

# MAINE STATE LEGISLATURE

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Senate Legislative Record  
One Hundred and Twentieth Legislature  
State of Maine

Volume 1

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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  
Monday  
March 5, 2001

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

Prayer by Reverend Gary DeLong of the Maine Sea Coast Mission in Bar Harbor.

**REVEREND DELONG:** Let us pray. Holy and compassionate God, creator and lover of every living creature, spirit beneath and beyond the vast star nations of the universe, this day we give thanks for all that keeps life civil and sacred and human. For the rule of law, for the principles of justice and all who are committed to them. For everything that has taught us to affirm the sacredness of all persons, regardless of rank or station, class or color. We ask Your blessing this day on our nation and on our beloved state. We pray for our President, George, and for our Governor, Angus. We pray for our Senators gathered here today. We give thanks for all the people in their lives; parents, teachers, family, mentors who nudged them towards the vocation, the high calling of public service. May each of them be humble enough to listen well and brave enough to lead with courage and conviction. Grant this Senate a grand vision of the possibilities of politics. And if there is any bias in this place, may it be towards the hungry and the homeless, the abused and the vulnerable. If there is any place where we give a clear voice to the voiceless, may it be here. For all the blessings and abundance of our lives we give thanks. Make us good and faithful stewards of all that we have been entrusted. Amen.

Pledge of Allegiance led by Senator Christine Savage of Knox County.

Reading of the Journal of Wednesday, February 28, 2001.

Off Record Remarks

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

Bill "An Act to Clarify the Rights of Residents Within Wildlife Sanctuaries"

H.P. 516 L.D. 655

Committee on **CRIMINAL JUSTICE** suggested and ordered printed.

In House, February 15, 2001, **REFERRED** to Committee on **INLAND FISHERIES AND WILDLIFE**.

In Senate, February 20, 2001, **REFERRED** to the Committee on **CRIMINAL JUSTICE** and ordered printed, in **NON-CONCURRENCE**.

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

On motion by Senator **MCALLEVEY** of York, the Senate **RECEDED** and **CONCURRED**.

**Non-Concurrent Matter**

Resolve, Establishing a Panel for Repeal of Unnecessary or Archaic Laws

H.P. 566 L.D. 721

In House, February 13, 2001, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

In Senate, February 15, 2001, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in **NON-CONCURRENCE**.

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

On motion by Senator **SMALL** of Sagadahoc, the Senate **RECEDED** and **CONCURRED**.

**House Papers**

Bill "An Act to Implement the Recommendations of the Maine Millennium Commission on Hunger and Food Security and to Increase the Viability of Maine's Farms and Improve Nutrition"  
H.P. 875 L.D. 1154

Bill "An Act to Legalize Hemp for Agricultural Purposes"  
H.P. 882 L.D. 1174

Bill "An Act to Protect Against Contamination of Crops and Wild Plant Populations by Genetically Engineered Plants"  
H.P. 952 L.D. 1266

Bill "An Act to Provide for Maintenance of State-owned Land and Facilities"  
H.P. 955 L.D. 1269

Come 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.

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Bill "An Act to Support the Building Alternatives Program"  
H.P. 870 L.D. 1149

Bill "An Act to Make Improvements in the Budget Process"  
H.P. 919 L.D. 1233

Bill "An Act to Address the Crisis in Personnel, Insurance and Heating Costs in the Provision of Community Mental Health Services"  
H.P. 956 L.D. 1270

Bill "An Act to Provide Funding for Legal Services Related to Domestic Abuse" (EMERGENCY)  
H.P. 971 L.D. 1295

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.

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Bill "An Act to Amend the Standard Valuation Law for Life Insurance and to Restrict Limitation of Liability for Death by Suicide in Group Life Insurance Policies"  
H.P. 873 L.D. 1152

Bill "An Act to Establish a Single-payor Health Care System"  
H.P. 964 L.D. 1277

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.

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Bill "An Act to Authorize the Maine State Housing Authority to Administer an Electric Assistance Program" (EMERGENCY)  
H.P. 717 L.D. 932

Bill "An Act Concerning Fair Debit Card Practices"  
H.P. 727 L.D. 947

Bill "An Act to Amend the Maine Arborist Licensing Laws"  
H.P. 899 L.D. 1191

Bill "An Act to Enhance the Observance of Veterans' Holidays"  
H.P. 937 L.D. 1251

Bill "An Act to Prohibit the Importation of Wreaths Made in Canada"  
H.P. 967 L.D. 1291

Bill "An Act to Amend the Laws Governing the Licensure of Dental Hygienists"  
H.P. 975 L.D. 1299

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.

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Bill "An Act to Update the Maine Consumer Credit Code Regarding Rental-purchase Agreements"  
H.P. 877 L.D. 1156

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

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

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

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Bill "An Act to Establish the Maine Energy Advisory Council"  
H.P. 506 L.D. 646

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

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

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

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Bill "An Act to Strengthen the Bail Laws for Repeat Offenders"  
H.P. 922 L.D. 1236

Bill "An Act to Amend the Supervised Community Confinement Program"  
H.P. 940 L.D. 1254

Bill "An Act for Voluntary Testing for Hepatitis-C of Adult Prisoners in the Maine Correctional System"  
H.P. 968 L.D. 1292

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.

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Bill "An Act to Properly Apply Jurisdiction of Chimney Regulation"  
H.P. 948 L.D. 1262

LEGISLATIVE RECORD - SENATE, MONDAY, MARCH 5, 2001

Committee on **CRIMINAL JUSTICE** suggested and ordered printed.

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

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

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Resolve, to Establish a Political Education Program  
H.P. 891 L.D. 1183

Bill "An Act to Guarantee Hot Lunches for Maine Students"  
H.P. 892 L.D. 1184

Bill "An Act to Allow a School Board to Suspend a Student for Rest of Term for Violent Behavior"  
H.P. 909 L.D. 1223

Bill "An Act to Strengthen the State's Truancy Law"  
H.P. 920 L.D. 1234

Resolve, to Direct the Department of Education to Synchronize Secondary School Calendars with the Vocational Schools  
H.P. 925 L.D. 1239

Bill "An Act to Promote Abstinence in Sex Education and through Public Education"  
H.P. 947 L.D. 1261

Bill "An Act to Increase the Number of Students Eligible for Free Tuition in the University of Maine System"  
H.P. 949 L.D. 1263

Bill "An Act to Refine the Governance and Funding of the Education Research Institute"  
H.P. 950 L.D. 1264

Bill "An Act to Implement Changes in Cost-sharing Agreements in School Districts"  
H.P. 977 L.D. 1301

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.

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Resolve, to Provide Adequate Reimbursement for Durable Medical Equipment  
H.P. 872 L.D. 1151

Bill "An Act to Exempt from the Smoking Ban Tobacconists Who Sell or Serve Food or Alcohol"  
H.P. 880 L.D. 1172

Resolve, Directing the Department of Human Services to Adopt Rules Regarding the Indian Health Clinic  
H.P. 886 L.D. 1178

Bill "An Act to Improve Handicap Accessibility in Lodging in Maine"  
H.P. 888 L.D. 1180

Resolve, to Direct the Department of Human Services to Establish Guidelines Governing Procedures for Giving Injections  
H.P. 890 L.D. 1182

Resolve, to Provide Access to Personal Care Assistant Home Care Services  
H.P. 895 L.D. 1187

Bill "An Act to Provide for the Withdrawal of a Municipality from Hospital Administrative District No. 1 in Penobscot County"  
H.P. 896 L.D. 1188

Bill "An Act to Alleviate the Shortage of Pediatric Dentists in Maine"  
H.P. 902 L.D. 1194

Bill "An Act to Ensure Continuity of Services from Private Nonmedical Institutions"  
H.P. 905 L.D. 1219

Bill "An Act to Increase the Amount of Income That May Be Retained by a Nursing Home Resident"  
H.P. 912 L.D. 1226

Bill "An Act to Provide an Advocate Program for Disabled Persons in Court-like Proceedings"  
H.P. 917 L.D. 1231

Resolve, to Provide Resources for Youth who are Homeless or At Risk of Homelessness (EMERGENCY)  
H.P. 923 L.D. 1237

Resolve, Concerning Consumers of Long-term Care Services Who Have Chronic Conditions that Change (EMERGENCY)  
H.P. 926 L.D. 1240

Bill "An Act to Adopt the Charitable Choice Provision in this State"  
H.P. 942 L.D. 1256

Bill "An Act to Discourage Sales of Tobacco to Minors"  
H.P. 953 L.D. 1267

Bill "An Act to Reimburse Restaurants for the Cost of Testing Water"  
H.P. 965 L.D. 1289

Bill "An Act to Establish the Child Ombudsman Office and Improve Child Protective Procedures"  
H.P. 976 L.D. 1300

Bill "An Act to Enhance Access to Health Care in Maine"  
H.P. 978 L.D. 1302

Bill "An Act to Increase Access to Health Care"  
H.P. 979 L.D. 1303

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.

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Bill "An Act to Improve Services to Persons with Mental Retardation" (EMERGENCY)

H.P. 954 L.D. 1268

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

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

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

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Bill "An Act to Criminalize the Unauthorized Use of Food Stamp Devices"

H.P. 898 L.D. 1190

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

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE**.

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

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Bill "An Act to Enhance Storage of Fish and Wildlife"

H.P. 881 L.D. 1173

Resolve, to Address the Problem of Illegal Fish Stocking

H.P. 894 L.D. 1186

Bill "An Act to Clarify Certain Laws Relating to the Harvesting of Wild Animals"

H.P. 901 L.D. 1193

Bill "An Act to Establish a Nonresident Taxpayer Fishing License"

H.P. 911 L.D. 1225

Bill "An Act to Change the Snowmobile Registration Rates"

H.P. 970 L.D. 1294

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 Establish a Permanent Interagency Task Force on Aquatic and Terrestrial Invasive and Exotic Species"

H.P. 900 L.D. 1192

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

On motion by Senator **TREAT** of Kennebec, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

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Bill "An Act to Reduce Frivolous Protection from Harassment Actions"

H.P. 889 L.D. 1181

Bill "An Act to Strengthen Penalties for Minors Displaying False Identification"

H.P. 903 L.D. 1195

Bill "An Act Conforming Maine Digital Signature Law to Federal Law"

H.P. 908 L.D. 1222

Bill "An Act to Allow the Filing of a Declaration of Homestead"

H.P. 924 L.D. 1238

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

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

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Bill "An Act to Prohibit Plea Bargaining for Cases of Murder and Felony Sex Offenses Against Children"

H.P. 821 L.D. 1075

Committee on **JUDICIARY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE**.

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

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Bill "An Act to Clarify the Criminal Extradition Laws"

H.P. 951 L.D. 1265

Committee on **JUDICIARY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE**.

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

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Bill "An Act Regarding Property Tax Liens"  
H.P. 809 L.D. 1064

Committee on **JUDICIARY** suggested and ordered printed.

Comes from the House, Bill and accompanying papers  
**INDEFINITELY POSTPONED.**

Bill and accompanying papers **INDEFINITELY POSTPONED**, in  
concurrence.

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Bill "An Act to Require that Benefits for Total Disability be  
Continued During a Period of Vocational Rehabilitation under the  
Workers' Compensation Act"  
H.P. 883 L.D. 1175

Bill "An Act to Provide Public Employees Equal Access to  
Personnel Files"  
H.P. 910 L.D. 1224

Bill "An Act to Speed Up the Decision Process on Workers'  
Compensation Claims"  
H.P. 921 L.D. 1235

Bill "An Act to Reform Maine's Prevailing Wage Law"  
H.P. 929 L.D. 1243

Bill "An Act to Allow Maine Technical College System Faculty and  
Administrative Units to Participate in a Defined Contribution Plan"  
H.P. 930 L.D. 1244

Bill "An Act to Require the State to Pay Medicare Costs for  
Retired State Employees and Retired Teachers"  
H.P. 931 L.D. 1245

Bill "An Act to Increase the Penalty for a Violation of Certain  
Occupational Health and Labor Laws"  
H.P. 932 L.D. 1246

Bill "An Act to Increase the Minimum Wage in Maine"  
H.P. 933 L.D. 1247

Bill "An Act to Require an Annual Benefit Adjustment"  
H.P. 939 L.D. 1253

Bill "An Act to Expand Retirement Benefits for State Employees  
and Teachers Returning to Service"  
H.P. 941 L.D. 1255

Bill "An Act to Change the Membership of the Workers'  
Compensation Board"  
H.P. 943 L.D. 1257

Bill "An Act to Make the Unemployment Insurance Program More  
Responsive to the Needs of Today's Workforce"  
H.P. 944 L.D. 1258

Bill "An Act to Allow County Corrections Personnel to Participate  
in the Same Retirement Plan as Other Corrections Personnel"  
(EMERGENCY)

H.P. 963 L.D. 1276

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

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

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Bill "An Act to Prohibit Campaign Signs Within 750 Feet of a  
Polling Place"

H.P. 871 L.D. 1150

Bill "An Act to Amend the Liquor Laws to Expand Employment  
Opportunities for Adults 18 to 21 Years of Age"

H.P. 893 L.D. 1185

Bill "An Act to Support the Right to Associate"  
H.P. 914 L.D. 1228

Bill "An Act to Increase the Prize Limit for Games of Chance at  
Beano Games"

H.P. 918 L.D. 1232

Bill "An Act to Allow Telephone Wagering for Horse Racing"  
H.P. 928 L.D. 1242

Bill "An Act Regarding Registration of Voters on Election Day"  
H.P. 935 L.D. 1249

Bill "An Act to Amend the Laws Governing Registration of Voters"  
H.P. 936 L.D. 1250

Bill "An Act to Repeal the Presidential Preference Primary  
Elections"  
H.P. 960 L.D. 1273

Bill "An Act to Permit the Purchase of Wine by Mail Order"  
H.P. 972 L.D. 1296

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.

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Bill "An Act to Amend the Laws Pertaining to the Taking of  
Seaweed and Rockweed"  
H.P. 887 L.D. 1179

Resolve, to Establish the Committee to Study the Feasibility of  
Establishing a Recreational Saltwater Fishing License  
(EMERGENCY)

H.P. 897 L.D. 1189

Resolve, to Establish a Moratorium on Aquaculture Leases in Blue Hill Bay  
H.P. 927 L.D. 1241

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.

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Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$5,000,000 for the Testing of Marine Dredge Spoils and the Proper Disposal of Spoils that are Special or Hazardous Waste"  
H.P. 863 L.D. 1135

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

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

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

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Bill "An Act to Protect Maine Lakes from Milfoil and Other Invasive Plants" (EMERGENCY)  
H.P. 876 L.D. 1155

Bill "An Act to Create Certainty in Maine's Air Quality Program"  
H.P. 938 L.D. 1252

Bill "An Act to Conform New Motor Vehicle Emission Standards to Federal Emission Standards Adopted by the United States Environmental Protection Agency"  
H.P. 966 L.D. 1290

Bill "An Act to Ban the Sale of Fever Thermometers that Contain Mercury"  
H.P. 969 L.D. 1293

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.

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Bill "An Act to increase Certain Civil Process Fees"  
H.P. 874 L.D. 1153

Bill "An Act to Require the State to Purchase the Initial Flags That are Required for Veterans' Grave Sites"  
H.P. 884 L.D. 1176

Bill "An Act to Amend the Laws Governing Election of Somerset County Commissioners"  
H.P. 885 L.D. 1177

Bill "An Act to Amend the Calculation for Annual County Tax Assessments"  
H.P. 904 L.D. 1218

Bill "An Act to Require Notice of Use Changes for State Property"  
H.P. 906 L.D. 1220

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.

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Bill "An Act to Implement the Recommendations of the Maine Millennium Commission on Hunger and Food Security to Expand the Maine Earned Income Tax Credit Program to Make It Refundable and Increase the Amount of Benefit a Family Can Receive"  
H.P. 869 L.D. 1148

Bill "An Act to Continue the Sales Tax Exemption on Vehicles Sold and Leased and Removed from the State" (EMERGENCY)  
H.P. 916 L.D. 1230

Bill "An Act to Bring Equity to the Vehicle Excise Tax"  
H.P. 934 L.D. 1248

Bill "An Act to Require Accountability for Tax Expenditures Invested on Behalf of Taxpayers"  
H.P. 946 L.D. 1260

Bill "An Act to Increase the Dedicated Wild Blueberry Tax"  
H.P. 961 L.D. 1274

Bill "An Act Providing for Enhancements to the Maine Seed Capital Tax Credit Program"  
H.P. 974 L.D. 1298

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

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

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Bill "An Act to Establish a Circuit Breaker Program for Fuel Assistance"  
H.P. 631 L.D. 831

Committee on **TAXATION** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committees on **TAXATION** and the **UTILITIES AND ENERGY**.



On motion by Senator **GAGNON** of Kennebec, **REFERRED** to the Committee on **TAXATION** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

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Bill "An Act to Protect Maine Citizens from Uninsured Motorists"  
H.P. 945 L.D. 1259

Bill "An Act to Allow Fire Police Constables to use Roof-mounted Emergency Lights"  
H.P. 959 L.D. 1272

Bill "An Act to Exempt 100% Disabled Veterans from Paying the Excise Tax and Registration Fee on Motor Vehicles"  
H.P. 962 L.D. 1275

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

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

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Bill "An Act to Prevent Theft of Motor Fuels"  
H.P. 907 L.D. 1221

Committee on **TRANSPORTATION** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE**.

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

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Bill "An Act to Assist the State's Ski Industry through the Provision of Special Electric Rate Contracts"  
H.P. 915 L.D. 1229

Bill "An Act to Ensure Proper Funding of the Public Utilities Commission" (EMERGENCY)  
H.P. 973 L.D. 1297

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.

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**Pursuant to Resolve  
Maine Indian Tribal-State Commission**

The **Maine Indian Tribal-State Commission** pursuant to Resolve 1997, chapter 45, section 3 asked leave to report that the accompanying Bill "An Act to Authorize the Maine Indian Tribal-State Commission to Introduce Legislation and to Organize Assemblies of State and Tribal Leaders"

H.P. 879 L.D. 1171

Be **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

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

**REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218, in concurrence.

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**Pursuant to Resolve  
Maine Turnpike Authority**

The **Maine Turnpike Authority** pursuant to the Maine Revised Statutes, Title 23, section 1961, subsection 6 asked leave to report that the accompanying Bill "An Act Regarding the Budget for the Maine Turnpike Authority for 2002"

H.P. 957 L.D. 1271

Be **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed pursuant to Joint Rule 218.

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

**REFERRED** to the Committee on **TRANSPORTATION** and ordered printed pursuant to Joint Rule 218, in concurrence.

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**Joint Orders**

The following Joint Order: H.P. 868

**ORDERED**, the Senate concurring, that the Joint Select Committee to Study the Necessity for Legislation Requiring Public Access to Rest Rooms by Service Stations Owned by Large, Out-of-state Companies is established as follows.

1. Joint Select Committee to Study the Necessity for Legislation Requiring Public Access to Rest Rooms by Service Stations Owned by Large, Out-of-state Companies established. The Joint Select Committee to Study the Necessity for Legislation Requiring Public Access to Rest Rooms by Service Stations Owned by Large, Out-of-state Companies, referred to in this order as the "committee," is established.

2. Membership. The committee consists of the following 3 members:

A. One member of the Senate, appointed by the President of the Senate; and

B. Two members of the House, appointed by the Speaker of the House.

3. Appointments; chairs; convening of committee. All appointments must be made by August 1, 2001. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been made. The Senate member is the Senate chair and the first named House of Representatives member is the House chair. The first meeting must be called by the chairs no later than September 1, 2001. The committee may meet up to 4 times to carry out its duties.

4. Duties. The committee shall study the policies of service stations as they pertain to public rest rooms and the need for requiring that service stations owned by large, out-of-state companies provide public rest rooms.

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

6. Compensation. Members of the committee are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at authorized meetings of the committee.

7. Report. The committee shall submit a report on the issues studied along with any recommended legislation to the Legislature no later than November 1, 2001. If the committee requires an extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

8. Committee budget. The chairs of the committee, with assistance from the committee staff, shall administer the committee's budget. Within 10 days after its first meeting, the committee shall present a work plan and proposed budget to the Legislative Council for its approval. The committee may not incur expenses that would result in the committee's exceeding its approved budget. Upon request from the committee, the Executive Director of the Legislative Council or the executive director's designee shall provide the committee chairs and staff with a status report on the committee's budget, expenditures incurred and paid and available funds.

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

**READ.**

On motion by Senator **TREAT** of Kennebec, **TABLED** until Later in Today's Session, pending **PASSAGE**, in **NON-CONCURRENCE**.

**ORDERED**, the Senate concurring, that the Task Force to Study the Costs and Design of a Household Hazardous Waste Disposal Program is established as follows:

1. Task force established. The Task Force to Study the Costs and Design of a Household Hazardous Waste Disposal Program, referred to in this order as the "task force," is established.

2. Task force membership. The task force consists of 13 members appointed as follows:

A. The President of the Senate shall appoint 3 members from the Senate: 2 who serve on the Joint Standing Committee on Natural Resources and one who serves on the Joint Standing Committee on Appropriations and Financial Affairs. The first named Senate member is the Senate chair.

B. The Speaker of the House of Representatives shall appoint 10 members from the House of Representatives: 5 who serve on the Joint Standing Committee on Natural Resources and 5 who serve on the Joint Standing Committee on Appropriations and Financial Affairs. The first named House member is the House chair.

3. Appointments; convening task force. All appointments must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. When the appointment of all members is complete, the chairs of the task force shall call and convene the first meeting of the task force no later than 60 days following the effective date of this order.

4. Duties. The task force shall study the costs and design of a household hazardous waste disposal program.

5. Meetings. In conducting its duties, the task force may meet as often as necessary with any individuals, departments or institutions it considers appropriate.

6. Staff assistance. The task force may request staffing and clerical assistance from the Legislative Council.

7. Reimbursement. Members of the task force are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement for travel and other necessary expenses for attendance at meetings of the task force.

8. Report. The task force shall submit its report along with any recommended legislation to the Joint Standing Committee on Natural Resources and the Joint Standing Committee on Appropriations and Financial Affairs by November 15, 2001. Following receipt of the report, the Joint Standing Committee on Natural Resources and the Joint Standing Committee on Appropriations and Financial Affairs may introduce legislation to the Second Regular Session of the 120th Legislature. If the task force requires an extension of time to file its report, it may apply to the Legislative Council, which may grant the extension.

The following Joint Order:

H.P. 878

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's exceeding its approved budget.

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

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

**READ.**

On motion by Senator **TREAT** of Kennebec, **TABLED** until Later in Today's Session, pending **PASSAGE**, in **NON-CONCURRENCE**.

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**Joint Resolution**

The following Joint Resolution: H.P. 958

**JOINT RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE CONGRESS OF THE UNITED STATES TO FULFILL THE ORIGINAL INTENT TO FUND 40% OF THE COSTS OF SPECIAL EDUCATION MANDATES TO THE STATES UNDER THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT**

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

WHEREAS, the Congress of the United States has found that all children deserve a quality education, including children with disabilities; and

WHEREAS, the Individuals with Disabilities Education Act, 20 United States Code, Section 1400, et seq., provides that the Federal Government and the state and local governments are to share in the expense of education for children with disabilities and commits the Federal Government to provide funds to assist with the excess of expenses of education for children with disabilities; and

WHEREAS, the Congress of the United States has committed to contribute up to 40% of the average per pupil expenditure of educating children with disabilities, the Federal Government has failed to meet this commitment to assist the states; and

WHEREAS, the Federal Government has never contributed more than 12.6% of the national average per pupil expenditure to

assist with the excess expenses of educating children with disabilities under the Individuals with Disabilities Education Act; and

WHEREAS, this failure of the Federal Government to meet its commitment to assist with the excess expenses of educating a child with a disability contradicts the goal of ensuring that children with disabilities receive a quality education; and

WHEREAS, the federal grant funds in the State for children zero to 2 years of age represent only 30% of the cost of serving eligible infants and toddlers in the State, and if the federal grants were at the 40% level, the award to the State this year would have increased by \$582,000; and

WHEREAS, the federal grant funds in the State for children 3 to 5 years of age represent only 8% of the cost of serving children 3 to 5 years of age in the State, and if the federal grants were at the 40% level, the award to the State this year would have increased by \$10,086,000; and

WHEREAS, the federal grant funds in the State for children 5 to 20 years of age represent only 9.75% of the State's total special education expenditures of \$225,130,000, and if the federal grants were at the 40% level, the award to the State this year would have increased by more than \$68,000,000; now, therefore, be it

**RESOLVED:** That We, your Memorialists, respectfully urge and request that the President of the United States and the Congress of the United States provide 40% of the national average per pupil expenditure to assist states and local education agencies with the excess costs of educating children with disabilities; and be it further

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

Comes from the House, **READ** and **ADOPTED**.

**READ.**

On motion by Senator **SMALL** of Sagadahoc, **TABLED** until Later in Today's Session, pending **ADOPTION**, in concurrence.

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**COMMUNICATIONS**

The Following Communication: S.P. 406

**120<sup>TH</sup> MAINE LEGISLATURE**

March 5, 2001

Hon. Anne M. Rand  
Senate Chair, Joint Standing Committee on Judiciary  
Hon. Charles C. LaVerdiere  
House Chair, Joint Standing Committee on Judiciary  
120<sup>th</sup> Legislature  
Augusta, ME 04333

Dear Senator Rand and Representative LaVerdiere:

Please be advised that Governor Angus S. King, Jr. has nominated Roland A. Cole of Wells for reappointment as Superior Court Justice.

Pursuant to Article V, Part 1, Section 8 of the Maine Constitution, this nomination will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

Sincerely,

S/Michael H. Michaud                      S/Michael V. Saxl  
President of the Senate                      Speaker of the House

**READ and REFERRED** to the Committee on **JUDICIARY**.

Sent down for concurrence.

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The Following Communication:      S.P. 407

**120<sup>TH</sup> MAINE LEGISLATURE**

March 5, 2001

Hon. Anne M. Rand  
Senate Chair, Joint Standing Committee on Judiciary  
Hon. Charles C. LaVerdiere  
House Chair, Joint Standing Committee on Judiciary  
120<sup>th</sup> Legislature  
Augusta, ME 04333

Dear Senator Rand and Representative LaVerdiere:

Please be advised that Governor Angus S. King, Jr. has nominated Andre G. Janelle of Saco and Paul A. Cote, Jr. of Auburn for reappointment as Maine District Court Judges.

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

Sincerely,

S/Michael H. Michaud                      S/Michael V. Saxl  
President of the Senate                      Speaker of the House

**READ and REFERRED** to the Committee on **JUDICIARY**.

Sent down for concurrence.

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The Following Communication:      S.C. 76

**STATE OF MAINE  
DEPARTMENT OF THE ATTORNEY GENERAL**

February 27, 2001

Honorable Michael H. Michaud  
President of the Senate  
3 State House Station  
Augusta, ME 04333

Re: Petroleum Market Share Act/Annual Report to the Legislature

Dear President Michaud:

Enclosed, in accordance with the provisions of 10 M.R.S.A. § 1677, is the Attorney General's Annual Report to the Legislature concerning levels of concentration in Maine's retail petroleum markets.

Thank you for your consideration of these materials; please do not hesitate to call if you should have any questions in this regard.

Sincerely,

S/Francis Ackerman  
Chief, Public Protection Division

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

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The Following Communication:      S.C. 77

**120<sup>TH</sup> LEGISLATURE  
JOINT STANDING COMMITTEE ON  
EDUCATION AND CULTURAL AFFAIRS**

February 23, 2001

Honorable Michael H. Michaud, President of the Senate  
Honorable Michael V. Saxl, Speaker of the House  
120th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 182      An Act to Award High School Degrees to Certain Members of the Armed Services
  
- L.D. 282      An Act to Award High School Diplomas to World War II Veterans

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

Sincerely,

S/Sen. Betty Lou Mitchell  
Senate Chair

S/Rep. Shirley K. Richard  
House Chair

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

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The Following Communication: S.C. 78

**120<sup>TH</sup> LEGISLATURE  
JOINT STANDING COMMITTEE ON TRANSPORTATION**

February 23, 2001

Honorable Michael H. Michaud, President of the Senate  
Honorable Michael V. Saxl, Speaker of the House  
120th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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. 78 An Act to Clarify the Authority of Counties and Municipalities to Restrict Travel Over Local Roads Based on Gross Registered Vehicle Weight
- L.D. 95 An Act to Prohibit the Use of Handheld Devices While Operating a Motor Vehicle
- L.D. 114 Resolve, Requiring that the Waldo-Hancock Bridge be Replaced
- L.D. 155 Resolve, Requiring the State to Reimburse Towns for the Construction of Salt and Sand Storage Facilities

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

Sincerely,

S/Sen. Christine R. Savage  
Senate Chair

S/Rep. Charles D. Fisher  
House Chair

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

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The Following Communication: S.C. 79

**120<sup>TH</sup> LEGISLATURE  
JOINT STANDING COMMITTEE ON  
INLAND FISHERIES AND WILDLIFE**

February 23, 2001

Honorable Michael H. Michaud, President of the Senate  
Honorable Michael V. Saxl, Speaker of the House  
120th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 4 An Act to Ban Steel Leg-hold Traps
- L.D. 104 An Act to Provide Free Antlerless Deer Permits to Hunters 70 Years of Age or Older

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

Sincerely,

S/Sen. David L. Carpenter  
Senate Chair

S/Rep. Matthew Dunlap  
House Chair

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

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The Following Communication: S.C. 80

**120<sup>TH</sup> LEGISLATURE  
JOINT STANDING COMMITTEE ON LABOR**

February 23, 2001

Honorable Michael H. Michaud, President of the Senate  
Honorable Michael V. Saxl, Speaker of the House  
120th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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. 41 An Act Relating to Employment Contracts
- L.D. 538 An Act to Require a Recommendation from a Physician Before Being Eligible for Disability Benefits

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

Sincerely,

S/Sen. Betheda G. Edmonds  
Senate Chair

S/Rep. Zachary E. Matthews  
House Chair

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

The Following Communication: S.C. 81

**120<sup>TH</sup> MAINE LEGISLATURE  
JOINT STANDING COMMITTEE ON  
BUSINESS AND ECONOMIC DEVELOPMENT**

February 23, 2001

Honorable Michael H. Michaud, President of the Senate  
Honorable Michael V. Saxl, Speaker of the House  
120th Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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. 117 An Act to Require Consignment Businesses to Provide Itemized Receipts
- L.D. 118 An Act to Establish Requirements for Licensed Physicians Regarding Naturopathic Treatments
- L.D. 143 An Act to Allow Landlords to Participate in the Fuel Assistance Program

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

Sincerely,

S/Sen. Kevin L. Shorey  
Senate Chair

S/Rep. John G. Richardson  
House Chair

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

**SENATE PAPERS**

Bill "An Act to Define "Agriculture" in the Laws Establishing the Department of Agriculture, Food and Rural Resources"  
S.P. 424 L.D. 1379

Sponsored by Senator KNEELAND of Aroostook.

Cosponsored by Representative McKEE of Wayne and Senators: KILKELLY of Lincoln, NUTTING of Androscoggin, Representatives: CARR of Lincoln, HAWES of Standish, JODREY of Bethel, LANDRY of Patten, LUNDEEN of Mars Hill, PINEAU of Jay.

Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 204.

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

Sent down for concurrence.

Bill "An Act to Restrict the Use of the Term "Maine Water" to Water From Maine"

S.P. 410 L.D. 1354

Sponsored by Senator MARTIN of Aroostook. Cosponsored by Representative COWGER of Hallowell and Senator: SHOREY of Washington, Representatives: CLARK of Millinocket, DAIGLE of Arundel, DUPLESSIE of Westbrook, KOFFMAN of Bar Harbor, TOBIN of Windham, TWOMEY of Biddeford.

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

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

Bill "An Act to Require Truth in Advertising of Natural Water"

S.P. 414 L.D. 1358

Sponsored by Senator MARTIN of Aroostook. Cosponsored by Representative COWGER of Hallowell and Senators: SAWYER of Penobscot, SHOREY of Washington, Representatives: ANNIS of Dover-Foxcroft, BAKER of Bangor, CLARK of Millinocket, DAIGLE of Arundel, KOFFMAN of Bar Harbor, TOBIN of Windham.

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

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

Bill "An Act to Fund the Capital Construction and Improvements Reserve Fund"

S.P. 397 L.D. 1313

Sponsored by President MICHAUD of Penobscot. Cosponsored by Senator: CATHCART of Penobscot, Representatives: MAILHOT of Lewiston, NASS of Acton.

LEGISLATIVE RECORD - SENATE, MONDAY, MARCH 5, 2001

Bill "An Act Requiring Reimbursement to Counties for Courthouse Facilities" (EMERGENCY)  
S.P. 400 L.D. 1316

Sponsored by Senator FERGUSON of Oxford.  
Cosponsored by Representative BLISS of South Portland and Senators: CARPENTER of York, EDMONDS of Cumberland, SMALL of Sagadahoc, Representatives: HALL of Bristol, LESSARD of Topsham, USHER of Westbrook.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$28,000,000 to Provide Funds for Public School Renovations"  
S.P. 403 L.D. 1319

Sponsored by President MICHAUD of Penobscot.  
Cosponsored by Representative COLWELL of Gardiner and Senators: CATHCART of Penobscot, DAGGETT of Kennebec, GOLDTHWAIT of Hancock, TREAT of Kennebec, Representatives: COWGER of Hallowell, MAILHOT of Lewiston, NASS of Acton.

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$65,200,000 for the State's 7 Public Universities and the Maine Maritime Academy"  
S.P. 422 L.D. 1378

Sponsored by Senator CATHCART of Penobscot.  
Cosponsored by President MICHAUD of Penobscot, Representative THOMAS of Orono and Senators: BROMLEY of Cumberland, DAGGETT of Kennebec, WOODCOCK of Franklin, YOUNGBLOOD of Penobscot, Representatives: BLISS of South Portland, BUNKER of Kossuth Township, DUNLAP of Old Town, PARADIS of Frenchville.

Bill "An Act to Provide Legal Assistance to Victims of Domestic Violence"  
S.P. 435 L.D. 1437

Sponsored by President MICHAUD of Penobscot.  
Cosponsored by Speaker SAXL of Portland and Senators: EDMONDS of Cumberland, TREAT of Kennebec, Representatives: COLWELL of Gardiner, SAVAGE of Buxton.

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$7,000,000 to Fund Capital Expenses for Applied Technology Centers and Regions"  
S.P. 437 L.D. 1439

Sponsored by President MICHAUD of Penobscot.  
Cosponsored by Senators: CATHCART of Penobscot, KNEELAND of Aroostook, MARTIN of Aroostook, Representatives: BELANGER of Caribou, JONES of Greenville, SKOGLUND of St. George, STANLEY of Medway, TESSIER of Fairfield.

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$7,000,000 to Provide Adequate Facilities for Business Expansion or Relocation in the State"  
S.P. 438 L.D. 1440

Sponsored by President MICHAUD of Penobscot.  
Cosponsored by Senators: BROMLEY of Cumberland, CATHCART of Penobscot, KNEELAND of Aroostook, MARTIN of Aroostook, SHOREY of Washington, Representatives: JONES of Greenville, STANLEY of Medway, TESSIER of Fairfield.

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

Sent down for concurrence.

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Bill "An Act Relating to the Office of Substance Abuse and the Licensing of Substance Abuse Personnel"  
S.P. 404 L.D. 1320

Sponsored by Senator McALEVEY of York.  
Cosponsored by Representative BLANCHETTE of Bangor.

Resolve, to Study the Statutes Pertaining to Funeral Homes, Crematories and Cemeteries  
S.P. 413 L.D. 1357

Sponsored by President Pro Tem BENNETT of Oxford.  
Cosponsored by Representative MAYO of Bath and Representative: DUNCAN of Presque Isle.

Bill "An Act to Strengthen the Maine Sister City Relationship with Aomori, Japan"  
S.P. 436 L.D. 1438

Sponsored by Senator DAGGETT of Kennebec.  
Cosponsored by Representative MAYO of Bath and Senator: CATHCART of Penobscot.

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

Sent down for concurrence.

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Bill "An Act to Expand the Crime of Assault on a Law Enforcement Officer"  
S.P. 399 L.D. 1315

Sponsored by Senator McALEVEY of York.  
Cosponsored by Senator: CARPENTER of York, Representatives: BUNKER of Kossuth Township, CARR of Lincoln, DAVIS of Falmouth, TREADWELL of Carmel, WHEELER of Bridgewater.

Bill "An Act to Increase the Fire Investigation and Prevention Tax, Repeal Certain Fire Inspection Fees and Direct the Commissioner of Public Safety to Set Certain Fire Inspection Fees by Rule"

S.P. 418 L.D. 1362

Sponsored by Senator McALEVEY of York.  
Cosponsored by Senator: O'GARA of Cumberland,  
Representatives: BERRY of Livermore, DUPLESSIE of  
Westbrook, WHEELER of Bridgewater.  
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.

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Bill "An Act to Eliminate the \$1,000,000 Cap Eligibility  
Requirement for the School Revolving Renovation Fund"

S.P. 396 L.D. 1312

Sponsored by Senator MITCHELL of Penobscot.  
Cosponsored by Representative LEDWIN of Holden and  
Senators: NUTTING of Androscoggin, ROTUNDO of  
Androscoggin, Representatives: CUMMINGS of Portland, ESTES  
of Kittery, FULLER of Manchester, RICHARD of Madison,  
STEDMAN of Hartland, WESTON of Montville.

Bill "An Act to Improve the Academic Climate in Schools"

S.P. 402 L.D. 1318

Sponsored by Senator MITCHELL of Penobscot.  
Cosponsored by Senators: CARPENTER of York, LEMONT of  
York, NUTTING of Androscoggin, Representatives: ESTES of  
Kittery, FULLER of Manchester, STEDMAN of Hartland.

Bill "An Act to Ensure Safe and Healthy Schools"

S.P. 415 L.D. 1359

Sponsored by Senator TREAT of Kennebec.  
Cosponsored by Representative COWGER of Hallowell and  
Senators: DAGGETT of Kennebec, DOUGLASS of  
Androscoggin, LONGLEY of Waldo, Representatives: BERRY of  
Belmont, BROOKS of Winterport, DAIGLE of Arundel, NASS of  
Acton, WATSON of Farmingdale.

Resolve, to Establish a Task Force to Study Improving Economic  
Opportunities for Maine People Through Higher Education  
Attainment (EMERGENCY)

S.P. 416 L.D. 1360

Sponsored by President Pro Tem BENNETT of Oxford.

Bill "An Act to Credit a Town for Payment from Local Funds for  
School Construction"

S.P. 421 L.D. 1377

Sponsored by Senator LONGLEY of Waldo.

Bill "An Act to Fully Fund the Geographic Isolation Adjustment"  
(EMERGENCY)

S.P. 428 L.D. 1383

Sponsored by Senator WOODCOCK of Franklin.  
Cosponsored by Senator KILKELLY of Lincoln, Representative  
MENDROS of Lewiston and Senators: DAVIS of Piscataquis,  
SHOREY of Washington, Representatives: ASH of Belfast,  
GOOLEY of Farmington, McGLOCKLIN of Embden.

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

Sent down for concurrence.

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Bill "An Act to Amend the Maine Health Data Organization Laws"

S.P. 395 L.D. 1310

Sponsored by Senator RAND of Cumberland.  
Cosponsored by Representative FULLER of Manchester and  
Senator: MARTIN of Aroostook, Representatives: DUDLEY of  
Portland, MAYO of Bath, Speaker SAXL of Portland.  
Submitted by the Maine Health Data Organization pursuant to  
Joint Rule 204.

Bill "An Act to Reduce Medical Errors and Improve Patient  
Health"

S.P. 419 L.D. 1363

Sponsored by Senator RAND of Cumberland.  
Cosponsored by Representative KANE of Saco and Senator:  
TREAT of Kennebec, Representatives: DUDLEY of Portland,  
DUPLESSIE of Westbrook, FULLER of Manchester, MURPHY of  
Berwick, TRAHAN of Waldoboro.

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

Sent down for concurrence.

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Resolve, Establishing a Commission to Examine the Fisheries  
Division of the Department of Inland Fisheries and Wildlife

S.P. 401 L.D. 1317

Sponsored by President MICHAUD of Penobscot.  
Cosponsored by Representative DUNLAP of Old Town and  
Senators: CARPENTER of York, WOODCOCK of Franklin,  
Representatives: COLWELL of Gardiner, McGLOCKLIN of  
Embden, SAVAGE of Buxton, TRAHAN of Waldoboro.

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

Sent down for concurrence.



LEGISLATIVE RECORD - SENATE, MONDAY, MARCH 5, 2001

Bill "An Act to Prohibit the Use of Memorandum Decisions"  
S.P. 411 L.D. 1355

Sponsored by Senator SMALL of Sagadahoc.

Bill "An Act Concerning the State Court Library System"  
S.P. 420 L.D. 1376

Sponsored by Senator LONGLEY of Waldo.  
Approved for introduction by a majority of the Legislative Council  
pursuant to Joint Rule 205.

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

Sent down for concurrence.

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Bill "An Act to Remove the Penalty for Education Retirees Who  
Work After Retirement"

S.P. 398 L.D. 1314

Sponsored by Senator MITCHELL of Penobscot.  
Cosponsored by Representative STEDMAN of Hartland and  
Senators: FERGUSON of Oxford, LEMONT of York, SMALL of  
Sagadahoc, Representatives: ESTES of Kittery, FULLER of  
Manchester, LEDWIN of Holden, RICHARD of Madison,  
WESTON of Montville.

Bill "An Act to Transfer Administration of the Workers'  
Compensation Employment Rehabilitation Fund to a Voluntary  
Coalition of Parties in Interest"

S.P. 433 L.D. 1413

Sponsored by Senator MILLS of Somerset.

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

Sent down for concurrence.

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Resolve, Authorizing the Adjutant General to File a Finalized  
Declaration of Covenants and Restrictions with the Kennebec  
County Registry of Deeds in the Veterans' Memorial Cemetery  
Located on the Mount Vernon Road in Augusta

S.P. 408 L.D. 1352

Sponsored by Senator DOUGLASS of Androscoggin.  
Cosponsored by Representative BROOKS of Winterport and  
Representatives: COTE of Lewiston, O'BRIEN of Lewiston,  
PATRICK of Rumford.  
Submitted by the Department of Defense, Veterans and  
Emergency Management pursuant to Joint Rule 204.

Bill "An Act to Permit Internet-based Communications to  
Facilitate the Purchase and Distribution of Wine"  
S.P. 427 L.D. 1382

Sponsored by Senator DAGGETT of Kennebec.  
Cosponsored by Representative NORBERT of Portland and  
Senator: MITCHELL of Penobscot, Representatives: DUDLEY of  
Portland, DUNCAN of Presque Isle, MAYO of Bath.

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

Sent down for concurrence.

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Bill "An Act to Exempt Municipalities from Having to Zone for  
Mobile Home Parks"

S.P. 412 L.D. 1356

Sponsored by Senator SMALL of Sagadahoc.

Committee on **LEGAL AND VETERANS AFFAIRS** suggested  
and ordered printed.

On motion by Senator **PENDLETON** of Cumberland,  
**REFERRED** to the Committee on **STATE AND LOCAL  
GOVERNMENT**.

Sent down for concurrence.

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Bill "An Act to Amend the Laws Pertaining to the Harvest of Adult  
Eels"

S.P. 394 L.D. 1309

Sponsored by Senator LEMONT of York.  
Cosponsored by Representative LEMOINE of Old Orchard  
Beach.  
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.

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Bill "An Act to Address the Health Effects of Mercury Fillings"  
S.P. 429 L.D. 1409

Sponsored by President MICHAUD of Penobscot.  
Cosponsored by Representative STANLEY of Medway and  
Senator: MARTIN of Aroostook, Representative: SHERMAN of  
Hodgdon.

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

Sent down for concurrence.

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Bill "An Act to Extend the Homestead Property Tax Exemption to Persons Living in Cooperative Housing"

S.P. 426 L.D. 1381

Sponsored by Senator CATHCART of Penobscot.  
Cosponsored by Senator: KNEELAND of Aroostook,  
Representatives: BOWLES of Sanford, BUNKER of Kossuth  
Township, CHASE of Levant, McLAUGHLIN of Cape Elizabeth,  
THOMAS of Orono.

RESOLUTION, Proposing an Amendment to the Constitution of  
Maine to Repeal Constraints on the Property Tax and to Make  
the State Jointly Responsible with Municipalities for Equity in  
Education

S.P. 430 L.D. 1410

Sponsored by Senator MILLS of Somerset.

Bill "An Act to Provide Private Landowners Incentives for  
Conservation and Public Access"

S.P. 439 L.D. 1441

Sponsored by Senator KILKELLY of Lincoln.  
Cosponsored by Representative DUNLAP of Old Town and  
President MICHAUD of Penobscot, Senators: SMALL of  
Sagadahoc, Representatives: ETNIER of Harpswell, GREEN of  
Monmouth, KOFFMAN of Bar Harbor, McLAUGHLIN of Cape  
Elizabeth, NASS of Acton, Speaker SAXL of Portland.

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

Sent down for concurrence.

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Bill "An Act to Increase the Maine Turnpike Authority Bond Limit"

S.P. 409 L.D. 1353

Sponsored by Senator SAVAGE of Knox.  
Cosponsored by Representative McNEIL of Rockland and  
Senator: O'GARA of Cumberland, Representative: COLLINS of  
Wells.

Bill "An Act to Allow the Maine Turnpike Authority to Levy an  
Administrative Fee against Toll Evaders"

S.P. 417 L.D. 1361

Sponsored by Senator SAVAGE of Knox.  
Cosponsored by Representative McNEIL of Rockland and  
Senator: O'GARA of Cumberland, Representative: COLLINS of  
Wells.

Bill "An Act Regarding Uninsured Drivers"

S.P. 425 L.D. 1380

Sponsored by Senator CATHCART of Penobscot.  
Cosponsored by Representative BROOKS of Winterport and  
Senator: GAGNON of Kennebec, Representatives: BUNKER of  
Kossuth Township, LORING of the Penobscot Nation, PARADIS  
of Frenchville, THOMAS of Orono.

Bill "An Act to Protect Highway Travelers and Maine's Highway  
System by Increasing Fines on Excessively Loaded Trucks"

S.P. 431 L.D. 1411

Sponsored by Senator O'GARA of Cumberland.  
Cosponsored by Representative FISHER of Brewer and  
Senators: KNEELAND of Aroostook, SAVAGE of Knox,  
Representatives: BOUFFARD of Lewiston, COLLINS of Wells,  
JODREY of Bethel, MARLEY of Portland, McKENNEY of  
Cumberland, McNEIL of Rockland.

Submitted by the Department of Transportation pursuant to Joint  
Rule 204.

Bill "An Act Making Unified Appropriations and Allocations for the  
Expenditures of State Government, Highway Fund and Changing  
Certain Provisions of the Law Necessary to the Proper  
Operations of State Government for the Fiscal Years Ending  
June 30, 2002 and June 30, 2003" (EMERGENCY)

S.P. 434 L.D. 1414

Sponsored by Senator SAVAGE of Knox. (GOVERNOR'S BILL)  
Cosponsored by Representative FISHER of Brewer and Senator:  
O'GARA of Cumberland, Representatives: BOUFFARD of  
Lewiston, COLLINS of Wells, MARLEY of Portland, McKENNEY  
of Cumberland, McNEIL of Rockland, WHEELER of Bridgewater.

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

Sent down for concurrence.

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Bill "An Act Relating to the Transfer of Certain Privileges  
Bestowed by the Legislature upon Great Northern Paper, Inc. to  
Great Northern Energy, LLC"

S.P. 432 L.D. 1412

Sponsored by President MICHAUD of Penobscot.  
Cosponsored by Representative STANLEY of Medway and  
Representative: CLARK of Millinocket.

Bill "An Act to Create the Boothbay Region Water District"  
(EMERGENCY)

S.P. 440 L.D. 1442

Sponsored by Senator KILKELLY of Lincoln.  
Cosponsored by Representative: HONEY of Boothbay.

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

Sent down for concurrence.

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**Pursuant to Statutes  
Worker's Compensation Commission**

Senator EDMONDS for the **Worker's Compensation Commission**, pursuant to the Maine Revised Statutes, Title 39-A, section 152, subsection 11 asked leave to report that the accompanying Bill "An Act to Amend the Workers' Compensation Laws Regarding Contracts for Services to Administer Reimbursement Requests"

S.P. 405 L.D. 1311

Be **REFERRED** to the Committee on **LABOR** and ordered printed pursuant to Joint Rule 218.

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

**REFERRED** to the Committee on **LABOR** and ordered printed pursuant to Joint Rule 218.

Sent down for concurrence.

---

**Pursuant to Statutes  
Joint Standing Committee on Natural Resources**

Senator MARTIN for the **Joint Standing Committee on Natural Resources**, pursuant to Public Law 1999, chapter 500, section 6 asked leave to report that the accompanying Bill "An Act to Implement the Recommendations of the Department of Environmental Protection on Ambient Water Quality Criteria for Mercury" (EMERGENCY)

S.P. 393 L.D. 1308

Be **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed pursuant to Joint Rule 218.

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

**REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed pursuant to Joint Rule 218.

Sent down for concurrence.

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**ORDERS**

**Joint Order**

On motion by Senator **TREAT** of Kennebec (Cosponsored by Representative LaVERDIERE of Wilton and Senator LONGLEY of Waldo, Representative MADORE of Augusta) the following Joint Order: S.P. 423

**ORDERED**, the House concurring, that the Joint Study Committee to Study the Need for Additional Civil Legal Resources is established as follows.

1. Committee established. The Joint Study Committee to Study the Need for Additional Civil Legal Resources, referred to in this order as the "committee," is established.

2. Committee membership. The committee consists of the following members:

A. Two members of the Senate, appointed by the presiding President of the Senate; and

B. Four members of the House of Representatives, appointed by the Speaker of the House. When making the appointments, the Speaker of the House shall give preference to members from the following committees: the Joint Standing Committee on Judiciary and the Joint Standing Committee on Criminal Justice.

3. Chairs. The first named Senate member is the Senate chair of the committee and the first named House of Representatives member is the House chair.

4. Appointments; convening committee. All appointments must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been made. The chairs of the committee shall call and convene the first meeting of the committee no later than June 15, 2001.

5. Duties. The committee shall study the need, if any, for additional civil legal resources.

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

7. Compensation. Members of the committee are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement for travel and other necessary expenses for attendance at authorized meetings of the committee.

8. Report. The committee shall report on issues studied with any recommended legislation to the Second Regular Session of the 120th Legislature no later than November 1, 2001. If the committee requires an extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

9. Committee budget. The chairs of the committee, with assistance from the committee staff, shall administer the committee's budget. Within 10 days after its first meeting, the committee shall present a work plan and proposed budget to the Legislative Council for approval. The committee may not incur expenses that would result in the committee's exceeding its approved budget. Upon request from the committee, the Executive Director of the Legislative Council or the Executive Director's designee shall promptly provide the committee chairs and staff with a status report on the committee's budget, expenditures incurred and paid and available funds.

**READ.**

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

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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass**

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Allow the Transfer of a Valid Turkey Permit to a Juvenile or Senior Citizen"

H.P. 45 L.D. 54

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**.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

---

The Committee on **INLAND FISHERIES AND WILDLIFE** on Resolve, to Simplify the System of Licenses Issued by the Department of Inland Fisheries and Wildlife

H.P. 67 L.D. 76

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

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

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

**READ ONCE**.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

---

**Senate**

**Ought to Pass**

Senator DOUGLASS for the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Clarify the Laws Prohibiting Consumption or Possession of Alcohol by a Minor" S.P. 74 L.D. 294

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

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

**READ ONCE**.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

---

**SECOND READERS**

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

**House**

Bill "An Act to Designate the First Saturday in September as Colonel Freeman McGilvery Day"

H.P. 108 L.D. 112

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

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

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**ORDERS OF THE DAY**

**Unfinished Business**

The following matter 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 (2/22/01) Assigned matter:

Bill "An Act to Amend the Laws Governing Public Easements and the Discontinuance of Town Ways"

H.P. 772 L.D. 1016

Tabled - February 22, 2001, by Senator **DAVIS** of Piscataquis

Pending - **REFERENCE**

(Committee on **TRANSPORTATION** suggested and ordered printed.)

(In House, February 20, 2001, **REFERRED** to the Committee on **JUDICIARY**.)

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

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Senate at Ease.

Senate called to order by the President.

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Off Record Remarks

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Senator **GOLDTHWAIT** of Hancock was granted unanimous consent to address the Senate off the Record.

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

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

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On motion by the Chair, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

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Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Establish the Dairy Industry Fund" (EMERGENCY)  
H.P. 1022 L.D. 1371

Bill "An Act to Require State Parks to Honor the Golden Access Passport"  
H.P. 1061 L.D. 1424

Bill "An Act to Establish a Fund for Marketing and Improvements in Agricultural Fairs"  
H.P. 1062 L.D. 1425

Bill "An Act to Allow the Purchase of Rabies Vaccine by Livestock Farmers"  
H.P. 1063 L.D. 1426

Bill "An Act to Require Licensing of Domestic Cats"  
H.P. 1072 L.D. 1435

Come 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.

---

Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Establish the Maine Research and Development Evaluation Fund"  
H.P. 988 L.D. 1325

Bill "An Act to Appropriate Funds for Special Testing at the Norridgewock Landfill" (EMERGENCY)  
H.P. 1001 L.D. 1338

Resolve, to Amend Certain Dates for the Issuance of Bonds (EMERGENCY)  
H.P. 1002 L.D. 1339

Bill "An Act to Provide Funding for Low-barrier Homeless Teen Shelters"  
H.P. 1016 L.D. 1365

Bill "An Act to Renew the New Century Program"  
H.P. 1070 L.D. 1433

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.

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Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act to Provide Health Insurance to Uninsured Maine Residents"  
H.P. 1043 L.D. 1400

Comes 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.

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Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Transfer Oversight of Geologists to the Bureau of Geology and Natural Areas"  
H.P. 1012 L.D. 1349

Bill "An Act Providing for the Licensure of Ophthalmic Dispensing"

H.P. 1050 L.D. 1407

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.

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Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Resolve, Establishing the Commission to Examine the Maine Correctional Institute (EMERGENCY)

H.P. 993 L.D. 1330

Bill "An Act to Increase the Penalties for Criminal Speeding and Operating After Suspension"

H.P. 1006 L.D. 1343

Bill "An Act to Reduce the Risks Posed by Intoxicated Persons Under Arrest"

H.P. 1019 L.D. 1368

Bill "An Act to Require the State to Post the Name, Picture and Location of an Individual who is Convicted of a Child Sex Crime"

H.P. 1040 L.D. 1397

Bill "An Act to Amend the Law Regarding the Release of the Identity of Certain Juveniles Accused of Crimes"

H.P. 1060 L.D. 1423

Bill "An Act to Encourage Greater Acquisition, Deployment and Use of Automated External Defibrillators"

H.P. 1069 L.D. 1432

Bill "An Act to Amend the Maine Criminal Code to Reduce the Incentive to Commit Theft"

H.P. 1071 L.D. 1434

Bill "An Act to Make Adultery Illegal"

H.P. 1074 L.D. 1443

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.

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Bill "An Act Creating Offenses Against Unborn Children"

H.P. 1049 L.D. 1406

Committee on **CRIMINAL JUSTICE** suggested and ordered printed.

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

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

---

Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Permit the Submission of Citizens' Initiatives and Citizens' Vetoes to School Districts"

H.P. 1004 L.D. 1341

Bill "An Act to Reinstate the Cost-of-living Factor in the School Funding Formula"

H.P. 1033 L.D. 1390

Bill "An Act to Enhance the Professional Skills of Maine's Educational Technicians"

H.P. 1036 L.D. 1393

Resolve, to Establish the Task Force on School Governance (EMERGENCY)

H.P. 1046 L.D. 1403

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.

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Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Create the Maine Health Data Processing Center"

H.P. 980 L.D. 1304

Resolve, Establishing the Blue Ribbon Commission to Review Foster Care and Adoption Systems in the State

H.P. 1007 L.D. 1344

Resolve, to Establish the Legislative Task Force to Make Legislative and Policy Recommendations to Strengthen Consumer Protection and Quality Outcomes for All In-home and Home Health Care Services

H.P. 1008 L.D. 1345

Resolve, to Establish a Commission to Study the Health Care Workforce Shortage

H.P. 1009 L.D. 1346

Resolve, to Ensure Access to Care for Breast and Cervical Cancer for Medicaid Recipients

H.P. 1018 L.D. 1367

Bill "An Act to Make Active Public Health Investigation Records Confidential"

H.P. 1027 L.D. 1384

Bill "An Act Relating to Low-cost Prescription Drugs"

H.P. 1029 L.D. 1386

Bill "An Act to Amend the Health Care Facility Immunization Laws"

H.P. 1044 L.D. 1401

Bill "An Act to Amend the Membership of the Substance Abuse Services Commission"

H.P. 1054 L.D. 1417

Resolve, to Establish a Commission to Examine Methods to Ensure the Safety of Children and Families

H.P. 1068 L.D. 1431

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.

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Bill "An Act to Restrict the Issuance of Recreational Licenses for Nonpayment of Child Support"

H.P. 1010 L.D. 1347

Committee on **HEALTH AND HUMAN SERVICES** 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 Decrease the Length of Time a Person Has to Make Child Support Payments Before Being Considered Not In Compliance"

H.P. 1015 L.D. 1364

Committee on **HEALTH AND HUMAN SERVICES** 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.

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Bill "An Act to Ensure Safety and Health Standards in Outpatient Medical or Surgical Facilities"

H.P. 1034 L.D. 1391

Committee on **HEALTH AND HUMAN SERVICES** 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.

---

Out of order and under suspension of the Rules, the Senate considered the following:

#### **PAPERS FROM THE HOUSE**

##### **House Papers**

Bill "An Act to Authorize the Commissioner of Inland Fisheries and Wildlife to Extend the Deer Hunting Season"

H.P. 1055 L.D. 1418

Bill "An Act to Create an Antlerless Deer Hunting License"

H.P. 1058 L.D. 1421

Bill "An Act to Allow Hunters to Transfer an Antlerless Deer Permit"

H.P. 1059 L.D. 1422

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.

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Out of order and under suspension of the Rules, the Senate considered the following:

#### **PAPERS FROM THE HOUSE**

##### **House Papers**

Bill "An Act Concerning Responsibilities of Conservators for Persons With Disability and Minors"

H.P. 1017 L.D. 1366

Bill "An Act to Encourage and Support a Mother's Decision to Breast-feed in this State"

H.P. 1039 L.D. 1396

Bill "An Act to Encourage Joint Child Rearing Between Divorced Parents"

H.P. 1048 L.D. 1405

Bill "An Act to Protect Parents from Undue Influence in Child Protective Actions"

H.P. 1081 L.D. 1450

Bill "An Act to Amend the Laws that Govern Property that is Exempt from Attachment and Execution"

H.P. 1084 L.D. 1453

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

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

---

Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Support Continued Operation of the Workers' Compensation Board" (EMERGENCY)

H.P. 989 L.D. 1326

Bill "An Act to Improve Retirement Benefits for Marine Patrol Officers"

H.P. 995 L.D. 1332

Bill "An Act to Clarify the Employment Status of Owner-operators in the Trucking Industry"

H.P. 998 L.D. 1335

Bill "An Act to Prohibit the Use of State Funds by Health Care Providers to Influence Union Organizing"

H.P. 1037 L.D. 1394

Bill "An Act to Improve Working Conditions for Migrant Workers"

H.P. 1038 L.D. 1395

Bill "An Act to Prioritize Access to Training Under the Workforce Investment Act of 1998"

H.P. 1042 L.D. 1399

Bill "An Act to Require Employers to Offer Benefits to Cohabitants of Employees"

H.P. 1057 L.D. 1420

Bill "An Act to Provide Equity in the Retirement Plans for State Law Enforcement Officers and Prison Guards"

H.P. 1073 L.D. 1436

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

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

---

Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Change the Status of the Discount State Liquor Store in Calais"

H.P. 984 L.D. 1321

Bill "An Act to Shorten the Period in which the Bureau of Liquor Enforcement Acts on Appeals"

H.P. 986 L.D. 1323

Bill "An Act to Hold Petition Circulators to the Same Standards as Political Candidates"

H.P. 1000 L.D. 1337

Bill "An Act to Hold an Advisory Referendum on Term Limits"

H.P. 1003 L.D. 1340

Bill "An Act to Amend the Laws Regarding Investigations by the Commission on Governmental Ethics and Election Practices"

H.P. 1020 L.D. 1369

Bill "An Act to Amend the Laws Governing Lobbyists and the Laws Administered by the Commission on Governmental Ethics and Election Practices"

H.P. 1024 L.D. 1373

Resolve, to Study the Various Types of Ballots Used in the State

H.P. 1032 L.D. 1389

Bill "An Act to Amend the Laws Regarding Harness Racing"

H.P. 1052 L.D. 1415

Bill "An Act to Require Political Workers to Wear Name Tags and to Identify Themselves as Political Workers"

H.P. 1077 L.D. 1446

Bill "An Act to Protect Off-track Betting Facilities"

H.P. 1078 L.D. 1447

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.

---

Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**



Resolve, to Allow Coastal Municipalities to Regulate the Use of Personal Watercraft

H.P. 990 L.D. 1327

Bill "An Act to Modify Municipal Shellfish Ordinances"

H.P. 997 L.D. 1334

Bill "An Act to Establish a Buffer Zone for Aquaculture Leases for Mussels" (EMERGENCY)

H.P. 1023 L.D. 1372

Bill "An Act to Create the Maine Soft-shell Clam Advisory Council"

H.P. 1025 L.D. 1374

Bill "An Act to Set the Mussel Size Limit"

H.P. 1035 L.D. 1392

Bill "An Act to Amend the Aquaculture Leasing Law" (EMERGENCY)

H.P. 1065 L.D. 1428

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.

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Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Ensure the Financial Stability and Effectiveness of Certain Pollution Abatement Programs Administered by the Department of Environmental Protection"

H.P. 1011 L.D. 1348

Resolve, to Create a Stakeholders Group to Modernize Maine's Clean Air Policy

H.P. 1047 L.D. 1404

Bill "An Act to Pay for Cleanup of Contamination at a Waste Oil Disposal Site in Plymouth" (EMERGENCY)

H.P. 1051 L.D. 1408

Resolve, to Assess the Consequences of Climate Change in the State

H.P. 1066 L.D. 1429

Bill "An Act to Ensure Municipal Authority over Sludge and Septage Land Spreading Sites"

H.P. 1080 L.D. 1449

Bill "Resolve, to Study the Establishment of the Department of Environmental Protection as the Lead Response Agency in All Emergency Releases and Spills of Toxic or Hazardous Materials"

H.P. 1085 L.D. 1454

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.

---

Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Amend the Laws Governing Registers of Deeds"

H.P. 991 L.D. 1328

Resolve, to Create Health Days in Maine

H.P. 999 L.D. 1336

Bill "An Act to Require the Secretary of State to Make Available at Cost the Laws of Maine on CD-ROM"

H.P. 1030 L.D. 1387

Bill "An Act to Protect Maine Land Titles by Bringing Finality to Zoning and Subdivision Decisions of Municipalities and the Maine Land Use Regulation Commission"

H.P. 1031 L.D. 1388

Bill "An Act to Expand Participation Between Adjoining Towns for Approval of Subdivisions"

H.P. 1067 L.D. 1430

Bill "An Act to Enhance Local Accountability"

H.P. 1075 L.D. 1444

Bill "An Act to Designate a Day of Reflection and Tolerance"

H.P. 1079 L.D. 1448

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Popular Election of the Constitutional Officers and State Auditor

H.P. 1083 L.D. 1452

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.

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Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Establish Standards of Depreciation in Determining the Assessed Value of Personal Property in the Business Equipment Reimbursement Program"  
H.P. 992 L.D. 1329

Bill "An Act to Increase the Tax Deduction Benefit for Retired Teachers to \$10,000"  
H.P. 1021 L.D. 1370

Bill "An Act to Establish Minimum Standards of Eligibility for the Property Tax Exemption for Charitable Institutions"  
H.P. 1026 L.D. 1375

Bill "An Act to Remove the Tax on Food, Nonalcoholic Beverages and Medicine"  
H.P. 1082 L.D. 1451

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

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

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Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Resolve, to Authorize the Development of a New Railroad Bridge on the Union Branch Railroad Line over Back Cove in Portland  
H.P. 1053 L.D. 1416

Bill "An Act to Prohibit Roadblocks for the Purpose of Enforcing the Seat Belt Law for Adults" (EMERGENCY)  
H.P. 1064 L.D. 1427

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

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

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Out of order and under suspension of the Rules, the Senate considered the following:

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act to Increase the Borrowing Capacity of the Topsham Sewer District" (EMERGENCY)  
H.P. 985 L.D. 1322

Bill "An Act to Permit Consumer-owned Water Utilities to Exercise Local Control Regarding Matters within the Jurisdiction of the Public Utilities Commission"  
H.P. 996 L.D. 1333

Bill "An Act to Amend the Laws Regarding When the Public Utilities Commission Must Give Notice of its Proceedings"  
H.P. 1028 L.D. 1385

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.

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Off Record Remarks

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Senate at Ease.

Senate called to order by the President.

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Off Record Remarks

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The President appointed the Senator from Piscataquis, Senator **DAVIS**, to serve as President Pro Tem for the session on Thursday, March 8, 2001.

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On motion by Senator **DAVIS** of Piscataquis, **ADJOURNED** to Thursday, March 8, 2001, at 9:00 in the morning.