

# MAINE STATE LEGISLATURE

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**Senate Legislative Record**  
**One Hundred and Eighteenth Legislature**  
**State of Maine**

**Volume 2**

**First Special Session (Continued)**  
**May 20, 1997 to June 20, 1997**

**First Confirmation Session**  
**October 6, 1997**

**Second Regular Session**  
**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  
Wednesday  
February 4, 1998

Senate called to order by President Pro Tem Anne M. Rand of Cumberland County.

Prayer by Reverend John Johnston of the Cambridge Baptist Church in Cambridge.

**REVEREND JOHN JOHNSTON:** Let's quiet our hearts and bow our heads as we open this session in prayer. Our heavenly Father, we come into Your presence consciously desiring Your blessing upon this assembly. Bless these men and women as they deliberate and bless the people of this state through the decisions that they make. Father, may You grant them Your wisdom and Your heart for righteousness and mercy and justice and truth as they have rule over us. Lord, You love the people of this state dearly and may that love be made manifest through the body here who deliberates their purpose for rule. Father, bless them, guide them and direct them. May the discussions that take place here be done with an awareness that the decisions that are made will be held accountable not only to the voters but ultimately to You. So Father, may Your presence be felt, may Your purpose be sought after. In Jesus name I pray. Amen.

Doctor of the Day, David Fitz, M.D., Cumberland Center.

Reading of the Journal of Tuesday, February 3, 1998.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by Senator MURRAY of Penobscot the following Joint Order  
S.P. 815

**ORDERED**, the House concurring, that when the House and Senate Adjourn they do so until Monday, February 9, 1998, at 10:00 in the morning.

**READ and PASSED.**

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

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

JOINT ORDER - relative to recalling Bill "An Act to Change the Weekly Employee Pay Requirement in State Law" (S.P. 140) (L.D. 419), and all its accompanying papers from the Legislative Files to the House  
H.P. 1405

In House, January 20, 1998, **READ** and **PASSED**.

In Senate, January 28, 1998, **READ** and **FAILED PASSAGE** in **NON-CONCURRENCE**.

Comes from the House, that Body **INSISTED**.

On motion by Senator MURRAY of Penobscot, the Senate **ADHERED**.

**House Papers**

Bill "An Act to Change the Name of the Knox Agricultural Society" (EMERGENCY)  
H.P. 1563 L.D. 2194

Comes from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

**REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

**Off Record Remarks**

Bill "An Act to Create a Nonlegislative System to Adjust Municipal Valuations in the Circumstance of Sudden and Severe Valuation Disruption"  
H.P. 1561 L.D. 2192

Comes from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

**REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

Bill "An Act to Allow Tow Trucks on Posted Roads" (EMERGENCY)  
H.P. 1562 L.D. 2193

Comes from the House, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

**REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

**COMMUNICATIONS**

The Following Communication: S.C. 497

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

January 27, 1998

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

Dear Mr. President and Madam Speaker:

Pursuant to Title 3 Maine Revised Statutes, chapter 35, we are pleased to submit the findings and recommendations of the Joint Standing Committee on Business and Economic Development from the review and evaluation of the Department of Professional and Financial Regulation under the State Government Evaluation Act. In its review, the committee found that the Department is operating within its statutory authority. However, the committee does make several recommendations for statutory and administrative changes that are outlined in the report.

Sincerely,

S/Senator John Jenkins

S/Representative Marc Vigue

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

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**SENATE PAPERS**

**Pursuant to Joint Order**

Senator DAGGETT for the **Joint Select Committee on Research and Development**, pursuant to Joint Order S.P. 669, asked leave to report that the accompanying Bill "An Act to Expand the Maine Seed Capital Tax Credit Program" S.P. 814 L.D. 2196

Be **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** and ordered printed pursuant to Joint Rule 401.

Report **READ.**

On motion by Senator **MURRAY** of Penobscot, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF THE REPORT.**

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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass**

The Committee on **BANKING AND INSURANCE** on Bill "An Act to Repeal the Residency Requirement for Credit Union Directors" H.P. 1390 L.D. 1943

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

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

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

**READ ONCE.**

**TOMORROW ASSIGNED FOR SECOND READING.**

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The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Amend the Law Governing the Filing of Municipal Campaign Reports" H.P. 1365 L.D. 1915

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

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

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

**READ ONCE.**

**TOMORROW ASSIGNED FOR SECOND READING.**

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Off Record Remarks

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**SECOND READERS**

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

**House**

Resolve, Authorizing the Transfer of Certain State Park Property H.P. 1389 L.D. 1942

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

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**Senate**

Bill "An Act to Provide Additional Time for the Public Utilities Commission to Adopt Certain Rules" (EMERGENCY) S.P. 691 L.D. 1926

Bill "An Act to Correct Certain Inconsistencies in the Marine Resources Laws" S.P. 733 L.D. 2011

**READ A SECOND TIME** and **PASSED TO BE ENGROSSED.**

Sent down for concurrence.

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**Senate as Amended**

Bill "An Act Clarifying the Public Service Corporation  
Exception" S.P. 681 L.D. 1906  
(C "A" S-450)

**READ A SECOND TIME** and **PASSED TO BE ENGROSSED  
AS AMENDED.**

Sent down for concurrence.

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The President Pro Tem appointed the Senator from  
Penobscot, Senator **MURRAY**, to serve as President Pro Tem for  
the session on Monday, February 9, 1998.

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

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Off Record Remarks

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On motion by Senator **BENNETT** of Oxford, **ADJOURNED**,  
pursuant to the Joint Order, until Monday, February 9, 1998, at  
10:00 in the morning.