

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Eighteenth Legislature
State of Maine

Volume 2

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May 20, 1997 to June 20, 1997

First Confirmation Session
October 6, 1997

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January 7, 1998 to March 24, 1998

Pages 981 - 1977

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

In Senate Chamber
Monday
February 2, 1998

Senate called to order by President Mark W. Lawrence of York County.

Prayer by Father John Marquis of Colby College in Waterville.

FATHER JOHN MARQUIS: Loving and gracious God, we praise You for Your creation and for all that You give us. We ask Your blessing upon our state and especially for those who devote themselves to making our laws. Bless these men and women with a deep concern for the common good for all that is just and true. Give them ears attuned to the needs of the less fortunate and the patience to listen to one another as they make difficult decisions. We ask this in Your name, loving God. Amen.

Pledge of Allegiance led by Senator Mary Small of Sagadahoc County.

Doctor of the Day, Francis Schumann, M.D., Machias.

Reading of the Journal of Wednesday, January 28, 1998.

Out of order and under suspension of the Rules, on motion by Senator PINGREE of Knox, the following Senate Order:
S.O. 25

ORDERED, that a message be sent to the House of Representatives proposing a Joint Convention of both Branches in the Hall of the House at 6:30 in the evening for the purpose of extending to Governor Angus S. King, Jr., an invitation to attend the Convention and make such communication as pleases him.

READ and PASSED.

The President appointed the Senator from Knox, Senator PINGREE to deliver the message to the House of Representatives.

The Sergeant-at-Arms escorted the Senator to the House of Representatives.

Subsequently, the Senator from Knox, Senator PINGREE, reported that she had delivered the message with which she was charged.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act Relating to the State Valuation of the Town of Wiscasset" (EMERGENCY) S.P. 758 L.D. 2065

In Senate, January 15, 1998, REFERRED to the Committee on TAXATION and ordered printed.

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

THE PRESIDENT: The Chair recognizes the Senator from Lincoln, Senator Kilkelly.

Senator KILKELLY: Thank you Mr. President and men and women of the Senate. When a bill is presented and goes through its normal process, often we win and often we lose. But there's always an opportunity to at least raise the issue, discuss the merits of a particular proposal and move on. It is with deep regret that this particular bill is not going to have that opportunity to be debated and discussed to its fullest. And I would like to, at least, provide some information about why I feel it had merit and my concern for the good folks of Wiscasset and surrounding communities.

This bill would have provided additional General Purpose Aid for education and revenue sharing to the town of Wiscasset as a response to the reduction in valuation. It's an issue that we've seen in a number of other towns. We've seen it happen in Bath. We've seen it happen in Millinocket. This year there are a couple of proposals that are before us in other circumstances. When a town's valuation is significantly impacted it does make sense for us to take a look at that two year lag and see if we can, in fact, address that issue. One of the unique aspects of this bill is that it did not include the county tax. And it didn't include that because Wiscasset, as we all know, is a real aberration in this state. The Maine Yankee plant provided a tremendous amount of property tax dollars to the Town of Wiscasset. Wiscasset then provided a tremendous amount of property tax funding for the county. So to have the other towns in the county have that same kind of a quick hit did not seem to make sense. So it only looked at General Purpose Aid for education and revenue sharing.

There have been a number of issues raised about the Town of Wiscasset and how Wiscasset has spent money. And one of the concerns is that Wiscasset has reserve accounts. I served as a selectman in Wiscasset for four years and have lived there for about 18 years. And one of the things that is interesting to me is that when you have an opportunity to put money into a savings account, and when you have an opportunity to take care of the things that, we talk about in state government often our infrastructure, and you've done that in a reasonable way. That's something that should not be criticized but ought to be supported as a good way to do business. What we also have heard is that, well, if Wiscasset has reserve accounts and has a surplus, if you will, then why don't you just use that to take care of this problem? Why do you need to come to the State?

And the analogy I've been using is FEMA money. This state currently has a budget surplus. The budget surplus is certainly sufficient to cover whatever the costs are related to the ice storm. But we didn't automatically say to the people in the federal government, well, that's okay. We know you've budgeted money for FEMA, but you keep it because we've got a surplus and it's all

right. We'll just take care of that ourselves. Because there's a difference. The FEMA money is available for a particular situation. General Purpose Aid for education is available for a particular situation, and revenue sharing is as well.

So, I'm concerned that we may be setting a precedent in some of the discussions around this bill. That before we're going to be looking at these kinds of changes, we're going to go in and micromanage a town's budget. We're going to say, "Well, gee, you're putting money in a reserve account and we don't think you ought to be doing that. So no, we're not going to provide you with your appropriate share of General Purpose Aid for education, or your appropriate share of revenue sharing in this shorter time period because you've had this extreme situation with your valuation." I am very concerned that we not set that kind of precedent.

I'm willing to have this bill die and I regret that that's what's going to be happening. But I hope that as we discuss these issues in the future that we remember that there are very distinct and different purposes for allocations that we make. And that it's a real problem if state government starts second guessing and micromanaging communities. Thank you very much.

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

Senator **CAREY:** Thank you Mr. President and men and women of the Senate. I would like to express my thanks and the thanks of a lot of people. But more particularly, the thanks of the people in the towns surrounding the Town of Wiscasset, which has been a tremendous help in sharing the monies that they were getting from Maine Yankee by lowering the tuition of the surrounding towns. They have truly felt a responsibility that, yes, the plant was in Wiscasset but the emergency zone extended beyond that and included the surrounding towns. While they benefited from a good piece of change, they are going to be suffering a tremendous loss, roughly 67% of the monies that were coming in from the plant. And so the surrounding towns now have had to go and look for other schools.

On motion by Senator **KILKELLY** of Lincoln, the Senate **RECEDED** and **CONCURRED**.

At this point, a message was received from the House of Representatives, borne by Representative **KONTOS** of Windham, informing the Senate that the House of Representatives concurred in the proposition for a Joint Convention, to be held in the Hall of the House, at 6:30 p.m., for the purpose of extending to Governor Angus S. King, Jr., an invitation to attend the Convention and make such communication as pleases him.

Off Record Remarks

Senate at Ease

Senate called to order by the President.

COMMUNICATIONS

The Following Communication: S.P. 805

118TH MAINE LEGISLATURE

January 27, 1998

Senator Marge Kilkelly
Representative George Bunker
Chairpersons
Joint Standing Committee on Agriculture, Conservation and Forestry
118th Legislature
Augusta, Maine 04333

Dear Senator Kilkelly and Representative Bunker:

Please be advised that Governor Angus S. King, Jr. has nominated Fred W. Hardy of New Sharon for reappointment as a member of the Northeast Interstate Dairy Compact.

Pursuant to Title 7, M.R.S.A. §2953-A, this nomination will require review by the Joint Standing Committee on Agriculture, Conservation and Forestry and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/Elizabeth H. Mitchell
Speaker of the House

READ and **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY.**

Sent down for concurrence.

The Following Communication: S.P. 806

118TH MAINE LEGISLATURE

January 27, 1998

Senator John Jenkins
Representative Marc Vigue
Chairpersons
Joint Standing Committee on Business and Economic Development
118th Legislature
Augusta, Maine 04333

Dear Senator Jenkins and Representative Vigue:

Please be advised that Governor Angus S. King, Jr. has nominated David J. Lakari of Portland for reappointment as Executive Director and William S. Randall of Skowhegan for appointment as a member of the Maine State Housing Authority.

Pursuant to Title 30-A, M.R.S.A. §4723, these nominations will require review by the Joint Standing Committee on Business and Economic Development and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/Elizabeth H. Mitchell
Speaker of the House

READ and REFERRED to the Committee on BUSINESS AND ECONOMIC DEVELOPMENT.

Sent down for concurrence.

The Following Communication: S.P. 807

118TH MAINE LEGISLATURE

January 27, 1998

Senator John Nutting
Representative Douglas Ahearne
Chairpersons
Joint Standing Committee on State and Local Government
118th Legislature
Augusta, Maine 04333

Dear Senator Nutting and Representative Ahearne:

Please be advised that Governor Angus S. King, Jr. has nominated Michael F. Kelly of Lewiston as Commissioner of the Department of Public Safety.

Pursuant to Title 25, M.R.S.A. §2901, this nomination will require review by the Joint Standing Committee on State and Local Government and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/Elizabeth H. Mitchell
Speaker of the House

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

Sent down for concurrence.

The Following Communication: S.P. 808

118TH MAINE LEGISLATURE

January 28, 1998

Senator Susan Longley
Representative Richard Thompson
Chairpersons
Joint Standing Committee on Judiciary
118th Legislature
Augusta, Maine 04333

Dear Senator Longley and Representative Thompson:

Please be advised that Governor Angus S. King, Jr. has nominated the Honorable Jessie Briggs Gunther of Milo for reappointment as Maine District Court Judge designated as fulfilling the residency requirements for the Thirteenth District established in 4 M.R.S.A. §157.

Pursuant to 4 M.R.S.A. §157, this nomination will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/Elizabeth H. Mitchell
Speaker of the House

READ and REFERRED to the Committee on JUDICIARY.

Sent down for concurrence.

The Following Communication: S.P. 810

118TH MAINE LEGISLATURE

January 29, 1998

Senator Peggy Pendleton
Representative Shirley Richard
Chairpersons
Joint Standing Committee on Education and Cultural Affairs
118th Legislature
Augusta, Maine 04333

Dear Senator Pendleton and Representative Richard:

Please be advised that Governor Angus S. King, Jr. has nominated Elizabeth O. Shorr of Portland, Jana LaPoint of Falmouth, Stephen Graebert of Holden and James W. Donovan of Cape Elizabeth for reappointment as members of the Maine Technical College System Board of Trustees.

Pursuant to Title 20-A, M.R.S.A. §12705, these nominations will require review by the Joint Standing Committee on Education and Cultural Affairs and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/Elizabeth H. Mitchell
Speaker of the House

READ and REFERRED to the Committee on EDUCATION AND CULTURAL AFFAIRS.

Sent down for concurrence.

The Following Communication: S.C. 496

**STATE OF MAINE
DEPARTMENT OF PUBLIC SAFETY
42 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0042**

Sincerely,

S/Sen. Michael H. Michaud
Senate Chair

S/Rep. George J. Kerr
House Chair

January 22, 1998

Joy O'Brien
Secretary of the Senate
3 State House Station
Augusta, Maine 04333-0003

Dear Ms. O'Brien:

Please find enclosed a copy of the final application and program workplan submitted to the Bureau of Justice Assistance for funding of the FY 98 Edward Byrne Memorial State and Local Law Enforcement Assistance Formula Grant Program.

The program requires that the application and strategy be submitted to the State Legislature or its designated body for review. Unless I receive further instructions, I will consider that the Department of Public Safety has fulfilled its obligation in this area.

Sincerely,

S/Colonel Malcolm T. Dow
Commissioner

READ and with accompanying papers **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

The Following Communication: S.C. 486

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

January 26, 1998

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. 1761 An Act to Authorize a General Fund Bond Issue to Make Necessary Improvements to the State House

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

READ and with accompanying papers **ORDERED PLACED ON FILE**.

The Following Communication: S.C. 487

**STATE OF MAINE
ONE HUNDRED AND EIGHTEENTH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE**

January 26, 1998

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 Criminal Justice has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 1592 An Act to Require Post-release Supervision of Prisoners Who Are Identified as High-risk Offenders
- L.D. 1667 An Act to Permit Involuntary Medication of Mentally Ill Persons Residing in Department of Corrections Facilities

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

Sincerely,

S/Sen. Robert E. Murray, Jr.
Senate Chair

S/Rep. Edward J. Povich
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE**.

The Following Communication: S.C. 488

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

January 26, 1998

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 Judiciary has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 1793 An Act Regarding the Activities of Nonprofit Corporations

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

Sincerely,

S/Sen. Susan W. Longley
Senate Chair

S/Rep. Richard H. Thompson
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 489

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

January 26, 1998

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. 196 An Act to Require the State to Pay Medicare Costs for Retired State Employees and Retired Teachers

L.D. 1370 Resolve, to Create Pension Portability for State and Local Government

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

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 490

**STATE OF MAINE
ONE HUNDRED AND EIGHTEENTH LEGISLATURE
COMMITTEE ON LEGAL AND VETERANS AFFAIRS**

January 26, 1998

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 Legal and Veterans Affairs has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 989 An Act to Grandfather Existing Structures in Relation to Fire Doors and Exits

L.D. 1072 An Act Pertaining to the Sanford National Guard Armory

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

Sincerely,

S/Sen. Beverly C. Daggett
Senate Chair

S/Rep. John L. Tuttle, Jr.
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 491

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

January 26, 1998

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. 757 An Act to Create Graduated Licenses

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

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 492

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

January 27, 1998

The Honorable Mark W. Lawrence
President of the Senate of Maine
118th Maine Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 118th Maine Legislature, the Joint Standing Committee on Banking and Insurance has had under consideration the nomination of Alessandro A. Iuppa of Yarmouth, for appointment as Superintendent of the Bureau of Insurance.

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: Senators	3 LaFountain of York, Murray of Penobscot, Abromson of Cumberland
Representatives	8 Saxl of Bangor, Winn of Glenburn, Davidson of Brunswick, Perry of Bangor, Stanley of Medway, Jones of Pittsfield, Mayo of Bath, Bruno of Raymond
NAYS:	0
ABSENT:	2 Rep. Carleton of Wells, Rep. O'Neil of Saco

Eleven 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 Alessandro A. Iuppa of Yarmouth, for appointment as Superintendent of the Bureau of Insurance be confirmed.

Signed,

S/Lloyd P. LaFountain III
Senate Chair

S/Jane W. Saxl
House Chair

READ and **ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **BANKING AND INSURANCE** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 506 of the 118th Legislature, the vote was taken by the Yeas and Nays.

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

Senator **HARRIMAN:** Thank you very much Mr. President. Good morning ladies and gentlemen of the Senate. Before the vote is taken today I would just like to add a couple of comments to the record regarding Mr. Iuppa's background. I think what's most interesting to me in my private life is in the life insurance end of the business. For the first time in my memory, Mr. Iuppa is well qualified to address the needs of our citizens who are going to be finding themselves more and more involved in the financial services industry. I think it's only fitting at this point in time that we have someone of his extraordinary background, who has experience in the life insurance industry, retirement industry and the like. So I'm very pleased that Governor King has nominated Mr. Iuppa and that you will join me in supporting his nomination. Thank you Mr. President.

The Doorkeepers secured the Chamber.

The Secretary called the Roll with the following result:

ROLL CALL

YEAS: Senators: None

NAYS: Senators: ABROMSON, AMERO, BENNETT, BENOIT, BUTLAND, CAREY, CLEVELAND, DAGGETT, FERGUSON, GOLDTHWAIT, HALL, HARRIMAN, JENKINS, KIEFFER, KILKELLY, LAFOUNTAIN, LIBBY, MACKINNON, MICHAUD, MITCHELL, MURRAY, NUTTING, O'GARA, PARADIS, PENDLETON, PINGREE, RAND, RUHLIN, SMALL, TREAT, THE PRESIDENT - MARK W. LAWRENCE

ABSENT: Senators: CASSIDY, CATHCART, LONGLEY, MILLS

No Senators 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 Committee's recommendation be **ACCEPTED** and nomination of **Alessandro A. Iuppa** for appointment as Superintendent of the Bureau of Insurance was **CONFIRMED.**

The Secretary has so informed the Speaker of the House.

The Following Communication: S.C. 493

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

ROLL CALL

January 28, 1998

The Honorable Mark W. Lawrence
President of the Senate of Maine
118th Maine Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 118th Maine Legislature, the Joint Standing Committee on Labor has had under consideration the nomination of Eunice R. Cotton of Augusta, for reappointment to the Board of Trustees, Maine State Retirement System.

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: Senators	2 Cathcart of Penobscot, Treat of Kennebec
Representatives	8 Hatch of Skowhegan, Clark of Millinocket, Rines of Wiscasset, Stanley of Medway, Pendleton of Scarborough, Joyce of Biddeford, Treadwell of Carmel, Layton of Cherryfield
NAYS:	0
ABSENT:	3 Sen. Mills of Somerset, Rep. Samson of Jay, Rep. Bolduc of Auburn

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 Eunice R. Cotton of Augusta, for reappointment to the Maine State Retirement System, Board of Trustees be confirmed.

Signed,

S/Mary R. Cathcart
Senate Chair

S/Pamela Henderson Hatch
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on LABOR be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 506 of the 118th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary called the Roll with the following result:

YEAS: Senators: None

NAYS: Senators: ABROMSON, AMERO, BENNETT, BENOIT, BUTLAND, CAREY, CLEVELAND, DAGGETT, FERGUSON, GOLDTHWAIT, HALL, HARRIMAN, JENKINS, KIEFFER, KILKELLY, LAFOUNTAIN, LIBBY, MACKINNON, MICHAUD, MITCHELL, MURRAY, NUTTING, O'GARA, PENDLETON, PINGREE, RAND, RUHLIN, SMALL, TREAT, THE PRESIDENT - MARK W. LAWRENCE

ABSENT: Senators: CASSIDY, CATHCART, LONGLEY, MILLS, PARADIS

No Senators having voted in the affirmative and 30 Senators having voted in the negative, with 5 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 nomination of **Eunice R. Cotton** for reappointment to the Maine State Retirement System, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication: S.C. 494

118TH MAINE LEGISLATURE

January 22, 1998

Honorable Angus S. King
Governor
State of Maine
1 State House Station
Augusta, Maine 04333

Dear Governor King:

We are pleased to invite you to address a Joint Session of the 118th Maine Legislature in our Second Regular Session. We have set aside Monday, February 2, 1998 at 7:00 p.m. for you to give the State of the State address.

We look forward to hearing from you.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/Elizabeth H. Mitchell
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 495

**STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION
AUGUSTA, MAINE 04333**

January 26, 1998

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

Dear President Lawrence, Speaker Mitchell and Members of the
118th Legislature:

It is with pleasure that I accept your invitation to deliver a
State of the State address to a Joint Session of the 118th Maine
Legislature on February 2 at 7:00 p.m.

I look forward to working with each and every one of you
during the Second Regular Session.

Sincerely,

S/Angus S. King, Jr.
Governor

READ and ORDERED PLACED ON FILE.

SENATE PAPERS

Resolve, Naming the New Bridge in Medway the Harold C.
Beathem Bridge S.P. 809 L.D. 2187

Presented by Senator MICHAUD of Penobscot.
Cosponsored by Representative STANLEY of Medway.
Approved for introduction by a majority of the Legislative
Council pursuant to Joint Rule 205.

REFERRED to the Committee on **TRANSPORTATION** and
ordered printed.

Sent down for concurrence.

Pursuant to Resolve
Blue Ribbon Commission to Study the Effects of
Government Regulation
and Health Insurance Costs on Small Businesses in Maine

Senator MACKINNON for the **Blue Ribbon Commission to**
Study the Effects of Government Regulation and Health
Insurance Costs on Small Businesses in Maine, pursuant to
Resolve 1997, chapter 85 asked leave to report that the
accompanying Bill "An Act to Implement the Recommendations
of the Blue Ribbon Commission to Study the Effects of
Government Regulation and Health Insurance Costs on Small
Businesses in Maine" S.P. 811 L.D. 2190

Be **REFERRED** to the Committee on **BANKING AND**
INSURANCE and ordered printed pursuant to Joint Rule 218.

Report **READ** and **ACCEPTED**.

REFERRED to the Committee on **BANKING AND**
INSURANCE and ordered printed pursuant to Joint Rule 218.

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Change of Committee

The Committee on **APPROPRIATIONS AND FINANCIAL**
AFFAIRS on Bill "An Act to Open a Discount State Liquor Store
in Calais" H.P. 277 L.D. 341

Reported that the same be **REFERRED** to the Committee on
LEGAL AND VETERANS AFFAIRS.

Comes from the House with the Bill **SUBSTITUTED FOR**
THE REPORT. The Bill **READ TWICE** and **PASSED TO BE**
ENGROSSED AS AMENDED BY HOUSE AMENDMENTS "D"
(H-778) AND "E" (H-779).

Report **READ**.

On motion by Senator **PINGREE** of Knox, **TABLED** until Later
in Today's Session, pending **ACCEPTANCE OF THE REPORT**,
in **NON-CONCURRENCE**.

ORDERS OF THE DAY

Unfinished Business

The following matters 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 (1/26/98) Assigned matter:

Bill "An Act to Restore Advocacy for Handicapped Students"
H.P. 1521 L.D. 2143

Tabled - January 26, 1998, by Senator **PINGREE** of Knox.

Pending - **REFERENCE**

(In House, January 20, 1998, **REFERRED** to the Committee
on **EDUCATION AND CULTURAL AFFAIRS** and ordered
printed.)

REFERRED to the Committee on **EDUCATION AND**
CULTURAL AFFAIRS and ordered printed, in concurrence.

The Chair laid before the Senate the following Tabled and
Later (1/28/98) Assigned matter:

Bill "An Act to Promote the Expansion of Pari-mutuel
Simulcast Wagering" H.P. 1538 L.D. 2165

Tabled - January 28, 1998, by Senator **PINGREE** of Knox.

Pending - **REFERENCE**

(In House, January 26, 1998, **REFERRED** to the Committee
on **LEGAL AND VETERANS AFFAIRS** and ordered printed.)

REFERRED to the Committee on **LEGAL AND VETERANS
AFFAIRS** and ordered printed, in concurrence.

Off Record Remarks

Senator **PENDLETON** of Cumberland 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

On motion by Senator **PINGREE** of Knox, **RECESSED** until
6:30 in the evening.

After Recess

Senate called to order by the President.

Off Record Remarks

Senate at Ease

Senate called to order by the President.

At this point, the Senate retired to the Hall of the House,
where a Joint Convention was formed.

After Convention

In Senate Chamber

Senate called to order by the President Pro Tem, Chellie
Pingree

On motion by Senator **RAND** of Cumberland, **ADJOURNED**
until Tuesday, February 3, 1998, at 9:00 in the morning.