

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twentieth Legislature
State of Maine

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First Regular Session
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Pages 1 - 911

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

In Senate Chamber
Thursday
February 8, 2001

Senate called to order by President Michael H. Michaud of Penobscot County.

Prayer by Reverend Sylvanus Jackson of the Randolph East Pittston United Methodist Church.

REVEREND JACKSON: I greet you all and may God bless you. I have special greetings for my Senator, Sharon Treat, and I wish you all God's blessings. I'll read a passage from the Scripture to hear some of the reasons why I am here, why we ought to pray for people in high positions and Senators and all.

First of all then, I urge that petitions, prayers, requests and thanksgiving be offered to God for all people, for kings and all others who are in authority, that we may lead a quiet and peaceful life with all reverence to God and with proper conduct. This is good and it pleases God, our Savior, who wants everyone to be saved and to come to know the truth. We are instructed to offer prayers for everyone. Why are we to do this? God desires that everybody should be saved and everybody should enjoy the benefits of God's blessings. Why authority? Why people in high positions? Because on their shoulders rests the responsibility of executing law and order and of making the people's lives better. Then I can say without hesitation that you people in this hall and others are doing a pretty good job because when you consider all what we hear around the nation, Maine is comparatively tranquil and peaceful. You do all you can to make the lives of your citizens better. Senators get in touch with their people and hear their complaints and try to do what they can to solve some of the problems. I'm, therefore, praying to God for you. You are faced with tough decisions you have to make, decisions that may not please everybody, but decisions that you think are right for the good and peace of the state. I pray that God bless you in this endeavor. I pray that you continue your good work so that your decisions may be honorable and worthy of respect. May God bless you and grant you all wisdom and courage to carry out this honorable and arduous task. Let us pray.

Oh God, I pray for these, your servants, Senators who are charged with the governance of our State of Maine. I thank you for their lives, for guiding them and for giving them this great responsibility to lead our state in a way that will make the lives of citizens even better. Make our state prosperous so that we can do more for the unfortunate children, for the poor and hungry, and the unemployed and all those in need. May their decisions come from Your wisdom and from Your grace, oh God, so that they may do what is right for the peace and good of our state and all its citizens. Amen.

Doctor of the day, Harry W. Grimmnitz M.D., Augusta.

Reading of the Journal of Tuesday, February 6, 2001.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by President Pro Tem **BENNETT** of Oxford, the following Joint Order: S.P. 185

ORDERED, the House concurring, that when the House stands Adjourned it does so until Tuesday, February 13, 2001, at 9:00 in the morning and the Senate Adjourns until Tuesday, February 13, 2001, at 10:00 in the morning.

READ and PASSED.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Fund Sexual Assault and Domestic Violence Intervention and Prevention" H.P. 403 L.D. 524

Bill "An Act to Expand Educational Opportunities" H.P. 414 L.D. 535

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 Appropriate Funds to the Maine Technical College System for the Operation of the Bath Higher Education Center" H.P. 411 L.D. 532

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

On motion by President Pro Tem **BENNETT** of Oxford, **TABLED** until Later in Today's Session, pending **REFERENCE**.

Bill "An Act to Modify the Dam Repair and Reconstruction Fund" H.P. 379 L.D. 481

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

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

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

Bill "An Act Concerning Indemnification and Limitation of Liability Provisions of Managed Care Participating Provider Agreements"
H.P. 389 L.D. 510

Bill "An Act to Expand Insurance Coverage in the State"
H.P. 405 L.D. 526

Bill "An Act to Provide Universal Access to Health Care for All Citizens of the State"
H.P. 422 L.D. 543

Bill "An Act to Provide Equity in Reimbursement for Health Care Providers"
H.P. 433 L.D. 554

Bill "An Act Regarding Assignment of Benefits Under Personal Injury Insurance"
H.P. 434 L.D. 555

Bill "An Act to Require Health Insurance Carriers to Cover the Cost of Dental Surgery for Children in Need of Hospital Dentistry"
H.P. 452 L.D. 573

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.

Off Record Remarks

Bill "An Act to Provide Support for Impoverished Communities for Economic Development"
H.P. 426 L.D. 547

Comes 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.

Bill "An Act to Amend the Licensing Provisions for Private Investigators"
H.P. 398 L.D. 519

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

On motion by Senator **MCALEVEY** of York, **REFERRED** to the Committee on **CRIMINAL JUSTICE** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

Bill "An Act to Adopt the Model Business Corporation Act in Maine"
H.P. 283 L.D. 361

Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** suggested and ordered printed.

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

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

Bill "An Act to Repeal the Maine Criminal Justice Academy Certification Requirements for Sheriffs"
H.P. 387 L.D. 508

Bill "An Act to Allow Sheriffs to Use Modern Record-keeping Technologies in the Maintenance of Jail Records"
H.P. 458 L.D. 579

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 Financially Reward Maine Teachers Who Earn Certification from the National Board for Professional Teaching Standards"
H.P. 446 L.D. 567

Comes 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 Provide Information to Providers of Child Care Regarding Business Support"
H.P. 329 L.D. 419

Bill "An Act to Improve Access to Residential Care in Rural
Maine"
H.P. 404 L.D. 525

Bill "An Act Regarding Commercial Swimming Pools and Hot
Tubs"
H.P. 418 L.D. 539

Resolve, to Coordinate and Improve Access To Health Care for
Women
H.P. 419 L.D. 540

Resolve, to Improve the Accessibility of Nursing Facility Services
for Consumers with Chronic Conditions
H.P. 428 L.D. 549

Bill "An Act to Increase Eligibility for Health Care Benefits"
H.P. 435 L.D. 556

Bill "An Act to Add 75 Residential Care Beds Under the Medicaid
Program"
H.P. 437 L.D. 558

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 Encourage HIV Testing of Pregnant Patients"
H.P. 391 L.D. 512

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

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

Bill "An Act to Require Public Access to All State Waters"
H.P. 393 L.D. 514

Bill "An Act to Provide a New Opportunity in the Moose Lottery"
H.P. 420 L.D. 541

Bill "An Act to Expand the Muzzle-loading Season to 15 Hunting
Days"
H.P. 421 L.D. 542

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 Restore the Passage of Alewives on the St. Croix
River" (EMERGENCY)
H.P. 287 L.D. 365

Committee on **INLAND FISHERIES AND WILDLIFE** suggested
and ordered printed.

Comes from the House, **REFERRED** to the Committees on
INLAND FISHERIES AND WILDLIFE and **MARINE
RESOURCES**.

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

Bill "An Act to Provide Uniformity and Consistency in the Appeals
from the Trial Courts to the Law Court"
H.P. 438 L.D. 559

Bill "An Act to Correct the Judicial Retirement Laws Regarding
Administrative Court Judges" (EMERGENCY)
H.P. 440 L.D. 561

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 Provide an Opportunity to Minors Under 16 Years
of Age to Work in Nonprofit Moving Image Archives and Nonprofit
Community Theaters"
H.P. 390 L.D. 511

Bill "An Act to Permit Grievance Mediation by the Panel of
Mediators"
H.P. 392 L.D. 513

Bill "An Act to Prohibit the Delay in Provisional Payment of
Certain Disability Benefits"
H.P. 413 L.D. 534

Bill "An Act to Define and Revise Noncompete Employment
Contracts"
H.P. 415 L.D. 536

Bill "An Act to Require a Recommendation from a Physician
Before Being Eligible for Disability Benefits"
H.P. 417 L.D. 538

Bill "An Act to Eliminate Unnecessary Paperwork for Wage-hour
Compliance"
H.P. 423 L.D. 544

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

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

Bill "An Act Concerning Small Breweries That Are Licensed to Serve Liquor on Premises"
H.P. 399 L.D. 520

Bill "An Act to Amend the Beano and Games of Chance Laws"
H.P. 407 L.D. 528

Bill "An Act to Require the State to Pay for Veterans' Obituaries and State Flags"
H.P. 416 L.D. 537

Resolve, to Amend the National Guard Education Assistance Pilot Program (EMERGENCY)
H.P. 429 L.D. 550

Bill "An Act to Require Towns to Process Initiative and Referendum Petitions within One Week of Delivery"
H.P. 442 L.D. 563

Bill "An Act to Encourage Indelible Ballot Markings"
H.P. 443 L.D. 564

Bill "An Act to Discourage Drunken Driving"
H.P. 444 L.D. 565

Bill "An Act to Preserve the Integrity of the Polling Place by Limiting the Physical Presence of Candidates"
H.P. 448 L.D. 569

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Reduce the Number of Signatures Required for Citizen Initiatives
H.P. 453 L.D. 574

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Allow Maine Citizens to Propose Constitutional Amendments by Initiative
H.P. 454 L.D. 575

Bill "An Act to Prohibit Collection of Referendum Signatures on the Day of State Elections"
H.P. 459 L.D. 580

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 to Exempt Seaweed Harvesting from Certain Restrictions" (EMERGENCY)
H.P. 432 L.D. 553

Comes 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 Regulating the Transportation of Water"
H.P. 298 L.D. 376

Bill "An Act to Regulate Waste Transfer Facilities"
H.P. 388 L.D. 509

Bill "An Act Regarding Prehistoric and Historic Archaeological Work Performed in the Shoreland Zone"
H.P. 395 L.D. 516

Bill "An Act to Amend Certain Laws Administered by the Department of Environmental Protection"
H.P. 406 L.D. 527

Bill "An Act to Establish the Maine Cave Protection Act"
H.P. 439 L.D. 560

Bill "An Act to Assist Municipalities in Developing and Using Geographic Information Systems to Track Development and Promote Smart Growth"
H.P. 457 L.D. 578

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 Eliminate the Maine Land Use Regulation Commission"
H.P. 394 L.D. 515

Committee on **NATURAL RESOURCES** suggested and ordered printed.

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

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

Bill "An Act to Preserve Public Access and Job Opportunities in the Maine Woods"
H.P. 409 L.D. 530

Committee on **NATURAL RESOURCES** suggested and ordered printed.

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

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

Bill "An Act to Promote Affordable Housing for the Elderly"
H.P. 397 L.D. 518

Bill "An Act to Create the Office of Ombudsman"
H.P. 408 L.D. 529

Bill "An Act to Repeal the Requirement that the Kennebec County Budget be Approved by the Legislature"
H.P. 427 L.D. 548

Bill "An Act to Allow Municipalities to Create Capital Improvement Districts"
H.P. 441 L.D. 562

Bill "An Act to Improve Local Governmental Unit Access to Bulk Purchasing"
H.P. 447 L.D. 568

Come from the House, **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.

Bill "An Act to Reimburse Collectors of Sales and Use Taxes"
H.P. 410 L.D. 531

Bill "An Act to Improve the Business Equipment Tax Reimbursement Program"
H.P. 412 L.D. 533

Bill "An Act to Provide a Sales Tax Exemption for Boats Used for Business"
H.P. 425 L.D. 546

Bill "An Act to Eliminate the Sales Tax on Textbooks"
H.P. 450 L.D. 571

Bill "An Act to Create a Computer Technology Taxable Income Deduction for Maine Families"
H.P. 451 L.D. 572

RESOLUTION, to Amend the Constitution of Maine to Dedicate Funds for the Protection of Maine's Fish and Wildlife Resources
H.P. 455 L.D. 576

Bill "An Act to Create Equitable Taxation of Leased Property"
H.P. 456 L.D. 577

Bill "An Act to Exempt Certain Organizations from the Meals and Lodging Tax"
H.P. 460 L.D. 581

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 Provide Property Tax Relief from the Cost of Public Transportation"
H.P. 386 L.D. 507

Bill "An Act to Establish the Identification Card of a Maine Indian Tribe as an Acceptable Form of Identification"
H.P. 396 L.D. 517

Bill "An Act to Adopt the Canadian Highway Weight Standards"
H.P. 400 L.D. 521

Bill "An Act to Create a Special Maine Indian Tribe License Plate"
H.P. 402 L.D. 523

Bill "An Act to Remove the Requirement for Display of a Front License Plate on a Motor Vehicle"
H.P. 424 L.D. 545

Bill "An Act to Improve Police Officer Safety"
H.P. 431 L.D. 552

Bill "An Act to Amend the Laws Pertaining to Pedestrians on a Public Way" (EMERGENCY)
H.P. 436 L.D. 557

Bill "An Act to Allow Vehicles Purchased at Auction to Travel 25 Miles After Delivery at a Dealership for Inspection and Repair"
H.P. 445 L.D. 566

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 Remove Redundant Written Authorization Requirements"
H.P. 449 L.D. 570

Comes 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.

Joint Orders

The following Joint Order: H.P. 314

ORDERED, the Senate concurring, that the Joint Rules be amended by amending Joint Rule 304 by adding at the end a new paragraph to read:

In committee hearings and work sessions, the committee may not give executive or judicial branch employees any preference over members of the public in presenting oral testimony either in the order of speaking or the amount of time allowed.

Comes from the House, **READ** and **REFERRED** to the Joint Select Committee on **JOINT RULES**.

READ and **REFERRED** to the Joint Select Committee on **JOINT RULES**, in concurrence.

The following Joint Study Order: H.P. 462

ORDERED, the Senate concurring, that the Task Force to Implement the 1991 Report of the President's and Speaker's Blue Ribbon Commission on Children and Families is established as follows:

1. Task force established. The Task Force to Implement the 1991 Report of the President's and Speaker's Blue Ribbon Commission on Children and Families, referred to in this order as the "task force," is established.

2. Task force membership. The task force consists of 10 members as follows:

- A. The President of the Senate;
- B. The Speaker of the House;
- C. The Majority Leader of the Senate;
- D. The Assistant Majority Leader of the Senate;
- E. The Minority Leader of the Senate;
- F. The Assistant Minority Leader of the Senate;
- G. The Majority Leader of the House of Representatives;
- H. The Assistant Majority Leader of the House of Representatives;
- I. The Minority Leader of the House of Representatives; and
- J. The Assistant Minority Leader of the House of Representatives.

3. Chairs. The President of the Senate and the Speaker of the House of Representatives are the chairs of the task force.

4. Convening of task force. The chairs shall call and convene the first meeting of the task force no later than 45 days after adjournment of the First Regular Session of the 120th Legislature.

5. Duties. The task force shall create a plan to implement the recommendations of the 1991 Report of the President's and Speaker's Blue Ribbon Commission on Children and Families.

6. Staff assistance. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the task force.

7. Compensation. The members of the task force are entitled to receive the legislative per diem, as defined by the Maine Revised Statutes, Title 3, section 2, and reimbursement for travel and other necessary expenses related to their attendance at meetings of the task force.

8. Report. The task force shall submit its report, together with any recommended implementing legislation, to the Joint Standing Committee on State and Local Government no later than November 1, 2001. If the task force requires an extension of time to complete its report, it may apply to the Legislative Council, which may grant the extension.

9. Task force budget. The chairs of the task force, with assistance from the task force staff, shall administer the task force's budget. Within 10 days after its first meeting, the task force shall present a work plan and proposed budget to the Legislative Council for its approval. The task force may not incur expenses that would result in the task force exceeding its approved budget.

Upon request from the task force, the Executive Director of the Legislative Council or the executive director's designee shall promptly provide the task force chairs and staff with a status report on the task force budget, expenditures incurred and paid and available funds.

Comes from the House, **READ** and **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

READ.

The Chair ordered a Division. No Senators having voted in the affirmative and 27 Senators having voted in the negative **FAILED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

COMMUNICATIONS

The Following Communication: H.P. 461

**DEPARTMENT OF ADMINISTRATIVE
& FINANCIAL SERVICES
78 STATE HOUSE STATION
AUGUSTA, ME 04333-0078
M E M O R A N D U M**

TO: Michael H. Michaud, President of the Senate
Richard A. Bennett, President Pro Tem
Michael V. Saxl, Speaker of the House
Members of the Legislative Council
Jill M. Goldthwait, Chair, Committee on Appropriations & Financial Affairs
Randall L. Berry, Chair, Committee on Appropriations & Financial Affairs

Members of the Joint Standing Committee on Appropriations & Financial Affairs

FROM: S/Janet E. Waldron, Commissioner

DATE: January 29, 2001

SUBJ: Tax Incidence

It is my pleasure to forward for your information a copy of a report pursuant to statute which has been forwarded to the Joint Standing Committee on Taxation. The Department's ability to produce such an in-depth analysis is due to in large part to the Legislature's support for our increased automation and econometric modeling. Maine, I believe, is one of only two states able to analyze Tax Incidence at this level. While this is an imperfect science, we believe this to be an invaluable asset to the Legislative and Executive branches in making policy decisions.

Your questions are encouraged.

Thank you.

Comes from the House, **READ** and with accompanying papers **ORDERED PLACED ON FILE**.

READ and with accompanying papers **ORDERED PLACED ON FILE**, in concurrence.

SENATE PAPERS

Bill "An Act to Require that the Members of the Maine Land Use Regulation Commission be Elected from the Counties They Represent"

S.P. 181 L.D. 609

Sponsored by Senator DAVIS of Piscataquis. Cosponsored by Representative CLARK of Millinocket and President Pro Tem BENNETT of Oxford, Senator FERGUSON of Oxford, Representatives: CARR of Lincoln, GOODWIN of Pembroke, PERKINS of Penobscot, SCHNEIDER of Durham, SHERMAN of Hodgdon, WATERHOUSE of Bridgton.

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

Sent down for concurrence.

Bill "An Act to Ensure Environmental Integrity, Forest Health and Rural Maine Jobs"

S.P. 182 L.D. 610

Sponsored by Senator NUTTING of Androscoggin.

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

On motion by President Pro Tem **BENNETT** of Oxford, **TABLED** until Later in Today's Session, pending **REFERENCE**.

Bill "An Act to Increase Instruction for Legally Blind Children"
S.P. 175 L.D. 603

Sponsored by Senator SAWYER of Penobscot. Cosponsored by Senator: DAGGETT of Kennebec, Representatives: BAKER of Bangor, PERRY of Bangor, ROSEN of Bucksport.

Bill "An Act to Provide Heating Fuel Assistance to the Elderly"
S.P. 180 L.D. 608

Sponsored by Senator O'GARA of Cumberland. Cosponsored by Representative SAVAGE of Buxton and Senators: BROMLEY of Cumberland, EDMONDS of Cumberland, GAGNON of Kennebec, President MICHAUD of Penobscot, ROTUNDO of Androscoggin, TREAT of Kennebec, Representatives: KANE of Saco, SULLIVAN of Biddeford.

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

Sent down for concurrence.

Bill "An Act to Strengthen the Authority of the Bureau of Insurance"
S.P. 172 L.D. 590

Sponsored by Senator TREAT of Kennebec. Cosponsored by Speaker SAXL of Portland and Senators: BROMLEY of Cumberland, DAGGETT of Kennebec, LaFOUNTAIN of York, President MICHAUD of Penobscot, Representatives: COLWELL of Gardiner, HUTTON of Bowdoinham, MAYO of Bath, O'NEIL of Saco.

Resolve, to Reduce the Cost of Health Care Policies Purchased by Consumers and Businesses

S.P. 178 L.D. 606

Sponsored by Senator TURNER of Cumberland. Cosponsored by Senators: SHOREY of Washington, WOODCOCK of Franklin, YOUNGBLOOD of Penobscot, Representatives: MORRISON of Baileyville, SNOWE-MELLO of Poland, TOBIN of Windham.

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

Sent down for concurrence.

Bill "An Act Concerning Nurses in Advanced Practice"
S.P. 170 L.D. 588

Sponsored by Senator BROMLEY of Cumberland.
Cosponsored by Senator: EDMONDS of Cumberland,
Representative: HAWES of Standish.

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

Sent down for concurrence.

Bill "An Act to Provide for Relief from Mandatory Minimum Sentences in Certain Cases"
S.P. 173 L.D. 601

Sponsored by Senator MILLS of Somerset.

Bill "An Act to Allow for the Taking of Palm Prints, Footprints and Photographs of a Person Charged with the Commission of a Juvenile Crime" (EMERGENCY)

S.P. 174 L.D. 602

Sponsored by Senator McALEVEY of York.
Cosponsored by Representative POVICH of Ellsworth.
Submitted by the Department of Public Safety pursuant to Joint Rule 204.

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

Sent down for concurrence.

Bill "An Act to Improve Education Service for Children with Disabilities"
S.P. 176 L.D. 604

Sponsored by Senator TREAT of Kennebec.
Cosponsored by Senators: BROMLEY of Cumberland, DAGGETT of Kennebec, GAGNON of Kennebec, SMALL of Sagadahoc, Representatives: HUTTON of Bowdoinham, JONES of Greenville, MARRACHE of Waterville, WATSON of Farmingdale.

Bill "An Act to Improve Opportunities for Recruitment of Teachers"
S.P. 177 L.D. 605

Sponsored by Senator MILLS of Somerset.

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

Sent down for concurrence.

Bill "An Act to Create a Pilot Project to Fully Implement the Maine Medical Marijuana Act of 1998"
S.P. 183 L.D. 611

Sponsored by Senator RAND of Cumberland.
Cosponsored by Representative QUINT of Portland and Senator: CATHCART of Penobscot, Representatives: DUPLESSIE of Westbrook, SNOWE-MELLO of Poland.

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

Sent down for concurrence.

Bill "An Act to Amend the Invasive Aquatic Plants Laws" (EMERGENCY)
S.P. 171 L.D. 589

Sponsored by Senator TREAT of Kennebec.
Cosponsored Representative COWGER of Hallowell and President Pro Tem BENNETT of Oxford, Senators: GAGNON of Kennebec, NUTTING of Androscoggin, WOODCOCK of Franklin, Representatives: COLWELL of Gardiner, FULLER of Manchester, HUTTON of Bowdoinham, KOFFMAN of Bar Harbor, TOBIN of Windham.

Bill "An Act to Permit Excavations Within 25 Feet of Streams"
S.P. 184 L.D. 612

Sponsored by Senator McALEVEY of York.
Cosponsored by Senators: CARPENTER of York, FERGUSON of Oxford, KNEELAND of Aroostook, SAVAGE of Knox, Representative: MURPHY of Berwick.

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

Sent down for concurrence.

Bill "An Act to Amend the Tax Expenditure Review Process"
S.P. 179 L.D. 607

Sponsored by Senator GAGNON of Kennebec.

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

Sent down for concurrence.

REPORTS OF COMMITTEES

Senate

Change of Committee

Senator SAVAGE for the Committee on **TRANSPORTATION** on Bill "An Act to Amend the Motor Vehicle Franchise Laws" S.P. 96 L.D. 322

Reported that the same be **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT**.

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

REFERRED to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT**.

Sent down for concurrence.

Under suspension of the Rules, all matters thus acted upon were ordered sent down forthwith 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 (1/30/01) Assigned matter:

Bill "An Act to Appropriate Funds to Assist in Removing a Hazardous Dam" S.P. 83 L.D. 303

Tabled - January 30, 2001, by Senator **DAGGETT** of Kennebec

Pending - **REFERENCE**

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

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (2/6/01) Assigned matter:

Bill "An Act to Preserve Competition in the Retail Marketing of Motor Fuels" S.P. 146 L.D. 490

Tabled - February 6, 2001, by Senator **DAVIS** of Piscataquis

Pending - **REFERENCE**

(Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** suggested and ordered printed.)

REFERRED to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

Bill "An Act to Appropriate Funds to the Maine Technical College System for the Operation of the Bath Higher Education Center" H.P. 411 L.D. 532

Tabled - February 8, 2001, by President Pro Tem **BENNETT** of Oxford

Pending - **REFERENCE**

(In House, February 6, 2001, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.)

On motion by President Pro Tem **BENNETT** of Oxford, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

Senate at Ease.

Senate called to order by the President.

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

Senator **DAGGETT** of Kennebec was granted unanimous consent to address the Senate off the Record.

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

Senator **TREAT** of Kennebec was granted unanimous consent to address the Senate off the Record.

President Pro Tem **BENNETT** of Oxford was granted unanimous consent to address the Senate off the Record.

Senator **GAGNON** of Kennebec was granted unanimous consent to address the Senate off the Record.

Senator **KILKELLY** of Lincoln was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

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

Off Record Remarks

On motion by President Pro Tem **BENNETT** of Oxford, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, February 13, 2001, at 10:00 in the morning.