

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)

Senate Legislative Record
One Hundred and Eighteenth Legislature
State of Maine

Volume 1

First Regular & Special Session
December 6, 1996 to May 19, 1997

Pages 1 - 980

**STATE OF MAINE
ONE HUNDRED AND EIGHTEENTH LEGISLATURE
FIRST SPECIAL SESSION
JOURNAL OF THE SENATE**

In Senate Chamber
Monday
April 7, 1997

Senate Called to Order by the President, Mark W. Lawrence of York.

Prayer by the Honorable Richard P. Ruhlin of Penobscot.

HONORABLE RICHARD P. RUHLIN: Good morning. Let us pray together. Our Heavenly Being, please bless and guide us, this day, so that we may be better prepared to fulfill Your will and work for the betterment of all our citizens. Let us treat each other with respect and act with dedication, so that these works may be forthcoming. Amen.

Doctor of the Day, Russell Radcliffe, M.D., Auburn.

Pledge of Allegiance led by Senator James D. Libby of York.

Reading of the Journal of Thursday, April 3, 1997.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-concurrent Matter

Bill "An Act to Review Registration of Certified Nursing Assistants" H.P. 1206 L.D. 1706

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

In House, April 1, 1997, referred to the Committee on **HEALTH AND HUMAN SERVICES**.

In Senate, April 2, 1997, referred to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** in **NON-CONCURRENCE**.

Comes from the House, that Body having **ADHERED**.

On motion by Senator **PINGREE** of Knox, **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

House Papers

Bill "An Act to Establish the Maine Single-payer Health Care Plan and to Restructure the State Tax System" H.P. 1229 L.D. 1741

Committees on **HEALTH AND HUMAN SERVICES** and **TAXATION** suggested and **ORDERED PRINTED**.

Comes from the House, referred to the Committees on **BANKING AND INSURANCE** and **TAXATION**.

On motion by Senator **LAFOUNTAIN** of York, **TABLED** until Later in Today's Session, pending **REFERENCE**.

Bill "An Act to Amend the Formula Determining the Local Share in the School Funding Process" H.P. 1227 L.D. 1739

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** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Include Nontraditional Medical Alternatives under Health Maintenance Organization and Medicaid Coverage and to Allow the Patient to Choose the Method of Treatment" H.P. 1226 L.D. 1738

Comes from the House, referred to the Committee on **HEALTH AND HUMAN SERVICES** and **ORDERED PRINTED**.

On motion by Senator **LAFOUNTAIN** of York, **TABLED** until Later in Today's Session, pending **REFERENCE**.

Bill "An Act to Create a Taxpayers' Bill of Rights" H.P. 1228 L.D. 1740

Bill "An Act to Comprehensively Realign the Tax Structure of the State" H.P. 1230 L.D. 1742

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

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

COMMUNICATIONS

The Following Communication: S.P. 582

118TH MAINE LEGISLATURE

April 3, 1997

Senator Robert E. Murray, Jr.
Representative Edward Povich
Chairpersons
Joint Standing Committee on Criminal Justice
118th Legislature
Augusta, Maine 04333

Dear Senator Murray and Representative Povich:

Please be advised that Governor Angus S. King, Jr. has nominated Martin A. Magnusson for appointment as Commissioner of the Department of Corrections.

Pursuant to Title 34A, MRSA Section 1401, this nomination will require review by the Joint Standing Committee on Criminal Justice and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/Elizabeth H. Mitchell
Speaker of the House

Which was **READ** and referred to the Committee on **CRIMINAL JUSTICE**.

Sent down for concurrence.

The Following Communication: S.C. 146

**STATE OF MAINE
ONE HUNDRED AND EIGHTEENTH LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL
AFFAIRS**

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Appropriations and Financial Affairs has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 1304 An Act to Provide Nonfederal Matching Funds for a Wood Composite Research and Development Facility for the University of Maine

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Michael H. Michaud
Senate Chair

S/Rep. George J. Kerr
House Chair

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

The Following Communication: S.C. 147

**STATE OF MAINE
ONE HUNDRED AND EIGHTEENTH LEGISLATURE
COMMITTEE ON BANKING AND INSURANCE**

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Banking and Insurance has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 477 An Act to Require that Health Insurance Benefits for School District Employees Be Subject to the Mandatory Bid Process

L.D. 766 An Act to Provide Options under Managed Care Plans for Counseling by a Primary Care Physician

L.D. 839 An Act to Ensure Reasonable Access to Emergency Medical Services

L.D. 1000 An Act to Ensure Choice of Physicians in Managed Care Programs

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

Sincerely,

S/Sen. Lloyd P. LaFountain III
Senate Chair

S/Rep. Jane W. Saxl
House Chair

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

The Following Communication: S.C. 148

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

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Business and Economic Development has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 1009 An Act to Equalize the Energy Efficiency Standards for Multifamily Residential Structures Funded by Public Funds

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. John T. Jenkins
Senate Chair

S/Rep. Marc J. Vigue
House Chair

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

The Following Communication: S.C. 149

**STATE OF MAINE
ONE HUNDRED AND EIGHTEENTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Health and Human Services has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 1380 An Act to Clarify and Facilitate Transfers of Health Care Facility Capacity

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Judy Paradis
Senate Chair

S/Rep. J. Elizabeth Mitchell
House Chair

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

The Following Communication: S.C. 150

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

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Inland Fisheries and Wildlife has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 337 An Act to Extend the Hunting Day

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

Sincerely,

S/Sen. Marjorie L. Kilkelly
Senate Chair

S/Rep. Norman R. Paul
House Chair

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

The Following Communication: S.C. 151

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

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Labor has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 277 An Act to Require the State to Pay the Full Insurance Premium for Retired Public School Teachers
- L.D. 765 An Act to Prohibit the Use of Polygraph Tests by Employers in the Hiring Process
- L.D. 870 An Act to Protect Pension Benefits of Participating Local District Members
- L.D. 1383 An Act to Provide Part-time State and Participating Local District Employees with the Option of Joining the Maine State Retirement System

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

Sincerely,

S/Sen. Mary R. Cathcart
Senate Chair

S/Rep. Pamela H. Hatch
House Chair

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

The Following Communication: S.C. 152

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

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Marine Resources has voted unanimously to report the following bill out "Ought Not to Pass":

- L.D. 1122 An Act to Repeal Municipal Shellfish Ordinances

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Jill M. Goldthwait
Senate Chair

S/Rep. David Etnier
House Chair

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

The Following Communication: S.C. 153

**STATE OF MAINE
ONE HUNDRED AND EIGHTEENTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on State and Local Government has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 209 An Act to Increase Term Limits to 12 Years for Elected Officials and Constitutional Officers
- L.D. 1238 Resolution, Proposing an Amendment to the Constitution of Maine to Make Changes in the Selection and Term of the Secretary of State and Succession of the Office of Governor

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

Sincerely,

S/Sen. John M. Nutting
Senate Chair

S/Rep. Douglas J. Ahearn
House Chair

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

The Following Communication: S.C. 154

**STATE OF MAINE
ONE HUNDRED AND EIGHTEENTH LEGISLATURE
COMMITTEE ON TAXATION**

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Taxation has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 14 An Act to Exempt the Sale of Horses from the Sales Tax
- L.D. 94 An Act to Authorize a Local Option Tax on Lodging and Meals in Hancock County to Fund the Ellsworth Convention and Trade Show Center
- L.D. 272 An Act to Establish a New Jobs Tax Credit
- L.D. 290 An Act to Provide a New Jobs Tax Credit
- L.D. 304 An Act to Increase the Income Tax Credit for Employer-assisted Day Care
- L.D. 318 An Act to Amend the Law Determining What Foods Are Considered Snacks
- L.D. 472 An Act to Allow Sales Tax Credit for Recreational Vehicles
- L.D. 511 An Act to Decrease Property Tax
- L.D. 656 An Act to Allow Municipalities to Issue a Semiannual Property Tax Bill
- L.D. 744 An Act to Require That the State Adjust the Standard Income Tax Deduction to Coincide with Changes in the Federal Income Tax Deduction
- L.D. 759 An Act to Allow Trade-in Credit for Lawn Tractors and Lawn Mowers
- L.D. 1041 An Act to Provide a Tax Credit to Water and Sewer District Customers Equal to Increased Charges for Unfunded Mandates

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

Sincerely,

S/Sen. Richard P. Ruhlin
Senate Chair

S/Rep. Verdi L. Tripp
House Chair

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

The Following Communication: S.C. 155

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

April 2, 1997

Honorable Mark W. Lawrence, President of the Senate
Honorable Elizabeth H. Mitchell, Speaker of the House
118th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Mitchell:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Transportation has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 1307 Resolve, to Name the New Connector of Route 196 and Route 1 in Topsham

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. William B. O'Gara
Senate Chair

S/Rep. Joseph D. Driscoll
House Chair

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

SENATE PAPERS

Bill "An Act to Amend the Laws Relating to Development and Centralized Listing of Municipal Ordinances That Apply to Forest Practices" S.P. 583 L.D. 1746

Presented by Senator KILKELLY of Lincoln
Cosponsored by Representative GREEN of Monmouth and Senators: BENNETT of Oxford, CASSIDY of Washington, MITCHELL of Penobscot, Representatives: BARTH, JR. of Bethel, CAMERON of Rumford, MERES of Norridgewock, SAVAGE of Union
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

Sent down for concurrence.

Bill "An Act to Improve Transportation in Maine" S.P. 584 L.D. 1747

Presented by President LAWRENCE of York
Cosponsored by Representative VIGUE of Winslow and Senators: JENKINS of Androscoggin, KIEFFER of Aroostook, MACKINNON of York, RAND of Cumberland, Representatives: CAMERON of Rumford, DONNELLY of Presque Isle, KONTOS of Windham

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

Sent down for concurrence.

Bill "An Act to Modernize Maine's Fuel Tax Laws"
S.P. 585 L.D. 1748

Presented by Senator RUHLIN of Penobscot
Cosponsored by Representative DRISCOLL of Calais and
Senators: MILLS of Somerset, O'GARA of Cumberland,
PARADIS of Aroostook, Representatives: LABRECQUE of
Gorham, MORGAN of South Portland, SAVAGE of Union,
WHEELER of Eliot
Submitted by the Department of Administrative and Financial
Services pursuant to Joint Rule 204.

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

Sent down for concurrence.

Off Record Remarks

ORDERS

Joint Resolution

On motion by Senator ABROMSON of Cumberland
(Cosponsored by: Representative GIERINGER of Portland,
Representative BAKER of Dixfield, Representative BRENNAN of
Portland, Representative BRUNO of Raymond, Representative
CAMERON of Rumford, Representative CAMPBELL of Holden,
Representative FULLER of Manchester, Representative
MURPHY of Kennebunk, Representative VIGUE of Winslow), the
following Joint Resolution: S.P. 586

**JOINT RESOLUTION RECOGNIZING PARKINSON'S
DISEASE AWARENESS MONTH**

WHEREAS, Parkinson's disease is a brain disorder that
usually affects adults over 40, although it can appear in younger
patients; and

WHEREAS, more individuals suffer from Parkinson's disease
than multiple sclerosis, muscular dystrophy and Lou Gehrig's
disease combined; and

WHEREAS, according to the American Parkinson Disease
Association there are approximately 1.5 million people in the
United States diagnosed with Parkinson's disease, of which
7,000 or more are in the State of Maine; and

WHEREAS, the symptoms of Parkinson's disease - stillness,
tremor, slowness, poor movement, and difficulty with balance
and speaking are often mistaken as a normal part of the aging
process; and

WHEREAS, the cause of the disease is unknown, and drugs
can only control some of the symptoms of Parkinson's disease
for a short period of time; and

WHEREAS, April 11 has been proclaimed to be World
Parkinson's Day, a day for all to recognize the need for more
research and help in dealing with the devastating effects of
Parkinson's disease; and

WHEREAS, increased education and research are needed to
help find more effective treatments and ultimately a cure for
Parkinson's disease and to provide more effective support
programs and services to Parkinson's disease patients, their
caregivers and families; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred
and Eighteenth Legislature, now assembled in the First Special
Session, recognize the month of April as Parkinson's Disease
Awareness Month throughout the State of Maine; and be it
further

RESOLVED: That a suitable copy of this resolution, duly
authenticated by the Secretary of State, be transmitted to the
American Parkinson Disease Association, Maine State Chapter.

Which was **READ** and **ADOPTED.**

Sent down for concurrence.

COMMITTEE REPORTS

House

Change of Reference

The Committee on **INLAND FISHERIES AND WILDLIFE** on
Bill "An Act to Regulate Camp Lot Leases"
H.P. 1046 L.D. 1463

Reported that the same be **REFERRED** to the Committee on
AGRICULTURE, CONSERVATION AND FORESTRY.

Comes from the House with the Report **READ** and
ACCEPTED and the Bill **REFERRED** to the Committee on
AGRICULTURE, CONSERVATION AND FORESTRY.

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

The Bill **REFERRED** to the Committee on **AGRICULTURE,
CONSERVATION AND FORESTRY**, in concurrence.

Ought to Pass As Amended

The Committee on **LEGAL AND VETERANS AFFAIRS** on
RESOLUTION, Proposing an Amendment to the Constitution of
Maine to Clarify Voting Rights H.P. 639 L.D. 864

Reported that the same **Ought to Pass as Amended by
Committee Amendment "A" (H-129).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolution **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-129)**.

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

The Resolution **READ ONCE**.

Committee Amendment "A" (H-129) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Increase the Certification Fee Cap for the Board of Geologists and Soil Scientists" H.P. 363 L.D. 508

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-130)**.

Signed:

Senators:

JENKINS of Androscoggin
RAND of Cumberland

Representatives:

VIGUE of Winslow
FARNSWORTH of Portland
SIROIS of Caribou
SHANNON of Lewiston
WRIGHT of Berwick

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

Signed:

Senator:

MACKINNON of York

Representatives:

BODWELL II of Brunswick
MURPHY, JR. of Kennebunk
CAMERON of Rumford
MACDOUGALL of North Berwick
MACK of Standish

Comes from the House, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-130)**.

Which Reports were **READ**.

On motion by Senator JENKINS of Androscoggin, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

Divided Report

The Majority of the Committee on **MARINE RESOURCES** on Bill "An Act Concerning Regulatory Authority to Protect Certain Marine Organisms" (Emergency) H.P. 573 L.D. 764

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-136)**.

Signed:

Senators:

GOLDTHWAIT of Hancock
PENDLETON of Cumberland
MACKINNON of York

Representatives:

ETNIER of Harpswell
PERKINS of Penobscot
BAGLEY of Machias
PIEH of Bremen
PINKHAM of Lamoine
VOLENIK of Brooklin
HONEY of Boothbay
PINKHAM of Brunswick

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

Signed:

Representatives:

GOODWIN of Pembroke
LAYTON of Cherryfield

Comes from the House, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-136)**.

Which Reports were **READ**.

On motion by Senator GOLDTHWAIT of Hancock, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-136)** Report **ACCEPTED**, in concurrence.

The Bill **READ ONCE**.

Committee Amendment "A" (H-136) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Direct Popular Election of Constitutional Officers H.P. 290 L.D. 354

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-137)**.

Signed:

Senator:
LIBBY of York

Representatives:
AHEARNE of Madawaska
BUMPS of China
FISK, JR. of Falmouth
BAGLEY of Machias
GERRY of Auburn
GIERINGER, JR. of Portland
KASPRZAK of Newport
SANBORN of Alton
DUTREMBLE of Biddeford

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

Signed:

Senators:
NUTTING of Androscoggin
GOLDTHWAIT of Hancock

Comes from the House, 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-137)**.

Which Reports were **READ**.

Senator **PINGREE** of Knox moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report in **NON-CONCURRENCE**.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending motion by same Senator to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report in **NON-CONCURRENCE**.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act Concerning the Fees Charged by the Secretary of State for Copies" H.P. 410 L.D. 555

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-138)**.

Signed:

Senators:
NUTTING of Androscoggin
LIBBY of York

Representatives:
AHEARNE of Madawaska
FISK, JR. of Falmouth
BAGLEY of Machias
GERRY of Auburn
LEMKE of Westbrook
GIERINGER, JR. of Portland
KASPRZAK of Newport
SANBORN of Alton
DUTREMBLE of Biddeford

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

Signed:

Senator:
GOLDTHWAIT of Hancock

Representative:
BUMPS of China

Comes from the House, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-138)**.

Which Reports were **READ**.

On motion by Senator **PINGREE** of Knox, **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 to Amend the Law Regarding Fog Lights" H.P. 92 L.D. 116

Bill "An Act to Allow After-market Window Tinting of Multi-purpose Vehicles" H.P. 796 L.D. 1084

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

Bill "An Act to Ensure Responsible Coordination of Medical Care under Managed Care" H.P. 401 L.D. 546

Which was **READ A SECOND TIME**.

On motion by Senator **LAFOUNTAIN** of York, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED**, in concurrence.

House As Amended

Bill "An Act to Require Confidentiality of Law Enforcement Officers Involved in Motor Vehicle Accidents" H.P. 21 L.D. 46 (C "A" H-125)

(See action later today.)

Bill "An Act to Amend the Laws Pertaining to Electricians" H.P. 162 L.D. 204 (C "A" H-142)

Bill "An Act to Require Employees of Public Utilities to Be Licensed When Providing Services Outside the Regulated Activities of the Utility" H.P. 308 L.D. 372 (C "A" H-132)

Bill "An Act to Conform the Lien Procedures Within the Charter of Boothbay Harbor Sewer District to Statutory Lien Procedures" H.P. 384 L.D. 529 (C "A" H-133)

Bill "An Act to Clarify the Sanctions for Violating Laws Relating to Animal Pulling Events" H.P. 500 L.D. 691 (C "A" H-140)

Bill "An Act to Amend the Charter of the Portland Water District" (Emergency) H.P. 533 L.D. 724 (C "A" H-134)

Bill "An Act to Clarify the Audit Requirement of the Maine State Housing Authority" H.P. 651 L.D. 904 (C "A" H-141)

Bill "An Act Concerning Licensing and Recertification of Licensed Counseling Professionals" H.P. 748 L.D. 1025 (C "A" H-135)

Bill "An Act to Create the Tenants Harbor Standard Water District" (Emergency) H.P. 785 L.D. 1073 (C "A" H-131)

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

Senate

Bill "An Act to Clarify Liability Coverage" S.P. 233 L.D. 802

Which was **READ A SECOND TIME**.

On motion by Senator **PINGREE** of Knox, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED**.

Senate As Amended

Bill "An Act to Amend the Family Medical Leave Laws" S.P. 123 L.D. 402 (C "A" S-88)

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

Sent down for concurrence.

On motion by Senator **CAREY** of Kennebec, the Senate **RECONSIDERED** whereby it **PASSED TO BE ENGROSSED, As Amended**, in concurrence the following:

Bill "An Act to Require Confidentiality of Law Enforcement Officers Involved in Motor Vehicle Accidents" H.P. 21 L.D. 46 (C "A" H-125)

(In House, April 2, 1997, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-125)**.)

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED, AS AMENDED**, in concurrence.

ORDERS OF THE DAY

Unfinished Business

The following matter in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later (3/26/97) Assigned matter:

SENATE REPORTS - from the Committee on **LEGAL AND VETERANS AFFAIRS** on Resolve, Authorizing the Theta Chi Building Association to File with the Secretary of State as a Nonprofit Corporation S.P. 145 L.D. 424 (C "A" S-28)

Majority - **Ought to Pass as Amended** (11 members)

Minority - **Ought Not to Pass** (2 members)

Tabled - March 26, 1997, by Senator **PINGREE** of Knox.

Pending - **FURTHER CONSIDERATION**

(In Senate, March 20, 1997, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-28).**)

(In House, March 25, 1997, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE.**)

On motion by Senator **TREAT** of Kennebec, the Senate **INSISTED.**

Sent down for concurrence.

Senate at Ease

Senate called to order by the President.

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

Bill "An Act to Establish the Maine Single-payer Health Care Plan and to Restructure the State Tax System"

H.P. 1229 L.D. 1741

Tabled - April 7, 1997, by Senator **LAFOUNTAIN** of York.

Pending - **REFERENCE**

(Committees on **HEALTH AND HUMAN SERVICES** and **TAXATION** suggested and **ORDERED PRINTED.**)

(In House, April 3, 1997, referred to the Committees on **BANKING AND INSURANCE** and **TAXATION.**)

On motion by Senator **LAFOUNTAIN** of York, referred to the Committee on **BANKING AND INSURANCE** and in **NON-CONCURRENCE.**

Sent down for concurrence.

Senator **PINGREE** of Knox was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

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

Off Record Remarks

Senator **PINGREE** of Knox, **ADJOURNED**, until Tuesday, April 8, 1997, at 9:00 in the morning.