

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Nineteenth Legislature
State of Maine

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

In Senate Chamber
Thursday
February 25, 1999

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

Prayer by Reverend George Bovill, Retired of Portland.

REVEREND BOVILL: Let us pray. We pause before Thee at the beginning of another day, Thou who art our creator and sustainer, Thou who calls us to live nobly and unselfishly and we pray for the members of this assembly that they will, each and every one, this day and always, seek to do that which is acceptable in Thy sight and serve Thee and all the people of our State. We pray that Thou will cause each one to dream dreams. That Thou will give each one a new vision and help them as they reach for a shining goal. Call each one to search the depths of their hearts as they enact legislation that protects the beauty of this world that Thou hast given and yet allows our fishermen and women, our lumbermen and women, and those who make paper as so many within our State do to earn a living for themselves and their families. We know that what these people are called upon to do is not easy, so we pray that Thou will strengthen each one as she or he makes the decisions that must be made. Strengthen each one as he or she makes decisions that effects the lives of our children, the younger children, the school children, the parents who raise them, and the elderly. Yea, all our citizens. May Thy will be done. God bless America and our beloved State of Maine. Amen and Amen.

Doctor of the day, Ronnie Marrache, M.D., Waterville.

Reading of the Journal of Tuesday, February 23, 1999.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by Senator PINGREE of Knox, the following Joint Order:
S.P. 499

ORDERED, the House concurring, that when the House and Senate Adjourn they do so until Tuesday, March 2, 1999, at 10 o'clock in the morning.

READ and PASSED.

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

PAPERS FROM THE HOUSE

House Papers

Resolve, to Authorize the Director of the Bureau of Parks and Lands to Exchange Land between the State and Pownal Relating to Bradbury Mountain State Park (EMERGENCY)
H.P. 1045 L.D. 1467

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.

Bill "An Act to Promote Ethanol Production as Alternative Fuel"
H.P. 1032 L.D. 1454

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

Comes from the House, **REFERRED** to the Committee on **NATURAL RESOURCES**.

On motion by Senator **NUTTING** of Androscoggin, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed, in concurrence.

Bill "An Act to Establish a Fund to Promote Acadian Cultural Tourism for St. Croix Island"

H.P. 1029 L.D. 1451

Bill "An Act to Improve the Efficiency of State Government by Increasing Flexibility in Staffing Patterns"

H.P. 1039 L.D. 1461

Come from the House, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act to Make Minor Corrections to the Laws Governing Consumer Credit and Collection"

H.P. 1023 L.D. 1434

Bill "An Act to Clarify Reimbursement for Cognitive Services"
H.P. 1050 L.D. 1472

Come from the House, **REFERRED** to the Committee on **BANKING AND INSURANCE** and ordered printed.

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

Bill "An Act to Transfer the Regulatory Responsibilities of the Arborist Examining Board to the Department of Agriculture, Food and Rural Resources"

H.P. 1025 L.D. 1436

Bill "An Act to Reorganize the Real Estate Appraisers Law"
H.P. 1026 L.D. 1437

Bill "An Act to Amend Agency Disclosure within the Real Estate Brokerage Laws"

H.P. 1028 L.D. 1450

Come from the House, **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** and ordered printed.

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

Resolve, to Enhance Fire Protection Services throughout the State

H.P. 1017 L.D. 1428

Bill "An Act to Repeal the Requirement That a Person Have a Permit to Carry a Concealed Weapon"

H.P. 1022 L.D. 1433

Bill "An Act to Amend the Maine Emergency Medical Services Act of 1982"

H.P. 1051 L.D. 1473

Come from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE** and ordered printed.

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

Bill "An Act to Establish Air Quality Standards for Rental Units Leased by Schools"

H.P. 1037 L.D. 1459

Bill "An Act to Eliminate the Licensing Requirements for Certain School Administrators"

H.P. 1046 L.D. 1468

Resolve, to Establish the Task Force to Study the Simplification of the School Funding Formula

H.P. 1048 L.D. 1470

Come from the House, **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.

Bill "An Act to Improve Care to Nursing Home Residents by Requiring Adequate Staff to Provide Hands-on Care" (EMERGENCY)

H.P. 1021 L.D. 1432

Resolve, Directing Cooperation between the Department of Human Services and the Passamaquoddy Tribe in Providing Human Services Programs

H.P. 1027 L.D. 1449

Come from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

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

Bill "An Act to Promote Equitable and Professional Management of Moose"

H.P. 1024 L.D. 1435

Bill "An Act Regarding Qualifications to Enter the Moose Lottery"
H.P. 1043 L.D. 1465

Bill "An Act to Increase Hunting Opportunities in the State"
H.P. 1047 L.D. 1469

Come from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

Bill "An Act to Amend the Laws Regarding Domestic Violence Incidence Reports"

H.P. 1016 L.D. 1427

Bill "An Act to Allow Sharing of Information for Child Protective Investigations"

H.P. 1038 L.D. 1460

Bill "An Act to Amend the Laws Governing Wrongful Death"
H.P. 1049 L.D. 1471

Bill "An Act to Bring Equity into Custodial Agreements"
H.P. 1056 L.D. 1487

Bill "An Act to Ensure Compliance with Court Orders Relating to Child Visitation"
H.P. 1057 L.D. 1488

Come from the House, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

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

Bill "An Act to Require the Department of Labor to Pay for Workers' Compensation Related Translation Services"
H.P. 1041 L.D. 1463

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

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

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require Signatures from All Counties on Direct Initiative Petitions
H.P. 1020 L.D. 1431

Bill "An Act to Maintain Responsible Taste Testing"
H.P. 1044 L.D. 1466

Bill "An Act to Propose Changes to the Maine Election Laws"
H.P. 1061 L.D. 1492

Come 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.

Bill "An Act Regarding Aquaculture Leases in Salt Pond in Hancock County"
H.P. 1054 L.D. 1485

Come from the House, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed.

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

Bill "An Act to Prohibit a Municipality from Being Penalized by the State for Lacking a Comprehensive Plan"
H.P. 957 L.D. 1355

Bill "An Act Regarding the Spreading of Sludge"
H.P. 1033 L.D. 1455

Bill "An Act to Decrease Restrictions on the Sale of Land"
H.P. 1035 L.D. 1457

Bill "An Act to Allow Cutting of Trees in the Shoreland Zone Under Certain Conditions"
H.P. 1036 L.D. 1458

Come from the House, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed.

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

Bill "An Act to Encourage Jobs and Opportunities in Municipalities with Low Average Income and High Property Taxes"
H.P. 1014 L.D. 1425

Bill "An Act to Reform the Property Tax Laws for Certain Exempt Properties"
H.P. 1015 L.D. 1426

Bill "An Act to Conform the Maine Tax Laws for 1998 With the United States Internal Revenue Code" (EMERGENCY)
H.P. 1053 L.D. 1484

Bill "An Act to Repeal All State Inheritance Taxes"
H.P. 1059 L.D. 1490

Come 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 Allocate the State Tax Windfall on the Sale of Generation-related Assets to the Reduction of Stranded Costs Otherwise Paid by Ratepayers"
H.P. 1030 L.D. 1452

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

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

Bill "An Act to Expand the Homestead Exemption Program Based Upon the Level of Funds in a Homestead Tax Relief Fund"
H.P. 1031 L.D. 1453

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

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

Bill "An Act to Add Members to the Maine Turnpike Authority"
H.P. 1018 L.D. 1429

Bill "An Act to Establish a Pilot Program to Allow Private Driving
School Instructors to Conduct Driver Operation Examinations"
H.P. 1040 L.D. 1462

Bill "An Act Regarding the Operation of a Motorized or Electric
Bicycle on a Public Way"
H.P. 1058 L.D. 1489

Bill "An Act to Improve Access to Driver Education"
H.P. 1060 L.D. 1491

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

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

Bill "An Act to Ensure the Protection of Ratepayers' Interests in
the New England Power Pool" (EMERGENCY)
H.P. 1019 L.D. 1430

Bill "An Act to Establish the Northern Maine Transmission
Corporation"
H.P. 1034 L.D. 1456

Bill "An Act to Amend the No Trespassing Zone Around the
Water Intake Pipes of the Portland Water District"
H.P. 1042 L.D. 1464

Come from the House, **REFERRED** to the Committee on
UTILITIES AND ENERGY and ordered printed.

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

Off Record Remarks

COMMUNICATIONS

The Following Communication: S.C. 61

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION AND
FORESTRY**

February 22, 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 Agriculture, Conservation and Forestry has had
under consideration the nomination of James W. Tracy of
Farmingdale, for appointment to the Maine State Harness Racing
Commission.

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	Nutting of Androscoggin, Kieffer of Aroostook, Kilkelly of Lincoln
	Representatives	10	Pieh of Bremen, Carr of Lincoln, Cowger of Hallowell, Cross of Dover-Foxcroft, Foster of Gray, Gagne of Buckfield, Gillis of Danforth, Gooley of Farmington, Volenik of Brooklin, Watson of Farmingdale
NAYS		0	
ABSENT		0	

Thirteen 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 James W. Tracy of
Farmingdale, for appointment to the Maine State Harness Racing
Commission be confirmed.

Signed,

S/John M. Nutting
Senate Chair

S/Wendy Pieh
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the
recommendation of the Committee on **AGRICULTURE,
CONSERVATION AND FORESTRY** 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 (#20)

YEAS: Senators: None

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

ABSENT: Senators: KIEFFER, MICHAUD, SMALL

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 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 **James W. Tracy** of Farmingdale, for appointment to the Maine State Harness Racing Commission was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication: S.C. 62

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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

- L.D. 69 An Act to Ensure Choice of Accredited Health Care Providers in Managed Care Programs
- L.D. 79 An Act to Allow the Maine Association of Realtors to Purchase Insurance under Group Health Insurance Plans

L.D. 97 An Act to Require Mortgage Holders Who Escrow Property Taxes to Reduce the Escrow Due to the Homestead Exemption

L.D. 165 An Act Requiring Life Insurers to Have a Return of Premium Provision

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

Sincerely,

S/Sen. Lloyd P. LaFountain III S/Rep. Jane W. Saxl
Senate Chair House Chair

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

The Following Communication: S.C. 63

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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

- L.D. 11 An Act to Exempt Business Brokers and Mergers and Acquisitions Specialists from the Real Estate Brokerage Laws
- L.D. 19 An Act to Require That Stores Close for a Half Day on Memorial Day and Veterans' Day

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

Sincerely,

S/Sen. Carol A. Kontos S/Rep. Gary O'Neal
Senate Chair House Chair

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

The Following Communication: S.C. 64

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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

- L.D. 77 An Act to Require the Retention of Medical Records
- L.D. 107 An Act to Amend the Laws Regarding Foster Parents
- L.D. 241 An Act to Ensure that Autopsies and Toxicology Tests are Performed on Commercial Drivers Killed in the Course of Employment
- L.D. 276 An Act to Require Review under the Certificate of Need Law When Health Care Services Are Terminated
- L.D. 305 An Act to Provide Health Care Coverage to Certain Child Care Providers
- L.D. 358 An Act to Improve the Proximity of Health and Safety Services to State-subsidized Homes for Children
- L.D. 428 Resolve, to Ensure the Delivery of Medicare and Medicaid Benefits
- L.D. 435 An Act to Include the Supporting Statistical Data in Mercury Warnings Relating to the Consumption of Fish
- L.D. 491 Resolve, to Study the Use of Gross and Net Income in Eligibility for Public Benefits

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

Sincerely,

S/Sen. Judy Paradis
Senate Chair

S/Rep. Thomas J. Kane
House Chair

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

The Following Communication: S.C. 65

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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 bills out "Ought Not to Pass":

- L.D. 181 An Act Providing for Post-adoption Contact in Limited Situations
- L.D. 242 An Act to Inform Traffic Violators in Court of Potential Parallel Administrative Sanctions
- L.D. 252 An Act to Restrict Recreational Activities in Cemeteries
- L.D. 413 An Act to Prohibit Discrimination Against Motorcyclists

We have also notified the sponsors and cosponsors of each bill listed 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. 66

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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. 15 An Act to Exempt Owners of Amusement Parks from Paying Overtime
- L.D. 74 An Act to Provide Equitable Benefits to Teacher Assistants

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

Sincerely,

S/Sen. Neria R. Douglass
Senate Chair

S/Rep. Pamela H. Hatch
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 67

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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. 148 An Act to Make the Purchase or Sale of Liquor by Direct Shipment, Mail Order or the Internet a Class C Crime
- L.D. 416 An Act to Ensure the Maintenance, Protection and Repair of Veterans' Graves, Headstones, Monuments and Markers

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. 68

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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

- L.D. 298 An Act to Allow Town and Municipal Governments to Add Periwinkles to Their Clam Ordinances
- L.D. 388 An Act to Prohibit the Dragging for Mussels in Portions of Hancock County and Washington County for Certain Times of the Year

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

Sincerely,

S/Sen. Jill M. Goldthwait
Senate Chair

S/Rep. David Etnier
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 69

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON NATURAL RESOURCES**

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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

L.D. 100 An Act to Expedite the Permitting Process within the Department of Environmental Protection

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

Sincerely,

S/Sen. Sharon Anglin Treat
Senate Chair

S/Rep. John L. Martin
House Chair

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

The Following Communication: S.C. 70

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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

L.D. 93 An Act Requiring Interim Annual Budgets for Municipalities

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

Sincerely,

S/Sen. Peggy A. Pendleton
Senate Chair

S/Rep. Douglas J. Ahearne
House Chair

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

The Following Communication: S.C. 71

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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

L.D. 85 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide Tax Relief for Maine Citizens

L.D. 94 An Act to Provide a Property Tax Abatement for a Residential Structure Destroyed by Fire or Natural Disaster

L.D. 251 An Act to Increase the Snowmobile Trail Fund

L.D. 456 An Act to Ensure Consistency between Federal and State Estate Tax Laws

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

Sincerely,

S/Sen. Richard P. Ruhlín
Senate Chair

S/Rep. Kenneth T. Gagnon
House Chair

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

The Following Communication: S.C. 72

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

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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 bills out "Ought Not to Pass":

- L.D. 61 An Act to Decriminalize Failure to Register a Motor Vehicle
- L.D. 425 An Act to Repeal the Law That Requires the Display of a Registration Plate on the Front of a Motor Vehicle
- L.D. 502 An Act to Amend the Fines for Operating an Uninspected or Unregistered Vehicle

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

Sincerely,

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

S/Rep. Joseph M. Jabar, Sr.
House Chair

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

The Following Communication: S.C. 73

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON UTILITIES AND ENERGY**

February 16, 1999

Honorable Mark W. Lawrence, President of the Senate
Honorable G. Steven Rowe, Speaker of the House
119th Maine Legislature
State House
Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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

- L.D. 208 An Act to Prohibit Intrastate Telemarketers from Blocking Caller ID
- L.D. 331 An Act to Amend the Renewable Resource Portfolio Requirement for Competitive Electricity Providers

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

Sincerely,

S/Sen. Richard J. Carey
Senate Chair

S/Rep. Thomas M. Davidson
House Chair

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

Off Record Remarks

SENATE PAPERS

Resolve, to Provide Incentives for School Breakfast Programs in Maine Public Schools
S.P. 524 L.D. 1558

Sponsored by Senator CATHCART of Penobscot.
Cosponsored by Speaker ROWE of Portland and Senators: BENOIT of Franklin, SMALL of Sagadahoc, TREAT of Kennebec, Representatives: BELANGER of Caribou, BRENNAN of Portland, DUNLAP of Old Town, MURPHY of Kennebunk.

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act to Ensure Adequate Nutrition Services for Maine's Elderly and to Create the Senior One-stop Program"
S.P. 518 L.D. 1552

Sponsored by President LAWRENCE of York.
Cosponsored by Speaker ROWE of Portland and Senators: BENNETT of Oxford, PARADIS of Aroostook, PINGREE of Knox, Representatives: BERRY of Livermore, KNEELAND of Easton, LOVETT of Scarborough, MAILHOT of Lewiston, TESSIER of Fairfield.

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

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

Bill "An Act to Clarify the Definition of "Area of Operation" for Municipal Housing Authorities"
S.P. 512 L.D. 1513

Sponsored by Senator HARRIMAN of Cumberland.
Cosponsored by Representative RICHARDSON of Brunswick and Representatives: DAVIDSON of Brunswick, MAYO of Bath, SCHNEIDER of Durham.

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

Sent down for concurrence.

Bill "An Act to Amend and Improve the Education Laws"
S.P. 508 L.D. 1509

Sponsored by Senator SMALL of Sagadahoc.
Cosponsored by Senator: BERUBE of Androscoggin,
Representatives: RICHARD of Madison, WESTON of Montville.
Submitted by the Department of Education pursuant to Joint Rule
204.

Bill "An Act to Amend the Definition of "Parent" in the Laws
Governing Education"
S.P. 519 L.D. 1553

Sponsored by President LAWRENCE of York.
Cosponsored by Representative WHEELER of Eliot.

Bill "An Act to Create a Professional Development Fund for
Maine Teachers"
S.P. 520 L.D. 1554

Sponsored by Senator MILLS of Somerset.

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

Sent down for concurrence.

Resolve, to Establish a Task Force to Determine the
Effectiveness and Quality of Care of In-home Care Services
S.P. 507 L.D. 1508

Sponsored by Senator BERUBE of Androscoggin.
Cosponsored by Senators: PARADIS of Aroostook, SMALL of
Sagadahoc, Representatives: ANDREWS of York, STEDMAN of
Hartland.

Bill "An Act to Provide Efficient and Continuous High-quality
Service to Mental Health Consumers"
S.P. 510 L.D. 1511

Sponsored by Senator MITCHELL of Penobscot.
Cosponsored by Representative BRAGDON of Bangor and
Senators: HARRIMAN of Cumberland, KIEFFER of Aroostook,
PARADIS of Aroostook, Representatives: JOY of Crystal, KANE
of Saco, LOVETT of Scarborough.

Bill "An Act to Prohibit Certain Practices in the Advertising and
Sale of Tobacco Products"
S.P. 514 L.D. 1515

Sponsored by Senator MILLS of Somerset.

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

Sent down for concurrence.

Bill "An Act to Limit Fishing Regulations for a Portion of the Big
Machias River"
S.P. 506 L.D. 1507

Sponsored by Senator KIEFFER of Aroostook.
Cosponsored by Representative WINSOR of Norway and
Senators: KILKELLY of Lincoln, MICHAUD of Penobscot,
NUTTING of Androscoggin, PARADIS of Aroostook,
Representatives: CROSS of Dover-Foxcroft, GILLIS of Danforth,
KNEELAND of Easton, MARTIN of Eagle Lake.

REFERRED to the Committee on **INLAND FISHERIES AND
WILDLIFE** and ordered printed.

Sent down for concurrence.

Bill "An Act to Amend the Filing Requirements to Perfect a
Purchase Money Security Interest in Consumer Goods"
S.P. 513 L.D. 1514

Sponsored by Senator MILLS of Somerset.

Bill "An Act to Expand a Judge's Powers for Contemptuous
Failure to Pay"
S.P. 523 L.D. 1557

Sponsored by Senator MILLS of Somerset.

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

Sent down for concurrence.

Bill "An Act to Clarify the Medical Fee Schedule in Workers'
Compensation Cases"
S.P. 509 L.D. 1510

Sponsored by Senator MITCHELL of Penobscot.
Cosponsored by Representative BROOKS of Winterport and
Senators: ABROMSON of Cumberland, BENNETT of Oxford,
Representatives: BAKER of Bangor, BRAGDON of Bangor,
LOVETT of Scarborough, SAXL of Bangor, TREADWELL of
Carmel.

Bill "An Act to Amend Maine's Family and Medical Leave Law"
S.P. 511 L.D. 1512

Sponsored by Senator CATHCART of Penobscot.
Cosponsored by Representative HATCH of Skowhegan and
Senators: DOUGLASS of Androscoggin, LaFOUNTAIN of York,
PENDLETON of Cumberland, TREAT of Kennebec,
Representatives: McKEE of Wayne, POWERS of Rockport.

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

Sent down for concurrence.

Bill "An Act to Require any Person or Organization That Gathers Signatures on Petitions for Referendum Questions to Make Full Financial Disclosure to the Commission on Governmental Ethics"
S.P. 502 L.D. 1503

Sponsored by Senator CAREY of Kennebec.

Bill "An Act to Amend the Lobbyist Registration Fee Provisions"
S.P. 503 L.D. 1504

Sponsored by Senator CAREY of Kennebec.

Bill "An Act to Maintain the Viability of Maine's Liquor Industry"
S.P. 521 L.D. 1555

Sponsored by Senator KIEFFER of Aroostook.
Cosponsored by Representative SAXL of Portland and Senators: BENNETT of Oxford, KONTOS of Cumberland, MICHAUD of Penobscot, Representatives: CAMPBELL of Holden, TRUE of Fryeburg.

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

Sent down for concurrence.

Resolve, to Study the Changes in Lobster Morbidity and Mortality (EMERGENCY)
S.P. 501 L.D. 1502

Sponsored by Senator GOLDTHWAIT of Hancock.
Cosponsored by Senator: PINGREE of Knox, Representative: PIEH of Bremen.

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

Sent down for concurrence.

Resolve, to Require the Department of Environmental Protection to Reimburse Homeowners for Malfunctioning On-site Peat Sewage Disposal Systems
S.P. 505 L.D. 1506

Sponsored by Senator O'GARA of Cumberland.
Cosponsored by Representative DUPLESSIE of Westbrook and Representatives: CLOUGH of Scarborough, LABRECQUE of Gorham, USHER of Westbrook.

Bill "An Act Concerning Disposal of Solid Waste from Decommissioning Activities"
S.P. 515 L.D. 1516

Sponsored by Senator TREAT of Kennebec.
Cosponsored by Representative SHIAH of Bowdoinham and Senators: NUTTING of Androscoggin, RUHLIN of Penobscot, Representatives: TOWNSEND of Portland, TRACY of Rome.

Bill "An Act Concerning Transportation of Radioactive Waste"
S.P. 516 L.D. 1517

Sponsored by Senator TREAT of Kennebec.
Cosponsored by Senators: CATHCART of Penobscot, LIBBY of York, Representatives: BULL of Freeport, MARTIN of Eagle Lake, MITCHELL of Vassalboro, NORBERT of Portland, SHIAH of Bowdoinham, TOWNSEND of Portland.

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

Sent down for concurrence.

Bill "An Act to Amend the Maine Tree Growth Tax Law"
S.P. 500 L.D. 1501

Sponsored by Senator BENNETT of Oxford.
Cosponsored by Senator: DAVIS of Piscataquis.

Bill "An Act Relating to Property Tax Exemptions and Service Charges"
S.P. 522 L.D. 1556

Sponsored by Senator MILLS of Somerset.

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

Sent down for concurrence.

Bill "An Act to Require Performance-based Restoration by Public Utilities"
S.P. 504 L.D. 1505

Sponsored by Senator O'GARA of Cumberland.
Cosponsored by Representative WHEELER of Eliot and Senators: CASSIDY of Washington, FERGUSON of Oxford, KONTOS of Cumberland, PARADIS of Aroostook, Representatives: CAMERON of Rumford, COLLINS of Wells, JABAR of Waterville, LINDAHL of Northport.

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

Sent down for concurrence.

ORDERS

Joint Resolution

On motion by Senator PINGREE of Knox, under unanimous consent on behalf of President LAWRENCE of York (cosponsored by Speaker ROWE of Portland, Senator MILLS of Somerset, Senator PINGREE of Knox, Senator RAND of Cumberland, Representative SAXL of Portland, Representative SCHNEIDER of Durham, Representative SHIAH of Bowdoinham)

(Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 214), the following Joint Resolution:
S.P. 517

**JOINT RESOLUTION MEMORIALIZING CONGRESS TO
PROTECT AND PRESERVE SOCIAL SECURITY**

WE, your Memorialists, the Members of the One Hundred and Nineteenth Legislature of the State of Maine, now assembled in the First Regular Session, most respectfully present and petition the Congress of the United States as follows:

WHEREAS, For 60 years Social Security has provided a stable platform of retirement, disability and survivor annuity benefits to protect working Americans and their dependents; and

WHEREAS, the American and world economies continue to encounter periods of high uncertainty and volatility that make it as important as ever to preserve a basic and continuous safety net of protections guaranteed by our society's largest repository of risk, the federal government; and

WHEREAS, Social Security affords protections to rich and poor alike; and no citizen, no matter how well off today, can say that tomorrow's adversities will not create future dependency; and

WHEREAS, average life expectancies are increasing greatly and people are commonly living into their 80's and 90's, making it more important than ever that each of us be fully protected by defined retirement benefits; and

WHEREAS, medical scientists are daily discovering more creative ways to preserve the lives of the profoundly disabled, thus making it more important than ever that each of us be protected against the risk of our own dependency, against the risk of becoming a burden to relatives, and against the risk of succumbing to a disability unrelated to the duration of life; and

WHEREAS, the lives of wage earners and their spouses are seldom coterminous; one often outlives the other by decades, making it crucial to preserve a secure base of protection for family members dependent on a wage earner who may die or become disabled; and

WHEREAS, the children of working Americans require protection against the untimely death or disability of their wage-earning parents, contingencies that are too often uncovered by working Americans and their employers; and

WHEREAS, the costs to administer Social Security are less than one percent of the benefits delivered; and

WHEREAS, the single purpose of Social Security is to provide a strong, simple and efficient form of basic insurance against the adversities of old age, disability and dependency; and

WHEREAS, Social Security was founded on the sanctity of work and the preservation of family integrity in the face of death or disability; and

WHEREAS, Social Security, in current form, reinforces family cohesiveness and enhances the value of work in our society; and

WHEREAS, Congress currently has proposals to shift a portion of Social Security contributions from insurance to personal investment accounts for each wage earner; and

WHEREAS, Social Security, our largest and most fundamental insurance system, should not be splintered into individualized stock accounts. Social Security can not fulfill its protective function if it must also create and manage millions of small risk-bearing investments out of a stream of contributions intended as insurance. Private accounts can not be substituted for Social Security without eroding basic protections for working families. For such protections to be strong, they must be insulated from economic uncertainty and be backed by the entity best capable of spreading risk, the American government; and

WHEREAS, The diversion of contributions to private investment accounts would dramatically increase financial shortfalls to the Social Security trust fund and require major reductions in the defined benefits upon which millions of Americans depend. To administer 150,000,000 separate investment accounts would create an ever proliferating bureaucracy; the resulting expense and the cost of converting each account to an annuity upon retirement would consume much of the profit, or exacerbate the loss, realized by each participant; and

WHEREAS, It is an entirely different question whether part of the Social Security trust fund should be diversified into investments other than government bonds. For the fund to invest collectively in a broad selection of equities and private bonds may well increase returns over time and thus enhance the capacity of the fund to meet its obligations to pay benefits as presently defined. The central management for such investments would be a minor expense compared to the staggering cost of overseeing millions of splintered accounts. Central investment also preserves the spreading of risk across the entire spectrum of Social Security participants. Individualized accounts, by contrast, would create an array of winners and losers, thus converting part of our retirement system into a national lottery. Those who become disabled, those who must retire early and dependents with the earliest and greatest need would receive the least return from an individual account. On the other hand, those with the least need, those with the capacity to defer withdrawal and those with no need at all would receive the most in return. The system would be perversely contrary to basic principles of insurance and risk distribution; and

WHEREAS, Diverting Social Security contributions to private accounts is redundant to existing programs. Through amendments to the Internal Revenue Code of 1986, Congress has created a full menu of provisions by which working Americans and their employers may contribute by choice to tax-sheltered accounts that are open to the opportunities and exposed fully to the risks of our speculative and vigorous investment markets. Half of American families are already covered by these recently created systems; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully recommend and urge Congress to enact laws to encourage workers and their employers to save or invest for retirement, but, these provisions should supplement the basic benefits of Social Security insurance and not substitute for core protections that are vital to American working families; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the President of the United States Senate, the Speaker of the House of Representatives of the United States, and each member of the Maine Congressional Delegation.

READ.

On motion by Senator **PINGREE** of Knox, **TABLED** until Later in Today's Session, pending the motion by President **LAWRENCE** of York to **ADOPT**.

REPORTS OF COMMITTEES

House

Change of Committee

The Committee on **TRANSPORTATION** on Bill "An Act Regarding the Maintenance of Private Roads"

H.P. 332 L.D. 448

Reported that the same be **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**.

Report **READ**.

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

Ought to Pass

The Committee on **CRIMINAL JUSTICE** on Bill "An Act to Make Materiality a Jury Issue Relative to the Crime of Perjury"

H.P. 544 L.D. 765

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.

The Committee on **CRIMINAL JUSTICE** on Bill "An Act to Clarify the Criminal Code Relative to Strict Liability Crimes"

H.P. 545 L.D. 766

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.

The Committee on **CRIMINAL JUSTICE** on Bill "An Act to Clarify Sentencing Alternatives Involving Probation and Unconditional Discharge Under the Criminal Code"

H.P. 570 L.D. 791

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.

The Committee on **TAXATION** on Bill "An Act to Release Estate Tax Liens on Certain Real Estate"

H.P. 161 L.D. 223

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.

Senate

Change of Committee

Senator **PENDLETON** for the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Encourage Responsible Employment Practices"

S.P. 292 L.D. 810

Reported that the same be **REFERRED** to the Committee on **LABOR**.

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

REFERRED to the Committee on **LABOR**.

Sent down for concurrence.

Ought to Pass

Senator LaFOUNTAIN for the Committee on **BANKING AND INSURANCE** on Bill "An Act Regarding the Assignment of Insurance Benefits for Dental Care"

S.P. 260 L.D. 755

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

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

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

Senator PENDLETON for the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Designate the First Saturday of Each October as Firefighter's Recognition Day"

S.P. 21 L.D. 13

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

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

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

Senator PENDLETON for the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Include Counties in the Definition of Local Government in the Archives and Records Management Law"

S.P. 238 L.D. 660

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

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

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act to Increase Nonregular Island Ferry Service from 24 to 36 Trips" (EMERGENCY)

S.P. 91 L.D. 194

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

Signed:

Senators:

O'GARA of Cumberland
CASSIDY of Washington

Representatives:

JABAR of Waterville
FISHER of Brewer
COLLINS of Wells
SANBORN of Alton
WHEELER of Eliot
LINDAHL of Northport
SAVAGE of Union
WHEELER of Bridgewater

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

Signed:

Representative:

CAMERON of Rumford

Reports **READ**.

On motion by Senator O'GARA of Cumberland, the Majority **OUGHT TO PASS** Report **ACCEPTED**.

READ ONCE.

TOMORROW ASSIGNED FOR SECOND READING.

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 (2/11/99) Assigned matter:

Bill "An Act to Establish Minimum Criteria for Siting Community Living Arrangements"

H.P. 809 L.D. 1132

Tabled - February 11, 1999, by Senator PINGREE of Knox.

Pending - **REFERENCE**

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

(In House, February 9, 1999, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.)

On motion by Senator **PINGREE** of Knox, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

The Chair laid before the Senate the following Tabled and Later (2/23/99) Assigned matter:

HOUSE REPORTS - from the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Prohibit Public Broadcasting Stations from Auctioning Alcoholic Beverages"
H.P. 116 L.D. 147

Majority - **Ought Not to Pass** (8 members)

Minority - **Ought to Pass** (4 members)

Tabled - February 23, 1999, by Senator **PINGREE** of Knox.

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, February 18, 1999, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, February 23, 1999, Reports **READ**.)

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

Senator **PINGREE** of Knox 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 **PINGREE** of Knox, **ADJOURNED**, pursuant to the Joint Order, until Tuesday, March 2, 1999, at 10:00 in the morning.