

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Nineteenth Legislature
State of Maine

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Pages 1 - 746

STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE

PAPERS FROM THE HOUSE

House Papers

In Senate Chamber
Tuesday
February 2, 1999

Bill "An Act to Allow Multipart Referendum Questions for Referenda at the Municipal Level"

H.P. 507 L.D. 714

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

Comes from the House, **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.

Prayer by Senator John W. Benoit of Franklin County.

Senator **BENOIT**: Thank you, Mr. President. May it please the Senate, my homemade prayer-poem will be greatly assisted if we will be in a prayerful state.

Bill "An Act to Reduce the Amount of Property Acquired by Municipalities for Nonpayment of Property Tax"

H.P. 568 L.D. 789

Lord, we are equally created in Your image,
though differently suited to life's daily scrimmage.
Each of us wear a different lifestyle
here on earth for our lifetime while.

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

We arrived in this place by different routes,
our family trees reaping Thy virgin fruits.
Yes, Lord, we push our constrictive agendas
supported by egos with social suspenders.

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

Though different are we in what we import,
we pray for invisible means of support.
Give us the backbone to do what is right,
illumine our days work with your purposeful light.
And while we're at it, Lord, talking about style,
help us exchange a daily warm smile. Amen.

Bill "An Act to Increase the State's Contribution for the Cost of Health Insurance Premiums for Retired Educators"

H.P. 589 L.D. 829

Pledge of Allegiance led by Senator Neria R. Douglass of Androscoggin County.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **LABOR**.

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

Doctor of the day, Robert Haile, M.D., Scarborough.

Bill "An Act to Require the Missing-in-Action Flag to Be Flown on State-owned Flag Poles" (EMERGENCY)

H.P. 552 L.D. 773

Reading of the Journal of Thursday, January 28, 1999.

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

Off Record Remarks

Comes from the House, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS**.

The President appointed the Senator from Penobscot, Senator **MURRAY**, to serve as President Pro Tem for the session on Wednesday, February 3, 1999 and Thursday, February 4, 1999.

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

COMMUNICATIONS

The Following Communication: S.P. 310

119TH MAINE LEGISLATURE

February 1, 1999

Senator Marge Kilkelly
Representative Matthew Dunlap
Chairpersons
Joint Standing Committee on Inland Fisheries and Wildlife
119th Legislature
Augusta, Maine 04333

Dear Senator Kilkelly and Representative Dunlap:

Please be advised that Governor Angus S. King, Jr. has nominated Lila S. Ware of Skowhegan, Ellen N. Peters of New Gloucester and Richard A. Heal of Acton for reappointment and Matthew P. Libby of Ashland, Kenneth E. Bailey of Camden and Don Palmer of Rangeley for appointment as members of the Inland Fisheries and Wildlife Advisory Council.

Pursuant to Title 12, M.R.S.A., §7033-A, these nominations will require review by the Joint Standing Committee on Inland Fisheries and Wildlife and confirmation by the Senate.

Sincerely,

S/Mark W. Lawrence
President of the Senate

S/G. Steven Rowe
Speaker of the House

READ and REFERRED to the Committee on INLAND FISHERIES AND WILDLIFE.

Sent down for concurrence.

The Following Communication: S.C. 33

**SENATE OF MAINE
REPUBLICAN LEADERS OFFICE
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333**

January 28, 1999

Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary O'Brien:

This is to notify you that pursuant to our authority under Joint Rule 501, the members of the Legislative Council representing

the minority party appoint Roy W. Lenardson as Partisan Staff Assistant for Nominations.

S/Jane A. Amero
Senate Minority Leader

S/Richard Bennett
Assistant Senate Minority Leader

S/Thomas Murphy
House Minority Leader

S/Richard Campbell
House Minority Whip

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 34

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

January 27, 1999

The Honorable Mark W. Lawrence
President of the Senate of Maine
119th 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 119th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of Steven H. Levesque of Farmingdale, for appointment as Commissioner, Department of Economic and Community Development.

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	Kontos of Cumberland, Longley of Waldo, Mackinnon of York
	Representatives	9	O'Neal of Limestone, Bolduc of Auburn, Bowles of Sanford, Clough of Scarborough, Marvin of Cape Elizabeth, Mendros of Lewiston, Shorey of Calais, Tripp of Topsham, Usher of Westbrook
NAYS		0	

ABSENT

1 Rep. Sirois of Caribou

The Secretary has so informed the Speaker of the House.

Twelve 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 Steven H. Levesque of Farmingdale, for appointment as Commissioner, Economic and Community Development be confirmed.

Signed,

S/Carol A. Kontos
Senate Chair

S/Gary O'Neal
House Chair

THE PRESIDENT: The chair is pleased to recognize in the rear of the Chamber the Commissioner of the Department of Economic and Community Development, Steven H. Levesque of Farmingdale.

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 35

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

The Chair noted the absence of the Senator from Lincoln, Senator **KILKELLY** and further excused the same Senator from today's Roll Call votes.

January 27, 1999

The Honorable Mark W. Lawrence
President of the Senate of Maine
119th Maine Legislature
State House
Augusta, Maine 04333-0003

The President laid before the Senate the following: "Shall the recommendation of the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** be overridden?"

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint rule 506 of the 119th Legislature, the vote was taken by the Yeas and Nays.

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 119th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of Albert L. Watt of Sinclair, for reappointment as a Member, Loring Development Authority of Maine.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#5)

YEAS: Senators: None

NAYS: Senators: ABROMSON, AMERO, BENNETT, BENOIT, BERUBE, CAREY, CASSIDY, CATHCART, DAGGETT, DAVIS, DOUGLASS, FERGUSON, GOLDTHWAIT, HARRIMAN, KIEFFER, KONTOS, LIBBY, LONGLEY, MACKINNON, MICHAUD, MILLS, MITCHELL, MURRAY, NUTTING, O'GARA, PARADIS, PENDLETON, PINGREE, RAND, RUHLIN, SMALL, TREAT, THE PRESIDENT - MARK W. LAWRENCE

ABSENT: Senator: LAFOUNTAIN

EXCUSED: Senator: KILKELLY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 1 Senator being absent and 1 Senator being excused, 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 **Steven H. Levesque** of Farmingdale, for appointment as Commissioner, Department of Economic and Community Development was **CONFIRMED**.

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	Kontos of Cumberland, MacKinnon of York
	Representatives	9	O'Neal of Limestone, Bolduc of Auburn, Bowles of Sanford, Clough of Scarborough, Marvin of Cape Elizabeth, Mendros of Lewiston, Shorey of Calais, Tripp of Topsham, Usher of Westbrook
NAYS		0	
ABSENT		2	Sen. Longley of Waldo, Rep. Sirois of Caribou

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 Albert L. Watt of Sinclair, for reappointment as a Member, Loring Development Authority of Maine be confirmed.

Signed,

S/Carol A. Kontos
Senate Chair

S/Gary O'Neal
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint rule 506 of the 119th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#6)

YEAS: Senators: None

NAYS: Senators: ABROMSON, AMERO, BENNETT, BENOIT, BERUBE, CAREY, CASSIDY, CATHCART, DAGGETT, DAVIS, DOUGLASS, FERGUSON, GOLDTHWAIT, HARRIMAN, KIEFFER, KONTOS, LIBBY, LONGLEY, MACKINNON, MICHAUD, MILLS, MITCHELL, MURRAY, NUTTING, O'GARA, PARADIS, PENDLETON, PINGREE, RAND, RUHLIN, SMALL, TREAT, THE PRESIDENT - MARK W. LAWRENCE

ABSENT: Senator: LAFOUNTAIN

EXCUSED: Senator: KILKELLY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 1 Senator being absent, and 1 Senator being excused, 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 **Albert L. Watt** of Sinclair, for reappointment as a Member, Loring Development Authority of Maine was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication: S.C. 36

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

January 27, 1999

The Honorable Mark W. Lawrence
President of the Senate of Maine
119th 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 119th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of Daniel LaPointe of Van Buren, for reappointment as a Member, Loring Development Authority of Maine.

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

YEAS	Senators	2	Kontos of Cumberland, MacKinnon of York
	Representatives	9	O'Neal of Limestone, Bolduc of Auburn, Bowles of Sanford, Clough of Scarborough, Marvin of Cape Elizabeth, Mendros of Lewiston, Shorey of Calais, Tripp of Topsham, Usher of Westbrook
NAYS		0	
ABSENT		2	Sen. Longley of Waldo, Rep. Sirois of Caribou

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 Daniel LaPointe of Van Buren, for reappointment as a Member, Loring Development Authority of Maine be confirmed.

Signed,

S/Carol A. Kontos
Senate Chair

S/Gary O'Neal
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint rule 506 of the 119th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#7)

YEAS: Senators: None

NAYS: Senators: ABROMSON, AMERO, BENNETT, BENOIT, BERUBE, CAREY, CASSIDY, CATHCART, DAGGETT, DAVIS, DOUGLASS, FERGUSON, GOLDTHWAIT, HARRIMAN, KIEFFER, KONTOS, LIBBY, LONGLEY, MACKINNON, MICHAUD, MILLS, MITCHELL, MURRAY, NUTTING, O'GARA, PARADIS, PENDLETON, PINGREE, RAND, RUHLIN, SMALL, TREAT, THE PRESIDENT - MARK W. LAWRENCE

ABSENT: Senator: LAFOUNTAIN

EXCUSED: Senator: KILKELLY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 1 Senator being absent, and 1 Senator being excused, 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 **Daniel LaPointe** of Van Buren, for reappointment as a Member, Loring Development Authority of Maine was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication: S.C. 37

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

January 27, 1999

The Honorable Mark W. Lawrence
President of the Senate of Maine
119th 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 119th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of Philip A. Cyr of Caribou, for appointment as a Member, Loring Development Authority of Maine.

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

YEAS	Senators	2	Kontos of Cumberland, MacKinnon of York
	Representatives	9	O'Neal of Limestone, Bolduc of Auburn, Bowles of Sanford, Clough of Scarborough, Marvin of Cape Elizabeth, Mendros of Lewiston, Shorey of Calais, Tripp of Topsham, Usher of Westbrook
NAYS		0	
ABSENT		2	Sen. Longley of Waldo, Rep. Sirois of Caribou

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 Philip A. Cyr of Caribou, for appointment as a Member, Loring Development Authority of Maine be confirmed.

Signed,

S/Carol A. Kontos
Senate Chair

S/Gary O'Neal
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint rule 506 of the 119th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#8)

YEAS:	Senators: None
NAYS:	Senators: ABROMSON, AMERO, BENNETT, BENOIT, BERUBE, CAREY, CASSIDY, CATHCART, DAGGETT, DAVIS, DOUGLASS, FERGUSON, GOLDTHWAIT, HARRIMAN, KIEFFER, KONTOS, LIBBY, LONGLEY, MACKINNON, MICHAUD, MILLS, MITCHELL, MURRAY, NUTTING, O'GARA, PARADIS, PENDLETON, PINGREE, RAND, RUHLIN, SMALL, TREAT, THE PRESIDENT - MARK W. LAWRENCE
ABSENT:	Senator: LAFOUNTAIN
EXCUSED:	Senator: KILKELLY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 1 Senator being absent, and 1 Senator being excused, 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 **Phillip A. Cyr** of Caribou, for appointment as a Member, Loring Development Authority of Maine was **CONFIRMED**.

Signed,

S/Carol A. Kontos
Senate Chair

S/Gary O'Neal
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint rule 506 of the 119th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#9)

YEAS: Senators: None

NAYS: Senators: ABROMSON, AMERO, BENNETT, BENOIT, BERUBE, CAREY, CASSIDY, CATHCART, DAGGETT, DAVIS, DOUGLASS, FERGUSON, GOLDTHWAIT, HARRIMAN, KIEFFER, KONTOS, LIBBY, LONGLEY, MACKINNON, MICHAUD, MILLS, MITCHELL, MURRAY, NUTTING, O'GARA, PARADIS, PENDLETON, PINGREE, RAND, RUHLIN, SMALL, TREAT, THE PRESIDENT - MARK W. LAWRENCE

ABSENT: Senator: LAFOUNTAIN

EXCUSED: Senator: KILKELLY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 1 Senator being absent, and 1 Senator being excused, 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 **Paul R. Cariani** of Presque Isle, for reappointment as a Member, Loring Development Authority of Maine was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The President requested the Sergeant-At-Arms escort the Senator from Knox, Senator **PINGREE** to the rostrum where she assumed the duties as President Pro Tem.

The President retired from the Chamber.

The Senate called to order by President Pro Tem **CHELLIE PINGREE** of Knox County.

The Secretary has so informed the Speaker of the House.

The Following Communication: S.C. 38

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

January 27, 1999

The Honorable Mark W. Lawrence
President of the Senate of Maine
119th 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 119th Maine Legislature, the Joint Standing Committee on Business and Economic Development has had under consideration the nomination of Paul R. Cariani of Presque Isle, for reappointment as a Member, Loring Development Authority of Maine.

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

YEAS	Senators	2	Kontos of Cumberland, MacKinnon of York
	Representatives	9	O'Neal of Limestone, Bolduc of Auburn, Bowles of Sanford, Clough of Scarborough, Marvin of Cape Elizabeth, Mendros of Lewiston, Shorey of Calais, Tripp of Topsham, Usher of Westbrook
NAYS		0	
ABSENT		2	Sen. Longley of Waldo, Rep. Sirois of Caribou

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 Paul R. Cariani of Presque Isle, for reappointment as a Member, Loring Development Authority of Maine be confirmed.

SENATE PAPERS

Bill "An Act to Include a Podiatrist in the Definition of Physician"
S.P. 294 L.D. 866

Sponsored by Senator PENDLETON of Cumberland.
Cosponsored by Representative FULLER of Manchester and
Senators: AMERO of Cumberland, KILKELLY of Lincoln,
PARADIS of Aroostook, Representatives: BERRY of Belmont,
LEMONT of Kittery, MARTIN of Eagle Lake, USHER of
Westbrook.

Bill "An Act to Change the Reimbursement Policy on Mental
Health Services"
S.P. 309 L.D. 911

Sponsored by Senator PARADIS of Aroostook.
Cosponsored by Representative MADORE of Augusta and
Senator: RAND of Cumberland, Representatives: CAMERON of
Rumford, DUDLEY of Portland, MAYO of Bath, PERRY of
Bangor, QUINT of Portland, SAXL of Bangor.

REFERRED to the Committee on **BANKING AND INSURANCE**
and ordered printed.

Sent down for concurrence.

Bill "An Act to Amend Maine's Payroll Processing Laws"
S.P. 297 L.D. 869

Sponsored by Senator PINGREE of Knox.
Cosponsored by Representative BERRY of Livermore and
Senators: AMERO of Cumberland, FERGUSON of Oxford,
KONTOS of Cumberland, LaFOUNTAIN of York, MICHAUD of
Penobscot, Representative: O'NEIL of Saco.

REFERRED to the Committee on **BUSINESS AND ECONOMIC
DEVELOPMENT** and ordered printed.

Sent down for concurrence.

Bill "An Act to Improve School Safety and Learning
Environments"
S.P. 298 L.D. 870

Sponsored by President LAWRENCE of York.
Cosponsored by Representative SAXL of Portland and Senators:
BERUBE of Androscoggin, CATHCART of Penobscot.

Committee on **EDUCATION AND CULTURAL AFFAIRS**
suggested and ordered printed.

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

Resolve, to Amend the Requirements for Alcohol and Drug
Treatment Programs
S.P. 295 L.D. 867

Sponsored by Senator RAND of Cumberland.
Cosponsored by Senator: CATHCART of Penobscot,
Representatives: DUNLAP of Old Town, SAXL of Bangor.

REFERRED to the Committee on **HEALTH AND HUMAN
SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Remove Certain Records Concerning Minors From
the Definition of "Public Records""
S.P. 301 L.D. 874

Sponsored by Senator AMERO of Cumberland.
Cosponsored by Representative MARVIN of Cape Elizabeth and
Senator: BENOIT of Franklin.

Bill "An Act to Create Standards for Guardians Ad Litem in
Certain Domestic Relations Matters"
S.P. 306 L.D. 908

Sponsored by Senator CAREY of Kennebec.

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

Sent down for concurrence.

Bill "An Act to Make Uniform Hours for Agency Liquor Stores"
S.P. 293 L.D. 865

Sponsored by Senator MICHAUD of Penobscot.

Bill "An Act to Eliminate the Requirement of Cash on Delivery for
Beer and Wine Sales to Businesses"
S.P. 296 L.D. 868

Sponsored by Senator PINGREE of Knox.
Cosponsored by Representative MACK of Standish and
Senators: AMERO of Cumberland, FERGUSON of Oxford,
KONTOS of Cumberland, LaFOUNTAIN of York, MICHAUD of
Penobscot, NUTTING of Androscoggin, Representatives: CLARK
of Millinocket, MAYO of Bath.

Bill "An Act to Improve the Maine Clean Election Act"
S.P. 300 L.D. 872

Sponsored by Senator FERGUSON of Oxford.
Cosponsored by Representative RINES of Wiscasset and
Representative: MARVIN of Cape Elizabeth.

Bill "An Act to Clarify Municipal Responsibility for the Maintenance of Veterans' Gravesites" S.P. 302 L.D. 873

Sponsored by President LAWRENCE of York.
Cosponsored by Representative BERRY of Livermore and Senators: BENOIT of Franklin, DAVIS of Piscataquis, FERGUSON of Oxford, KILKELLY of Lincoln, NUTTING of Androscoggin, Representatives: GAGNE of Buckfield, MAYO of Bath, TRIPP of Topsham.

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

Sent down for concurrence.

Bill "An Act to Amend the Process for Granting Aquaculture Leases" S.P. 299 L.D. 871

Sponsored by Senator SMALL of Sagadahoc.
Cosponsored by Senator: HARRIMAN of Cumberland, Representatives: ETNIER of Harpswell, PEAVEY of Woolwich.

Bill "An Act Concerning the 1999 Elver Fishery" (EMERGENCY) S.P. 303 L.D. 905

Sponsored by Senator GOLDTHWAIT of Hancock.
Submitted by the Department of Marine Resources pursuant to Joint Rule 204.

Bill "An Act to Improve Elver Fishery Management" S.P. 304 L.D. 906

Sponsored by Senator GOLDTHWAIT of Hancock.
Submitted by the Department of Marine Resources pursuant to Joint Rule 204.

REFERRED to the Committee on **MARINE RESOURCES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Amend the Laws Governing the Land Application of Municipal Wastewater Treatment Plant Sludge" S.P. 307 L.D. 909

Sponsored by Senator LIBBY of York.
Cosponsored by Senator: TREAT of Kennebec.

REFERRED to the Committee on **NATURAL RESOURCES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Amend the Tax Law Regarding Tax Liability of Innocent Spouses" S.P. 308 L.D. 910

Sponsored by Senator RAND of Cumberland.
Cosponsored by Representative GAGNON of Waterville and Senator: MILLS of Somerset, Representatives: GREEN of Monmouth, STANLEY of Medway.

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

Sent down for concurrence.

Bill "An Act to Facilitate the Transition to Electric Utility Competition" S.P. 305 L.D. 907

Sponsored by Senator CAREY of Kennebec.

REFERRED to the Committee on **UTILITIES AND ENERGY** and ordered printed.

Sent down for 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 (1/21/99) Assigned matter:

JOINT ORDER - relative to establishing the Joint Select Committee on the Year 2000 Computer Problem
S.P. 190

Tabled - January 21, 1999, by Senator **RAND** of Cumberland.

Pending - motion by Senator **KILKELLY** of Lincoln to **PASS**

(In Senate, January 21, 1999, on motion by Senator **KILKELLY** of Lincoln, **READ**.)

On motion by Senator **KILKELLY** of Lincoln, **PASSED**.

Sent down for concurrence.

Senate at Ease.

Senate called to order by President Pro Tem
CHELLIE PINGREE of Knox County.

The Chair laid before the Senate the following Tabled and Later (1/28/99) Assigned matter:

Bill "An Act to Increase Adoptions"

H.P. 515 L.D. 722

Tabled - January 28, 1999, by Senator **RAND** of Cumberland.

Pending - **REFERENCE**

(Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.)

(In House, January 26, 1999, **REFERRED** to the Committee on **JUDICIARY**.)

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

The Chair laid before the Senate the following Tabled and Later (1/28/99) Assigned matter:

Bill "An Act to Create a Uniform Standard Governing Legislative Leave of Absence"

H.P. 502 L.D. 709

Tabled - January 28, 1999, by Senator **DOUGLASS** of Androscoggin.

Pending - **REFERENCE**

(In House, January 26, 1999, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.)

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

The Chair laid before the Senate the following Tabled and Later (1/28/99) Assigned matter:

Resolve, Authorizing the Director of the Bureau of Parks and Land to Convey a Well and Waterline Easement

S.P. 270 L.D. 763

Tabled - January 28, 1999, by Senator **RAND** of Cumberland.

Pending - **REFERENCE**

(Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.)

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

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (1/28/99) Assigned matter:

Bill "An Act to Allow Preliminary Steps to be Taken in Preparation for the Mandatory Use of Conviction Data in Teacher Screening" (EMERGENCY)

S.P. 274 L.D. 792

Tabled - January 28, 1999, by Senator **RAND** of Cumberland.

Pending - **REFERENCE**

(Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.)

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

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (1/28/99) Assigned matter:

Bill "An Act to Make Moving a Mobile Home with Unpaid Taxes Subject to a \$250 Forfeiture"

H.P. 553 L.D. 774

Tabled - January 28, 1999, by Senator **O'GARA** of Cumberland.

Pending - **REFERENCE**

(In House, January 28, 1999, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.)

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

The Chair laid before the Senate the following Tabled and Later (1/28/99) Assigned matter:

JOINT ORDER - relative to establishing the Joint Select Committee to Study Classroom Equity

S.P. 272

Tabled - January 28, 1999, by Senator **RAND** of Cumberland.

Pending - motion by Senator **DOUGLASS** of Androscoggin to **PASS**

(In Senate, January 28, 1999, on motion by Senator **DOUGLASS** of Androscoggin, **READ**.)

Senator **DOUGLASS** of Androscoggin requested and received leave of the Senate to withdraw the Joint Order.

Senator **BENNETT** of Oxford was granted unanimous consent to address the Senate off the Record.

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

On motion by Senator **RAND** of Cumberland, **ADJOURNED**, until Wednesday, February 3, 1999, at 10:00 in the morning.