the Maine Maritime Academy Board of Trustees.
Denison Gallaudet of Cumberland for appointment as a member of the Maine Technical College System Board of Trustees.

These nominations are currently pending before the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,
S/Jeffrey H. Butland
President of the Senate
S/Dan A. Gwadosky
Speaker of the House
S.P. 691

Which was READ and referred to the Committee on EDUCATION AND CULTURAL AFFAIRS.
Sent down for concurrence.

The Following Communication:
STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0001

February 1, 1996

The Honorable Jeffrey H. Butland
President, Maine State Senate
#3 State House Station
Augusta, Maine 04333
The Honorable Dan A. Gwadosky
Speaker, Maine House of Representatives
#2 State House Station
Augusta, Maine 04333

Dear President Butland and Speaker Gwadosky:

This letter is to inform the Legislature that I have accepted and will implement the recommendations of the Productivity Realization Task Force relating to the Department of Labor with the exception of those recommendations requiring legislative approval. I will be submitting legislation in this session necessary to implement these recommendations.

Implementation of the Productivity Realization Task Force recommendations will result in the elimination of 120 positions and the reclassification of 10 positions within the Department of Labor. Also realized will be General Fund savings over the biennium of \$357,105 and accommodates potential reductions in Federal Funding of up to \$5,795,184.

The Department of Labor has met its goal of improving the delivery of services to the citizens of Maine while improving its productivity. The plan will also serve to prepare us for the changes expected from Washington with respect to funding levels as well as operational issues. Commissioner Landry and her staff are available to provide additional information or respond to questions you may have.

Sincerely,
S/Angus S. King, Jr.
Governor
S.C. 451

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04333

January 31, 1996

The Honorable Jeffrey H. Butland
President of the Senate of Maine
117th Maine Legislature
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 38 of the 117th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of Robert D. Umphrey of Presque Isle, for reappointment to the Loring Development Authority.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Sen. 2	Harriman of Cumberland, Cianchette of Somerset
	Rep. 7	Rowe of Portland, Davidson of Brunswick, Richard of Madison, Libby of Kennebunk, Reed of Dexter, Cameron of Rumford, Birney of Paris
NAYS:	1	Rep. Sirois of Caribou
ABSENT:	3	Sen. Goldthwait of Hancock, Rep. Povich of Ellsworth, Rep. Lemont of Kittery

Nine members of the Committee having voted in the affirmative and one in the negative, it was the vote of the Committee that the nomination of Robert D. Umphrey of Presque Isle, for reappointment to the Loring Development Authority be confirmed.

Signed:

S/Philip E. Harriman Senate Chair	S/G. Steven Rowe House Chair S.C. 446
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Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on BUSINESS AND ECONOMIC DEVELOPMENT has recommended the nomination of Robert D. Umphrey of Presque Isle be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on BUSINESS AND ECONOMIC DEVELOPMENT be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 117th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators: None

NAYS: Senators: ABROMSON, AMERO, BEGLEY, BENOIT, BERUBE, BUSTIN, CAREY, CARPENTER, CASSIDY, CIANCHETTE, CLEVELAND, FERGUSON, GOLDTHWAIT, HALL, HANLEY, HARRIMAN, KIEFFER, LONGLEY, LORD, MICHAUD, MILLS, PARADIS, PENDEXTER, RAND, RUHLIN, SMALL, STEVENS, and the PRESIDENT, Senator BUTLAND

ABSENT: Senators: ESTY, FAIRCLOTH, HATHAWAY, LAWRENCE, McCORMICK, O'DEA, PINGREE

No Senator having voted in the affirmative and 28 Senators having voted in the negative, with 7 Senators being absent, and None being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of Robert D. Umphrey for reappointment to the Loring Development Authority, was **CONFIRMED**.

The Secretary informed the Speaker of the House.

The Following Communication:
MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04333

January 31, 1996

The Honorable Jeffrey H. Butland
 President of the Senate of Maine
 117th Maine Legislature
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 38 of the 117th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of Elizabeth B. Reuthe of Vassalboro, for reappointment to the Loring Development Authority.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Sen. 2 Harriman of Cumberland, Cianchette of Somerset
 Rep. 8 Rowe of Portland, Davidson of Brunswick, Sirois of Caribou, Richard of Madison, Libby of Kennebunk, Reed of Dexter, Cameron of Rumford, Birney of Paris

NAYS: 0
ABSENT: 3 Sen. Goldthwait of Hancock, Rep. Povich of Ellsworth, Rep. Lemont of Kittery

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Elizabeth B. Reuthe of Vassalboro, for reappointment to the Loring Development Authority be confirmed.

Signed:

S/Philip E. Harriman Senate Chair
 S/G. Steven Rowe House Chair
 S.C. 447

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

THE PRESIDENT: The Joint Standing Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** has recommended the nomination of Elizabeth B. Reuthe of Vassalboro be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 117th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators: None
NAYS: Senators: ABROMSON, AMERO, BEGLEY, BENOIT, BERUBE, BUSTIN, CAREY, CARPENTER, CASSIDY, CIANCHETTE, CLEVELAND, FAIRCLOTH, FERGUSON, GOLDTHWAIT, HALL, HANLEY, HARRIMAN, KIEFFER, LONGLEY, LORD, MICHAUD, MILLS, PARADIS, PENDEXTER, RAND, RUHLIN, SMALL, STEVENS, and the PRESIDENT, Senator BUTLAND

ABSENT: Senators: ESTY, HATHAWAY, LAWRENCE, McCORMICK, O'DEA, PINGREE

No Senator having voted in the affirmative and 29 Senators having voted in the negative, with 6 Senators being absent, and None being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of Elizabeth B. Reuthe, for reappointment to the Loring Development Authority, was **CONFIRMED**.

The Secretary informed the Speaker of the House.

The Following Communication:
MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04333

January 31, 1996

The Honorable Jeffrey H. Butland
 President of the Senate of Maine
 117th Maine Legislature
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 38 of the 117th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of Arthur H. Thompson of Limestone, for reappointment to the Loring Development Authority.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Sen. 2 Harriman of Cumberland, Cianchette of Somerset
 Rep. 7 Rowe of Portland, Davidson of Brunswick, Richard of Madison, Libby of Kennebunk, Reed of Dexter, Cameron of Rumford, Birney of Paris

NAYS: 1 Rep. Sirois of Caribou
ABSENT: 3 Sen. Goldthwait of Hancock, Rep. Povich of Ellsworth, Rep. Lemont of Kittery

Nine members of the Committee having voted in the affirmative and one in the negative, it was the vote of the Committee that the nomination of Arthur H. Thompson of Limestone, for reappointment to the Loring Development Authority be confirmed.

Signed:

S/Philip E. Harriman
Senate Chair

S/G. Steven Rowe
House Chair
S.C. 448

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on BUSINESS AND ECONOMIC DEVELOPMENT has recommended the nomination of Arthur H. Thompson of Limestone be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on BUSINESS AND ECONOMIC DEVELOPMENT be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 117th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators: None
NAYS: Senators: ABROMSON, AMERO, BEGLEY, BENOIT, BERUBE, BUSTIN, CAREY, CARPENTER, CASSIDY, CIANCHETTE, CLEVELAND, FAIRCLOTH, FERGUSON, GOLDTHWAIT, HALL, HANLEY, HARRIMAN, KIEFFER, LONGLEY, LORD, MICHAUD, MILLS, PARADIS, PENDEXTER, RAND, RUHLIN, SMALL, STEVENS, and the PRESIDENT, Senator BUTLAND

ABSENT: Senators: ESTY, HATHAWAY, LAWRENCE, McCORMICK, O'DEA, PINGREE

No Senator having voted in the affirmative and 29 Senators having voted in the negative, with 6 Senators being absent, and None being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Arthur H. Thompson, for reappointment to the Loring Development Authority, was CONFIRMED.

The Secretary informed the Speaker of the House.

The Following Communication:

MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04333

January 31, 1996

The Honorable Jeffrey H. Butland
President of the Senate of Maine
117th Maine Legislature
State House

Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 38 of the 117th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of Roland D. Martin of Caribou, for appointment to the Loring Development Authority.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the

motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Sen. 2
Rep. 8
Harriman of Cumberland, Cianchette of Somerset, Rowe of Portland, Davidson of Brunswick, Sirois of Caribou, Richard of Madison, Libby of Kennebunk, Reed of Dexter, Cameron of Rumford, Birney of Paris

NAYS: 0
ABSENT: 3
Sen. Goldthwait of Hancock, Rep. Povich of Ellsworth, Rep. Lemont of Kittery

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Roland D. Martin of Caribou, for appointment to the Loring Development Authority be confirmed.

Signed:

S/Philip E. Harriman
Senate Chair

S/G. Steven Rowe
House Chair
S.C. 449

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on BUSINESS AND ECONOMIC DEVELOPMENT has recommended the nomination of Roland D. Martin of Caribou be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on BUSINESS AND ECONOMIC DEVELOPMENT be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 117th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators: None
NAYS: Senators: ABROMSON, AMERO, BEGLEY, BENOIT, BERUBE, BUSTIN, CAREY, CARPENTER, CASSIDY, CIANCHETTE, CLEVELAND, ESTY, FAIRCLOTH, FERGUSON, GOLDTHWAIT, HALL, HANLEY, HARRIMAN, KIEFFER, LONGLEY, LORD, MICHAUD, MILLS, O'DEA, PARADIS, PENDEXTER, RAND, RUHLIN, SMALL, STEVENS, and the PRESIDENT, Senator BUTLAND

ABSENT: Senators: HATHAWAY, LAWRENCE, McCORMICK, PINGREE

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 4 Senators being absent, and None being less than two-thirds of the Membership present, it was the vote of the Senate that the nomination of Roland D. Martin, for appointment to the Loring Development Authority, was CONFIRMED.

The Secretary informed the Speaker of the House.

The Following Communication:

MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04333

January 31, 1996

The Honorable Jeffrey H. Butland
 President of the Senate of Maine
 117th Maine Legislature
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 38 of the 117th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of James F.X. Wellehan of Auburn, for appointment to the Finance Authority of Maine.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Sen. 2	Harriman of Cumberland, Cianchette of Somerset
	Rep. 8	Rowe of Portland, Davidson of Brunswick, Sirois of Caribou, Richard of Madison, Libby of Kennebunk, Reed of Dexter, Cameron of Rumford, Birney of Paris

NAYS:	0	
ABSENT:	3	Sen. Goldthwait of Hancock, Rep. Povich of Ellsworth, Rep. Lemont of Kittery

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of James F.X. Wellehan of Auburn, for appointment to the Finance Authority of Maine be confirmed.

Signed:

S/Philip E. Harriman Senate Chair	S/G. Steven Rowe House Chair S.C. 450
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Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing committee on BUSINESS AND ECONOMIC DEVELOPMENT has recommended the nomination of James F.X. Wellehan of Auburn be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on BUSINESS AND ECONOMIC DEVELOPMENT be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 117th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS:	Senators:	None
NAYS:	Senators:	ABROMSON, AMERO, BEGLEY, BENOIT, BERUBE, BUSTIN, CAREY, CARPENTER, CASSIDY, CIANCHETTE, CLEVELAND, ESTY, FAIRCLOTH, FERGUSON, GOLDTHWAIT, HALL, HANLEY, HARRIMAN, KIEFFER, LONGLEY, LORD, MICHAUD, MILLS, O'DEA, PARADIS, PENDEXTER, PINGREE, RAND, RUHLIN, SMALL, STEVENS, and the PRESIDENT, Senator BUTLAND

ABSENT: Senators: HATHAWAY, LAWRENCE, McCORMICK
 No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being absent, and None being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of James F.X. Wellehan, for appointment to the Finance Authority of Maine, was CONFIRMED.

The Secretary informed the Speaker of the House.

Off Record Remarks

SENATE PAPERS

Bill "An Act Pertaining to Employee Benefit Plans of Employee Leasing Companies"

S.P. 686 L.D. 1755

Presented by Senator MILLS of Somerset
 Cosponsored by Representatives: GATES of Rockport, MAYO, III of Bath, VIGUE of Winslow
 Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 24.

Bill "An Act to Clarify and Amend Provisions of the Workers' Compensation Act Relating to Workers' Compensation Self-insurance"

S.P. 688 L.D. 1757

Presented by Senator MILLS of Somerset
 Cosponsored by Representatives: CAMPBELL of Holden, VIGUE of Winslow
 Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 24.

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

Which were referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Establish a High School for the Visual and Performing Arts"

S.P. 687 L.D. 1756

Presented by Senator AMERO of Cumberland
 Cosponsored by Senators: ABROMSON of Cumberland, BUTLAND of Cumberland, ESTY, JR. of Cumberland, KIEFFER of Aroostook, LAWRENCE of York, McCORMICK of Kennebec, O'DEA of Penobscot, PARADIS of Aroostook, PENDEXTER of Cumberland, PINGREE of Knox, RAND of Cumberland, SMALL of Sagadahoc, STEVENS, JR. of Androscoggin, Representatives: AULT of Wayne, CARLETON, JR. of Wells, DONNELLY of Presque Isle, DUNN of Gray, GIERINGER, JR. of Portland, JACQUES of Waterville, JOHNSON of South Portland, LEMKE of Westbrook, LIBBY of Buxton, MARTIN of Eagle Lake, MARVIN of Cape Elizabeth, MITCHELL of Vassalboro, MITCHELL of Portland, O'GARA of Westbrook, O'NEAL of Limestone, PENDLETON, JR. of Scarborough, RICHARDSON of Portland, ROWE of Portland, SAXL of Portland, STEVENS of Orono, STONE of Bangor, TAYLOR of Cumberland, TRUE of Fryeburg

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

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

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

Sent down for concurrence.

Bill "An Act to Amend the Laws Regarding Employee Leasing Companies" (Emergency)

S.P. 689 L.D. 1761

Presented by Senator HANLEY of Oxford
 Cosponsored by Representative BENEDIKT of Brunswick and Senators: BEGLEY of Lincoln, BERUBE of Androscoggin, CLEVELAND of Androscoggin, FERGUSON, JR. of Oxford, Representatives: AHEARNE of Madawaska, BOUFFARD of Lewiston, DIPIETRO of South Portland, DORE of Auburn, FITZPATRICK of Durham, GWADOSKY of Fairfield, KERR of Old Orchard Beach, KILKELLY of Wiscasset, KONTOS of Windham, LAFOUNTAIN, III of Biddeford, MITCHELL of Vassalboro, MURPHY of Berwick, NADEAU of Saco, ROBICHAUD of Caribou, SIROIS of Caribou, TOWNSEND of Portland, TUTTLE, JR. of Sanford, UNDERWOOD of Oxford, VIGUE of Winslow, WHITCOMB of Waldo, WINGLASS of Auburn, WINSOR of Norway

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Reference to the Committee on LABOR suggested and ORDERED PRINTED.

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

Sent down for concurrence.

Bill "An Act to Improve the Hancock County Budget Procedure"

S.P. 685 L.D. 1754

Presented by Senator RUHLIN of Penobscot
 Cosponsored by Representative POVICH of Ellsworth and Representatives: BIGL of Bucksport, BUNKER, JR. of Kossuth Township, FISHER of Brewer, JONES of Bar Harbor, PINKHAM of Lamoine

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

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

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

Sent down for concurrence.

Off Record Remarks

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

COMMITTEE REPORTS

Senate

Ought to Pass As Amended

Senator CARPENTER for the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Repeal the Requirement that Disbursement Warrants Receive an Affirmative Vote by Municipal Officers"

S.P. 608 L.D. 1612

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-421).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-421) READ and ADOPTED.

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

Senator CARPENTER for the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Amend the Piscataquis County Budget Process"

S.P. 611 L.D. 1615

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-423).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-423) READ and ADOPTED.

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

SECOND READERS

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

House As Amended

Bill "An Act to Promote Parity Between State and Federally Chartered Credit Unions"

H.P. 1184 L.D. 1622

(C "A" H-683)

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

Senate

Bill "An Act to Amend the Laws Regarding the Apportionment of Costs of the Mount Desert Island Regional School District among Member Towns"

S.P. 632 L.D. 1640

Which was READ A SECOND TIME.

On motion by Senator SMALL of Sagadahoc, Senate Amendment "A" (S-422) READ and ADOPTED.

The Bill PASSED TO BE ENGROSSED, As Amended.

Sent down for concurrence.

Senate As Amended

Bill "An Act Concerning Preference to Maine Workers and Contractors"

S.P. 341 L.D. 946

(C "A" S-418)

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

S.P. 379 L.D. 1056

(C "A" S-420)

Bill "An Act to Update and Clarify the Corporate Laws"

S.P. 619 L.D. 1624

(C "A" S-417)

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

Sent down for concurrence.

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

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

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

Off Record Remarks

Senate at Ease
Senate called to order by the President.

Off Record Remarks

Senate at Ease
Senate called to order by the President.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1996 and June 30, 1997" (Emergency)

H.P. 1280 L.D. 1759

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

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

Which was referred to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**, in concurrence.

Bill "An Act to Amend the Definition of 'State Agency Client'"

H.P. 1281 L.D. 1760

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

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

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

Resolve, to Authorize the Exchange of a Parcel of Land Owned by the State with One Owned by Luke Bolduc

H.P. 1275 L.D. 1751

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

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

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

Bill "An Act to Merge the Charter of the Jackman Water and Sewer Districts"

H.P. 1276 L.D. 1752

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

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

Which was referred to the Committee on **UTILITIES AND ENERGY**, in concurrence.

**Pursuant to Joint Order
JOINT STANDING COMMITTEE ON JUDICIARY**

The **JOINT STANDING COMMITTEE ON JUDICIARY**, pursuant to Joint Order H.P. 1258, asks leave to

report, pursuant to Joint Rule 18, that the accompanying Bill "An Act to Amend the Protection from Abuse and Protection from Harassment Statutes"

H.P. 1279 L.D. 1758

Be referred to the Committee on **JUDICIARY** for Public Hearing and printed.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**.

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

The Bill referred to the Committee on **JUDICIARY**, in concurrence.

**Pursuant to Public Law
MAINE HEALTH CARE REFORM COMMISSION**

The **MAINE HEALTH CARE REFORM COMMISSION**, pursuant to the Public Law 1993, chapter 707, Part AA, section 5, asks leave to submit its findings and to report, pursuant to Joint Rule 20, that the accompanying Bill "An Act to Control Health Care Costs and Improve Access to Health Care"

H.P. 1277 L.D. 1753

Be referred to the Committee on **BANKING AND INSURANCE** for Public Hearing and printed.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill referred to the Committee on **BANKING AND INSURANCE** and **ORDERED PRINTED**.

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

The Bill referred to the Committee on **BANKING AND INSURANCE**, in concurrence.

Pursuant to Senate Rule 1, the Chair appointed Senator **MILLS** of Somerset as President Pro Tem for the next Legislative Day.

On motion by Senator **MILLS** of Somerset, **ADJOURNED** until Thursday, February 8, 1996, at 10:00 o'clock in the morning.