

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Eighteenth Legislature
State of Maine

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

In Senate Chamber
Friday
May 2, 1997

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

Prayer by Father Richard Hall of St. Philip's Episcopal Church in Wiscasset.

FATHER RICHARD HALL: Almighty God who has proclaimed You would make the hearts of the people Your home, be present in the hearts and minds of the members of this Senate, that they may accomplish the work You have called them here to do. They hold the gift of government in sacred trust, as those who have served before them. They will pass on to those who will come after them an inheritance of sound judgment and compassion and a sacred calling to a ministry of service to the people of Maine. We thank You for putting it into their hearts to offer themselves for public service and we thank You for the diversity of thought and opinion which they represent. Today we ask Your blessing upon them and their work and as they approach the end of this day, may they look back on a job well done in the service of this great people of Maine and in the service of Your Holy Kingdom. Amen.

Doctor of the Day, Allan Kuong, D.O., Freeport.

Reading of the Journal of Thursday, May 1, 1997.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-concurrent Matter

Bill "An Act to Amend the Laws Regarding Proposed Unaccepted Streets" S.P. 634 L.D. 1851

In Senate, April 30, 1997, referred to the Committee on **TRANSPORTATION** and **ORDERED PRINTED**.

Comes from the House, referred to the Committee on **STATE AND LOCAL GOVERNMENT** in **NON-CONCURRENCE**.

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

SENATE PAPERS

Bill "An Act to Fund the Collective Bargaining Agreement for the Maine State Police Bargaining Unit" (Emergency) S.P. 640 L.D. 1862

Presented by President **LAWRENCE** of York (**GOVERNOR'S BILL**)

Cosponsored by Speaker **MITCHELL** of Vassalboro

Which was referred to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and **ORDERED PRINTED**.

Sent down for concurrence.

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide Equal Educational Funding S.P. 639 L.D. 1861

Presented by Senator **PARADIS** of Aroostook
Cosponsored by Representative **BELANGER** of Wallagrass and Senators: **BENOIT** of Franklin, **MURRAY, JR.** of Penobscot, Representatives: **AHEARNE** of Madawaska, **BUNKER, JR.** of Kossuth Township, **DESMOND** of Mapleton, **JOY** of Crystal, **KNEELAND** of Easton, **PERRY** of Bangor
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

Sent down for concurrence.

Bill "An Act to Encourage Major Investments in Shipbuilding Facilities and to Encourage the Preservation of Jobs" S.P. 641 L.D. 1863

Presented by Senator **SMALL** of Sagadahoc
Cosponsored by Representative **SAXL** of Portland and Senators: **CLEVELAND** of Androscoggin, **HARRIMAN** of Cumberland, **KIEFFER** of Aroostook, **PINGREE** of Knox, Representatives: **KERR** of Old Orchard Beach, **MAYO III** of Bath, **PEAVEY** of Woolwich, **RINES, JR.** of Wiscasset

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

Sent down for concurrence.

COMMITTEE REPORTS

House

Ought to Pass

The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Establish the Rider Safety Act" H.P. 713 L.D. 977

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

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

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

The Bill **READ ONCE**.

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

Ought to Pass As Amended

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, to Establish the Commission to Determine the Adequacy of Services to Persons with Mental Retardation (Emergency) H.P. 431 L.D. 581

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-273)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-273)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-273) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Promote Microbreweries" H.P. 1106 L.D. 1549

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-269)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-269)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-269) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, to Authorize the Lincoln County Commissioners to Borrow Not More Than \$600,000 to Build the Lincoln County Communications Center (Emergency) H.P. 995 L.D. 1387

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-268)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-268)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-268) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on Bill "An Act to Improve the Administration of Tax Increment Financing" H.P. 223 L.D. 287

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-263)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-263)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-263) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act to Encourage Organ Donation by Establishing an Organ Donation Registry" H.P. 737 L.D. 1001

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-260)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-260)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-260) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act to Amend Coded Licenses" H.P. 865 L.D. 1182

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-262).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-262).**

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

The Bill **READ ONCE.**

Committee Amendment "A" (H-262) **READ** and **ADOPTED**, in concurrence.

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

Off Record Remarks

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Exempt Watercraft Powered by Electric Motors from Registration Fees" H.P. 170 L.D. 225

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

Signed:

Senators:

KILKELLY of Lincoln
RUHLIN of Penobscot
HALL of Piscataquis

Representatives:

PAUL of Sanford
CLARK of Millinocket
CHICK of Lebanon
DUNLAP of Old Town
UNDERWOOD of Oxford
TRUE of Fryeburg
USHER of Westbrook
GOODWIN of Pembroke
CROSS of Dover-Foxcroft

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-265).**

Signed:

Representative:

PERKINS of Penobscot

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

Which Reports were **READ.**

On motion by Senator **KILKELLY** of Lincoln, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Prohibit the Use of Artificial Devices by Game Wardens for the Purpose of Causing Hunting Violations" H.P. 697 L.D. 961

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

Signed:

Senators:

KILKELLY of Lincoln
RUHLIN of Penobscot
HALL of Piscataquis

Representatives:

PAUL of Sanford
CHICK of Lebanon
DUNLAP of Old Town
TRUE of Fryeburg
USHER of Westbrook
GOODWIN of Pembroke
CROSS of Dover-Foxcroft
PERKINS of Penobscot

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-266).**

Signed:

Representatives:

CLARK of Millinocket
UNDERWOOD of Oxford

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

Which Reports were **READ.**

On motion by Senator **KILKELLY** of Lincoln, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **MARINE RESOURCES** on Bill "An Act to Repeal the Requirement That Lobster Traps Have Tags" H.P. 68 L.D. 93

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

Signed:

Senators:

GOLDTHWAIT of Hancock
PENDLETON of Cumberland
MACKINNON of York

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-256)**.

Signed:

Representatives:

GOODWIN of Pembroke
BAGLEY of Machias
PINKHAM of Lamoine
LAYTON of Cherryfield

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

Which Reports were **READ**.

On motion by Senator **GOLDTHWAIT** of Hancock, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **MARINE RESOURCES** on Bill "An Act to Extend the Lobster Promotion Council and Its Personnel Requirements" H.P. 921 L.D. 1264

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-250)**.

Signed:

Senators:

GOLDTHWAIT of Hancock
PENDLETON of Cumberland
MACKINNON of York

Representatives:

ETNIER of Harpswell
GOODWIN of Pembroke
BAGLEY of Machias
PIEH of Bremen
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:

PERKINS of Penobscot
PINKHAM of Lamoine
LAYTON of Cherryfield

Comes from the House with 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-250)**.

Which Reports were **READ**.

On motion by Senator **GOLDTHWAIT** of Hancock, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-250)** Report **ACCEPTED**, in concurrence.

The Bill **READ ONCE**.

Committee Amendment "A" (H-250) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **MARINE RESOURCES** on Bill "An Act to Allow Lobster Management Zones to Restrict Entry" H.P. 1056 L.D. 1488

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-247)**.

Signed:

Senators:

GOLDTHWAIT of Hancock
PENDLETON of Cumberland
MACKINNON of York

Representatives:

ETNIER of Harpswell
GOODWIN of Pembroke
BAGLEY of Machias
PIEH of Bremen
PINKHAM of Lamoine
VOLENIK of Brooklin
LAYTON of Cherryfield
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:

Representative:
PERKINS of Penobscot

Comes from the House with 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-247)**.

Which Reports were **READ**.

On motion by Senator **GOLDTHWAIT** of Hancock, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-247)** Report **ACCEPTED**, in concurrence.

The Bill **READ ONCE**.

Committee Amendment "A" (H-247) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **TAXATION** on Resolve, to Create a Task Force to Develop a Single Payment System for State and Federal Taxes for Small Businesses
H.P. 988 L.D. 1368

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-240)**.

Signed:

Senators:
RUHLIN of Penobscot
DAGGETT of Kennebec
MILLS of Somerset

Representatives:
TRIPP of Topsham
TUTTLE, JR. of Sanford
GREEN of Monmouth
ROWE of Portland
GAGNON of Waterville
MORGAN of South Portland
LEMONT of Kittery
CIANCHETTE of South Portland
SPEAR of Nobleboro

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

Signed:

Representative:
BUCK of Yarmouth

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-240)**.

Which Reports were **READ**.

On motion by Senator **RUHLIN** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-240)** Report **ACCEPTED**, in concurrence.

The Resolve **READ ONCE**.

Committee Amendment "A" (H-240) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act to Allow Flexible Toll Pricing on the Maine Turnpike"
H.P. 583 L.D. 774

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

Signed:

Senators:
O'GARA of Cumberland
JENKINS of Androscoggin
CASSIDY of Washington

Representatives:
DRISCOLL of Calais
WINGLASS of Auburn
FISHER of Brewer
JOYCE of Biddeford
CLUKEY of Houlton
LINDAHL of Northport
BOUFFARD of Lewiston
SAVAGE of Union
WHEELER of Eliot

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-267)**.

Signed:

Representative:
CHARTRAND of Rockland

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

Which Reports were **READ**.

On motion by Senator **O'GARA** of Cumberland, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Off Record Remarks

SECOND READERS

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

House As Amended

Bill "An Act to Establish a Tuition Rate for Education in the Unorganized Territory" H.P. 360 L.D. 505 (C "A" H-229)

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

Senate As Amended

Bill "An Act to Impose a Surcharge on Documents Recorded in a Registry of Deeds to Fund Preservation of Registry Documents" S.P. 47 L.D. 157 (C "B" S-94)

Bill "An Act to Revise Judicial Separation" S.P. 128 L.D. 407 (C "A" S-171)

Bill "An Act to Amend the Adoption Laws Relating to Consent and Forms for Surrender and Release" S.P. 257 L.D. 826 (C "A" S-170)

Bill "An Act to Include Incorporated Fire Departments Recognized by Any Authority Created by Statute within the Protection of the Maine Tort Claims Act" S.P. 287 L.D. 938 (C "A" S-172)

Bill "An Act to Clarify the Timber Trespass Laws" S.P. 348 L.D. 1167 (C "A" S-173)

Which were **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

Senate

Ought to Pass As Amended

Senator **KILKELLY** for the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Amend the Laws Regarding Snowmobile Registration" S.P. 125 L.D. 404

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-175)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (S-175) **READ** and **ADOPTED**.

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

Senator **KILKELLY** for the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Protect the Department of Inland Fisheries and Wildlife from Unfunded Mandates" S.P. 229 L.D. 798

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-176)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (S-176) **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

Senator **PARADIS** for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Provide Recipients of All Assisted Living Programs and Services Residents' Rights and Equivalent Reporting and Enforcement Opportunities" S.P. 484 L.D. 1492

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

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

The Bill **READ ONCE**.

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

Senator **RUHLIN** for the Committee on **TAXATION** on Bill "An Act to Create Equity in the Taxation of Special Fuels" S.P. 228 L.D. 797

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

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

The Bill **READ ONCE**.

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act Concerning the Outdoor Gathering Laws" S.P. 371 L.D. 1230

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

Signed:

Senators:

PARADIS of Aroostook
LONGLEY of Waldo
MITCHELL of Penobscot

Representatives:

MITCHELL of Portland
BROOKS of Winterport
FULLER of Manchester
KANE of Saco
PIEH of Bremen
QUINT of Portland
JOYNER of Hollis
BRAGDON of Bangor
SNOWE-MELLO of Poland

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

Signed:

Representative:

LOVETT of Scarborough

Which Reports were **READ**.

On motion by Senator **PARADIS** of Aroostook, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**.

Sent down for concurrence.

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

Senate at Ease

Senate called to order by the President.

Off Record Remarks

Senator **SMALL** of Sagadahoc was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

Senator **PARADIS** of Aroostook was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

On motion by Senator **RAND** of Cumberland, **RECESSED** until the sound of the bell.

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

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act Regarding Trap-tending Requirements" H.P. 161 L.D. 203

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

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

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

The Bill **READ ONCE**.

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

Ought to Pass As Amended

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Define the Term "Occupational Therapy Practitioner" in the Laws Regulating Professions and Occupations" H.P. 518 L.D. 709

Reported that the same **Ought to Pass as Amended** by **Committee Amendment "A" (H-287)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-287)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-287) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Amend the Maine Pharmacy Act" H.P. 538 L.D. 729

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-288)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-288)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-288) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Amend the Real Estate Brokerage Laws" H.P. 772 L.D. 1049

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-289)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-289)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-289) **READ** and **ADOPTED**, in concurrence.

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

Off Record Remarks

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Provide a Warranty for Assistive Devices for Persons with Disabilities" H.P. 897 L.D. 1214

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-290)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-290)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-290) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Amend the Laws Regulating Occupational Therapy Practice" H.P. 1151 L.D. 1616

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-282)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-282)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-282) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Increase Home Ownership" H.P. 1171 L.D. 1648

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-281)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-281)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-281) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, to Study the Implementation of a Statewide Criminal Record Check of Home Care Providers to Ensure Safety for Citizens Receiving Care in Community-based Settings

H.P. 769 L.D. 1046

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-284)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-284)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-284) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Amend the Prehearing Settlement Process"

H.P. 778 L.D. 1066

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-286)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-286)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-286) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Allow a Separate, Nonsmoking Area for a Beano or Bingo Game"

H.P. 928 L.D. 1275

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-285)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-285)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-285) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **NATURAL RESOURCES** on Bill "An Act to Create the River Flow Advisory Commission within the Department of Defense and Veterans' Services"

H.P. 1112 L.D. 1555

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-279)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-279)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-279) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **NATURAL RESOURCES** on Resolve, Regarding Legislative Review of Chapter 378, Variance Criteria for the Excavation of Rock, Borrow, Topsoil, Clay or Silt and Performance Standards for the Storage of Petroleum Products, a Major Substantive Rule of the Department of Environmental Protection, Bureau of Land and Water Quality (Emergency)

H.P. 831 L.D. 1136

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-278)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-278)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-278) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **NATURAL RESOURCES** on Resolve, Regarding Legislative Review of Chapter 380: Planning Permit, a Major Substantive Rule of the Department of Environmental Protection, Bureau of Land and Water Quality (Emergency) H.P. 909 L.D. 1252

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-277)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-277)**.

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

The Resolve **READ ONCE**.

Committee Amendment "A" (H-277) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **UTILITIES AND ENERGY** on Bill "An Act to Amend the Charter of the Winterport Sewer District" H.P. 910 L.D. 1253

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-280)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-280)**.

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

The Bill **READ ONCE**.

Committee Amendment "A" (H-280) **READ** and **ADOPTED**, in concurrence.

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

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

ENACTORS

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

An Act to Clarify the Definition of Qualified School for Telecommunications Network Purposes H.P. 307 L.D. 371

An Act Requiring Qualified Investigation of Certain Truck-related and Bus-related Fatalities H.P. 469 L.D. 640 (C "A" H-149)

An Act to Amend the Washington County Budget Advisory Committee H.P. 515 L.D. 706

An Act to Amend the Revised Maine Securities Act H.P. 717 L.D. 981 (C "A" H-212)

An Act to Increase the Civil Penalty for Cruelty to Animals H.P. 788 L.D. 1076 (C "A" H-214)

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 Require Law Enforcement Officers to Inform a Person Who Fails to Submit to a Blood Test about the Informed Consent Law H.P. 777 L.D. 1065

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

An Act to Amend Department of Defense and Veterans' Affairs Laws S.P. 351 L.D. 1170 (C "A" S-114)

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

Resolve

Resolve, to Implement the Recommendations of the Commission to Study Poverty Among Working Parents with Regard to Microenterprise Needs H.P. 266 L.D. 330

Resolve, to Name the New Bangor-Brewer Replacement Bridge H.P. 1142 L.D. 1607

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

Emergency Mandate

An Act to Create the Oquossoc Standard Water District S.P. 236 L.D. 805 (C "A" S-112)

This being a Mandate, in accordance with the provisions of Section 21 of Article IX of the Constitution, 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.

On motion by Senator **AMERO** of Cumberland, **ADJOURNED**
until Monday, May 5, 1997, at 10:00 in the morning.